

**HOUSE BILL No. 2592**

By: Committee on Transportation

2-7

1 AN ACT concerning motor vehicles; relating to distinctive license plates;  
2 providing for the American legion, knights of Columbus and proud  
3 educator license plates; providing for lowered license plate  
4 commitments and costs prior to production of plates; amending K.S.A. 8-  
5 2019 Supp. 8-1, 141 and 8-1, 142 and repealing the existing sections.  
6

7 *Be it enacted by the Legislature of the State of Kansas:*

8 New Section 1. (a) On and after January 1, 2021, any owner or lessee  
9 of one or more passenger vehicles or trucks registered for a gross weight  
10 of 20,000 pounds or less, who is a resident of Kansas, upon compliance  
11 with the provisions of this section, may be issued one American legion  
12 license plate for each such passenger vehicle or truck. Such license plates  
13 shall be issued for the same time as other license plates upon proper  
14 registration and payment of the regular license fee as provided in K.S.A. 8-  
15 143, and amendments thereto, and either the payment to the county  
16 treasurer of the logo use royalty payment or the presentation of the annual  
17 logo use authorization statement provided for in subsection (b).

18 (b) The American legion may authorize the use of the organization's  
19 logo to be affixed on license plates as provided by this section. Any motor  
20 vehicle owner or lessee may apply annually to the American legion for use  
21 of such logo. Such owner or lessee shall pay an amount of not less than  
22 \$25 nor more than \$100 to the American legion as a logo use royalty  
23 payment for each such license plate to be issued. The logo use royalty  
24 payment shall be paid to either:

25 (1) The American legion, who shall issue to the motor vehicle owner  
26 or lessee, without further charge, a logo use authorization statement that  
27 shall be presented by the motor vehicle owner or lessee at the time of  
28 registration; or

29 (2) the county treasurer.

30 (c) Any applicant for a license plate authorized by this section may  
31 make application for such license plate not less than 60 days prior to such  
32 person's renewal of registration date, on a form prescribed and furnished  
33 by the director of vehicles, and any applicant for such license plate shall  
34 either provide the annual logo use authorization statement provided for in  
35 subsection (b) or pay to the county treasurer the logo use royalty payment.  
36 Application for registration of a passenger vehicle or truck and issuance of

Proposed Amendments to HB 2592  
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1 the director.

2 (d) No registration or license plate issued under this section shall be  
3 transferable to any other person.

4 (e) The director of vehicles may transfer a proud educator license  
5 plate from a leased vehicle to a purchased vehicle.

6 (f) Renewals of registration under this section shall be made annually,  
7 upon payment of the fee prescribed in subsection (a), in the manner  
8 prescribed in K.S.A. 8-132(b), and amendments thereto. No renewal of  
9 registration shall be made to any applicant until such applicant provides to  
10 the county treasurer either the annual logo use authorization statement  
11 provided for in subsection (b) or the payment of the annual royalty  
12 payment. If such statement is not presented at the time of registration or  
13 faxed by the Kansas educators support foundation, or the annual royalty  
14 payment is not made to the county treasurer, the applicant shall be required  
15 to comply with the provisions of K.S.A. 8-143, and amendments thereto,  
16 and return the license plate to the county treasurer of such person's  
17 residence.

18 (g) The Kansas educators support foundation shall provide to all  
19 county treasurers an electronic mail address where applicants can contact  
20 the Kansas educators support foundation for information concerning the  
21 application process or the status of such applicant's license plate  
22 application.

23 (h) The Kansas educators support foundation, with the approval of  
24 the director of vehicles, shall design a plate to be issued under the  
25 provisions of this section.

26 (i) As a condition of receiving the proud educator license plate and  
27 any subsequent registration renewal of such license plate, the applicant  
28 shall consent to the division authorizing the division's release of motor  
29 vehicle record information, including the applicant's name, address,  
30 royalty payment amount, plate number and vehicle type to the Kansas  
31 educators support foundation and the state treasurer.

32 (j) The collection and remittance of annual royalty payments by the  
33 county treasurer shall be subject to the provisions of K.S.A. 8-1,141(h),  
34 and amendments thereto.

35 Sec. 4. K.S.A. 2019 Supp. 8-1,141 is hereby amended to read as  
36 follows: 8-1,141. (a) Any new distinctive license plate authorized for  
37 issuance on and after July 1, 1994, shall be subject to the personalized  
38 license plate fee prescribed by K.S.A. 8-132(c), and amendments thereto.  
39 This section shall not apply to any distinctive license plate authorized prior  
40 to July 1, 1994.

41 (b) The director of vehicles shall not issue any new distinctive license  
42 plate authorized for issuance on and after July 1, 1995, unless there is a  
43 guarantee of an initial issuance of at least \$~~90~~ license plates.

1 (c) The provisions of this section shall not apply to distinctive license  
2 plates issued under the provisions of K.S.A. 8-1.145, *and amendments*  
3 *thereto*, or K.S.A. 2019 Supp. 8-177d, 8-1.163, 8-1.166, 8-1.185, 8-1.186,  
4 8-1.187 or 8-1.188, and amendments thereto.

5 (d) The provisions of subsection (a), shall not apply to distinctive  
6 license plates issued under the provisions of K.S.A. 8-1.146 or 8-1.148,  
7 and amendments thereto, or K.S.A. 2019 Supp. 8-1.153, 8-1.158 or 8-  
8 1.161, and amendments thereto.

9 (e) The provisions of subsection (f) shall not apply to distinctive  
10 license plates issued under the provisions of K.S.A. 2019 Supp. 8-1.160  
11 and 8-1.183, and amendments thereto, except that the division shall delay  
12 the manufacturing and issuance of such distinctive license plate until the  
13 division has received not less ~~fewer~~ than ~~1,000~~ 100 orders for such plate,  
14 including payment of the personalized license plate fee required under  
15 subsection (a). Upon certification by the director of vehicles to the director  
16 of accounts and reports that not less ~~fewer~~ than ~~1,000~~ 100 paid orders for  
17 such plate have been received, the director of accounts and reports shall  
18 transfer ~~\$40,000~~ \$4,000 from the state highway fund to the distinctive  
19 license plate fund.

20 (f) (1) Any person or organization sponsoring any distinctive license  
21 plate authorized by the legislature on and after July 1, 2004, shall submit  
22 to the division of vehicles a nonrefundable amount not to exceed ~~\$20,000~~  
23 \$5,000 to defray the division's cost for developing such distinctive license  
24 plate.

25 (2) All moneys received under this subsection shall be remitted by the  
26 secretary of revenue to the state treasurer in accordance with the  
27 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of  
28 each such remittance, the state treasurer shall deposit the entire amount in  
29 the state treasury to the credit of the distinctive license plate fund which is  
30 hereby created in the state treasury. All moneys credited to the distinctive  
31 license plate fund shall be used by the department of revenue only for the  
32 purpose associated with the development of distinctive license plates. All  
33 expenditures from the distinctive license plate application fee fund shall be  
34 made in accordance with appropriation acts, upon warrants of the director  
35 of accounts and reports issued pursuant to vouchers approved by the  
36 secretary of the department of revenue.

37 (g) (1) Except for educational institution license plates issued under  
38 K.S.A. 8-1.142, and amendments thereto, the director of vehicles shall  
39 discontinue the issuance of any distinctive license plate authorized prior to  
40 July 1, 2004, ~~and which~~ *that* is subject to the provisions of subsection (b)  
41 if:

42 (A) ~~less than 500 license plates, including annual renewals, are~~  
43 ~~issued for that distinctive license plate by July 1, 2006, and~~

1 ~~(B) less than 250~~ license plates, including annual renewals, are 125  
 2 issued for that distinctive license plate during any subsequent two-year  
 3 period after July 1, 2006.

4 (2) The director of vehicles shall discontinue the issuance of any  
 5 distinctive license plate authorized on and after July 1, 2004, if: 250

6 (A) ~~less than 500~~ plates, including annual renewals, are issued  
 7 for that distinctive license plate by the end of the second year of sales; and 125

8 (B) ~~less than 250~~ license plates, including annual renewals, are  
 9 issued for that distinctive license plate during any subsequent two-year  
 10 period.

11 (h) An application for any distinctive license plate issued after  
 12 December 31, 2012, and the a corresponding royalty-fee payment may be  
 13 collected either by the county treasurer or the entity benefiting from the  
 14 issuance of the distinctive license plate. Annual royalty payments collected  
 15 by the county treasurers shall be remitted to the state treasurer in  
 16 accordance with the provisions of K.S.A. 75-4215, and amendments  
 17 thereto. Upon receipt of each such remittance the state treasurer shall  
 18 deposit the entire amount in the state treasury to the credit of a segregated  
 19 royalty fund which shall be administered by the state treasurer. All  
 20 expenditures from the royalty fund shall be made in accordance with  
 21 appropriation acts upon warrants of the director of accounts and reports  
 22 issued pursuant to vouchers approved by the state treasurer or the state  
 23 treasurer's designee. Payments from the royalty fund shall be made to the  
 24 entity benefiting from the issuance of the distinctive license plate on a  
 25 monthly basis.

26 (i) Notwithstanding any other provision of law, for any distinctive  
 27 license plate, the division shall produce such distinctive license plate for a  
 28 motorcycle upon request to the division by the organization sponsoring the  
 29 distinctive license plate.

30 (j) In addition to any residency requirements for all distinctive license  
 31 plates, any person not a resident of Kansas, serving as a member of the  
 32 armed forces stationed in this state shall be eligible to apply for any  
 33 distinctive license plate as if the individual was a resident of this state.  
 34 Such person shall be eligible to renew the distinctive license plate  
 35 registration as long as the person is still stationed in this state at the time  
 36 the registration is renewed.

37 Sec. 5. K.S.A. 2019 Supp. 8-1,142 is hereby amended to read as  
 38 follows: 8-1,142. (a) As used in this section, "educational institution"  
 39 means:

- 40 (1) Any state educational institution under the control and supervision
- 41 of the state board of regents;
- 42 (2) any municipal university;
- 43 (3) any not-for-profit independent institution of higher education