

HOUSE BILL No. 2007

By Representative Williams

1-4

1 AN ACT concerning motor vehicles; relating to distinctive license plates;
2 providing license plates for retired members of the United States army,
3 navy, marine corps, air force and coast guard; amending K.S.A. 2018
4 Supp. 8-1,141 and 8-1,147 and repealing the existing sections.
5

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

7 New Section 1. (a) On and after January 1, 2020, any owner or lessee
8 of one or more passenger vehicles, trucks of a gross weight of 20,000
9 pounds or less or motorcycles, who is a resident of Kansas, and who
10 submits satisfactory proof to the director of vehicles, in accordance with
11 rules and regulations adopted by the secretary of revenue, that such person
12 is a retired member of the United States army, upon compliance with the
13 provisions of this section, may be issued one distinctive license plate for
14 each such passenger vehicle, truck or motorcycle designating such person
15 as a retired member of the United States army. Such license plates shall be
16 issued for the same period of time as other license plates upon proper
17 registration and payment of the regular license fee as provided in K.S.A. 8-
18 143, and amendments thereto.

19 (b) Any person who is a retired member of the United States army
20 may make application for such distinctive license plates, not less than 60
21 days prior to such person's renewal of registration date, on a form
22 prescribed and furnished by the director of vehicles, and any applicant for
23 the distinctive license plates shall furnish the director with proof as the
24 director shall require that the applicant is a retired member of the United
25 States army. Application for the registration of a passenger vehicle, truck
26 or motorcycle and issuance of the license plates under this section shall be
27 made by the owner or lessee in a manner prescribed by the director of
28 vehicles upon forms furnished by the director.

29 (c) No registration or distinctive license plate issued under the
30 authority of this section shall be transferable to any other person.

31 (d) Renewals of registration under this section shall be made
32 annually, upon payment of the fee prescribed in subsection (a), in the
33 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
34 renewal of registration shall be made to any applicant until such applicant
35 has filed with the director a form as provided in subsection (b). If such
36 form is not filed, the applicant shall be required to comply with K.S.A. 8-

1 143, and amendments thereto, and return the distinctive license plates to
2 the county treasurer of such person's residence.

3 New Sec. 2. (a) On and after January 1, 2020, any owner or lessee of
4 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
5 or less or motorcycles, who is a resident of Kansas, and who submits
6 satisfactory proof to the director of vehicles, in accordance with rules and
7 regulations adopted by the secretary of revenue, that such person is a
8 retired member of the United States navy, upon compliance with the
9 provisions of this section, may be issued one distinctive license plate for
10 each such passenger vehicle, truck or motorcycle designating such person
11 as a retired member of the United States navy. Such license plates shall be
12 issued for the same period of time as other license plates upon proper
13 registration and payment of the regular license fee as provided in K.S.A. 8-
14 143, and amendments thereto.

15 (b) Any person who is a retired member of the United States navy
16 may make application for such distinctive license plates, not less than 60
17 days prior to such person's renewal of registration date, on a form
18 prescribed and furnished by the director of vehicles, and any applicant for
19 the distinctive license plates shall furnish the director with proof as the
20 director shall require that the applicant is a retired member of the United
21 States navy. Application for the registration of a passenger vehicle, truck
22 or motorcycle and issuance of the license plates under this section shall be
23 made by the owner or lessee in a manner prescribed by the director of
24 vehicles upon forms furnished by the director.

25 (c) No registration or distinctive license plate issued under the
26 authority of this section shall be transferable to any other person.

27 (d) Renewals of registration under this section shall be made
28 annually, upon payment of the fee prescribed in subsection (a), in the
29 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
30 renewal of registration shall be made to any applicant until such applicant
31 has filed with the director a form as provided in subsection (b). If such
32 form is not filed, the applicant shall be required to comply with K.S.A. 8-
33 143, and amendments thereto, and return the distinctive license plates to
34 the county treasurer of such person's residence.

35 New Sec. 3. (a) On and after January 1, 2020, any owner or lessee of
36 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
37 or less or motorcycles, who is a resident of Kansas, and who submits
38 satisfactory proof to the director of vehicles, in accordance with rules and
39 regulations adopted by the secretary of revenue, that such person is a
40 retired member of the United States marine corps, upon compliance with
41 the provisions of this section, may be issued one distinctive license plate
42 for each such passenger vehicle, truck or motorcycle designating such
43 person as a retired member of the United States marine corps. Such license

1 plates shall be issued for the same period of time as other license plates
2 upon proper registration and payment of the regular license fee as provided
3 in K.S.A. 8-143, and amendments thereto.

4 (b) Any person who is a retired member of the United States marine
5 corps may make application for such distinctive license plates, not less
6 than 60 days prior to such person's renewal of registration date, on a form
7 prescribed and furnished by the director of vehicles, and any applicant for
8 the distinctive license plates shall furnish the director with proof as the
9 director shall require that the applicant is a retired member of the United
10 States marine corps. Application for the registration of a passenger vehicle,
11 truck or motorcycle and issuance of the license plates under this section
12 shall be made by the owner or lessee in a manner prescribed by the
13 director of vehicles upon forms furnished by the director.

14 (c) No registration or distinctive license plate issued under the
15 authority of this section shall be transferable to any other person.

16 (d) Renewals of registration under this section shall be made
17 annually, upon payment of the fee prescribed in subsection (a), in the
18 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
19 renewal of registration shall be made to any applicant until such applicant
20 has filed with the director a form as provided in subsection (b). If such
21 form is not filed, the applicant shall be required to comply with K.S.A. 8-
22 143, and amendments thereto, and return the distinctive license plates to
23 the county treasurer of such person's residence.

24 New Sec. 4. (a) On and after January 1, 2020, any owner or lessee of
25 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
26 or less or motorcycles, who is a resident of Kansas, and who submits
27 satisfactory proof to the director of vehicles, in accordance with rules and
28 regulations adopted by the secretary of revenue, that such person is a
29 retired member of the United States air force, upon compliance with the
30 provisions of this section, may be issued one distinctive license plate for
31 each such passenger vehicle, truck or motorcycle designating such person
32 as a retired member of the United States air force. Such license plates shall
33 be issued for the same period of time as other license plates upon proper
34 registration and payment of the regular license fee as provided in K.S.A. 8-
35 143, and amendments thereto.

36 (b) Any person who is a retired member of the United States air force
37 may make application for such distinctive license plates, not less than 60
38 days prior to such person's renewal of registration date, on a form
39 prescribed and furnished by the director of vehicles, and any applicant for
40 the distinctive license plates shall furnish the director with proof as the
41 director shall require that the applicant is a retired member of the United
42 States air force. Application for the registration of a passenger vehicle,
43 truck or motorcycle and issuance of the license plates under this section

1 shall be made by the owner or lessee in a manner prescribed by the
2 director of vehicles upon forms furnished by the director.

3 (c) No registration or distinctive license plate issued under the
4 authority of this section shall be transferable to any other person.

5 (d) Renewals of registration under this section shall be made
6 annually, upon payment of the fee prescribed in subsection (a), in the
7 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
8 renewal of registration shall be made to any applicant until such applicant
9 has filed with the director a form as provided in subsection (b). If such
10 form is not filed, the applicant shall be required to comply with K.S.A. 8-
11 143, and amendments thereto, and return the distinctive license plates to
12 the county treasurer of such person's residence.

13 New Sec. 5. (a) On and after January 1, 2020, any owner or lessee of
14 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
15 or less or motorcycles, who is a resident of Kansas, and who submits
16 satisfactory proof to the director of vehicles, in accordance with rules and
17 regulations adopted by the secretary of revenue, that such person is a
18 retired member of the United States coast guard, upon compliance with the
19 provisions of this section, may be issued one distinctive license plate for
20 each such passenger vehicle, truck or motorcycle designating such person
21 as a retired member of the United States coast guard. Such license plates
22 shall be issued for the same period of time as other license plates upon
23 proper registration and payment of the regular license fee as provided in
24 K.S.A. 8-143, and amendments thereto.

25 (b) Any person who is a retired member of the United States coast
26 guard may make application for such distinctive license plates, not less
27 than 60 days prior to such person's renewal of registration date, on a form
28 prescribed and furnished by the director of vehicles, and any applicant for
29 the distinctive license plates shall furnish the director with proof as the
30 director shall require that the applicant is a retired member of the United
31 States coast guard. Application for the registration of a passenger vehicle,
32 truck or motorcycle and issuance of the license plates under this section
33 shall be made by the owner or lessee in a manner prescribed by the
34 director of vehicles upon forms furnished by the director.

35 (c) No registration or distinctive license plate issued under the
36 authority of this section shall be transferable to any other person.

37 (d) Renewals of registration under this section shall be made
38 annually, upon payment of the fee prescribed in subsection (a), in the
39 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
40 renewal of registration shall be made to any applicant until such applicant
41 has filed with the director a form as provided in subsection (b). If such
42 form is not filed, the applicant shall be required to comply with K.S.A. 8-
43 143, and amendments thereto, and return the distinctive license plates to

1 the county treasurer of such person's residence.

2 Sec. 6. K.S.A. 2018 Supp. 8-1,141 is hereby amended to read as
3 follows: 8-1,141. (a) Any new distinctive license plate authorized for
4 issuance on and after July 1, 1994, shall be subject to the personalized
5 license plate fee prescribed by K.S.A. 8-132(c), and amendments thereto.
6 This section shall not apply to any distinctive license plate authorized prior
7 to July 1, 1994.

8 (b) The director of vehicles shall not issue any new distinctive license
9 plate authorized for issuance on and after July 1, 1995, unless there is a
10 guarantee of an initial issuance of at least 500 license plates.

11 (c) The provisions of this section shall not apply to distinctive license
12 plates issued under the provisions of K.S.A. 8-1,145, or K.S.A. 2018 Supp.
13 8-177d, 8-1,163, 8-1,166, 8-1,185, 8-1,186, 8-1,187-~~or~~, 8-1,188, *section*
14 *I, section 2, section 3, section 4 or section 5*, and amendments thereto.

15 (d) The provisions of subsection (a), shall not apply to distinctive
16 license plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148,
17 and amendments thereto, or K.S.A. 2018 Supp. 8-1,153, 8-1,158 or 8-
18 1,161, and amendments thereto.

19 (e) The provisions of subsection (f) shall not apply to distinctive
20 license plates issued under the provisions of K.S.A. 2018 Supp. 8-1,160
21 and 8-1,183, and amendments thereto, except that the division shall delay
22 the manufacturing and issuance of such distinctive license plate until the
23 division has received not less than 1,000 orders for such plate, including
24 payment of the personalized license plate fee required under subsection
25 (a). Upon certification by the director of vehicles to the director of
26 accounts and reports that not less than 1,000 paid orders for such plate
27 have been received, the director of accounts and reports shall transfer
28 \$40,000 from the state highway fund to the distinctive license plate fund.

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

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

1 secretary of the department of revenue.

2 (g) (1) Except for educational institution license plates issued under
3 K.S.A. 8-1,142, and amendments thereto, the director of vehicles shall
4 discontinue the issuance of any distinctive license plate authorized prior to
5 July 1, 2004, and which is subject to the provisions of subsection (b) if:

6 (A) Less than 500 license plates, including annual renewals, are
7 issued for that distinctive license plate by July 1, 2006; and

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

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

13 (A) Less than 500 plates, including annual renewals, are issued for
14 that distinctive license plate by the end of the second year of sales; and

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

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

31 (i) Notwithstanding any other provision of law, for any distinctive
32 license plate, the division shall produce such distinctive license plate for a
33 motorcycle upon request to the division by the organization sponsoring the
34 distinctive license plate.

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

42 Sec. 7. K.S.A. 2018 Supp. 8-1,147 is hereby amended to read as
43 follows: 8-1,147. In the event of the death of any person issued distinctive

1 license plates under the provisions of K.S.A. 8-161, 8-177a, 8-177c, 8-
2 1,139, 8-1,140, 8-1,145 or 8-1,146 or K.S.A. 2018 Supp. 8-177d, 8-1,163,
3 8-1,166, 8-1,185, 8-1,186, 8-1,187~~—or—~~, 8-1,188, *section 1, section 2,*
4 *section 3, section 4 or section 5,* and amendments thereto, the surviving
5 spouse or other family member, if there is no surviving spouse, shall be
6 entitled to possession of any such distinctive license plates. Such license
7 plates shall not be displayed on any vehicle unless otherwise authorized by
8 statute.

9 Sec. 8. K.S.A. 2018 Supp. 8-1,141 and 8-1,147 are hereby repealed.

10 Sec. 9. This act shall take effect and be in force from and after its
11 publication in the statute book.