

As Amended by House Committee

Session of 2023

HOUSE BILL No. 2267

By Committee on Transportation

2-1

1 AN ACT concerning motor vehicles; relating to license plates; allowing  
2 ~~adult care homes~~ a **qualified facility** to apply for disability special  
3 license plates; amending K.S.A. 8-1,125 and repealing the existing  
4 section.

5  
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 8-1,125 is hereby amended to read as follows: 8-  
8 1,125. (a) Any Kansas resident who submits satisfactory proof to the  
9 director of vehicles, on a form provided by the director, that such person is  
10 a person with a disability or is responsible for the transportation of a  
11 person with a disability shall be issued a special license plate or a  
12 permanent placard for any motor vehicle owned by such person or shall be  
13 issued a temporary placard. Satisfactory proof of disability, condition or  
14 impairment shall include a statement from a person licensed to practice the  
15 healing arts in any state, a licensed optometrist, an advanced practice  
16 registered nurse licensed under K.S.A. 65-1131, and amendments thereto,  
17 a licensed physician assistant or a Christian Science practitioner listed in  
18 The Christian Science Journal certifying that such person is a person with  
19 a disability. The placard shall be suspended immediately below the rear  
20 view mirror of any motor vehicle used for the transportation of a person  
21 with a disability so as to be maximally visible from outside the vehicle. In  
22 addition to the special license plate or permanent placard, the director of  
23 vehicles shall issue to the person with a disability an individual  
24 identification card which must be carried by the person with a disability  
25 when the motor vehicle being operated by or used for the transportation of  
26 such person is parked in accordance with the provisions of K.S.A. 8-1,126,  
27 and amendments thereto. In addition to the temporary placard, a person  
28 issued such temporary placard shall carry the state or county receipt  
29 showing the name of the person who is issued such temporary placard. A  
30 person submitting satisfactory proof that such person's disability, condition  
31 or impairment is permanent in nature, and upon such person's request and  
32 payment of the fees prescribed in subsection (b), shall be issued an  
33 individual identification card and: (1) A permanent placard; (2) a  
34 permanent placard and a special license plate; or (3) a permanent placard  
35 and a wheelchair emblem decal to be affixed to a distinctive license plate.  
36 Upon proper request, one additional permanent placard shall be issued to

1 the applicant who has not requested and received a special license plate.  
2 Upon proper request, one additional temporary placard shall be issued to  
3 the applicant certified as temporarily disabled. Temporary placards shall  
4 have an expiration date of not longer than six months from the date of  
5 issuance. The special license plates, decals and placards shall display the  
6 international symbol of access to the physically disabled.

7 (b) Special license plates issued pursuant to this section shall be  
8 issued for the same period of time as other license plates are issued or for  
9 the remainder of such period if an existing license plate is to be exchanged  
10 for the special license plate. There shall be no fee for such special license  
11 plates in addition to the regular registration fee. No person shall be issued  
12 more than one special license plate, except that agencies or businesses  
13 which provide transportation for persons with a disability as a service, may  
14 obtain additional special license plates for vehicles which are utilized in  
15 the provision of that service. Special license plates may be personalized  
16 license plates subject to the provisions of K.S.A. 8-132, and amendments  
17 thereto, including the payment of the additional fee.

18 (c) Placards and individual identification cards issued pursuant to this  
19 section shall be valid as long as the person or a person responsible for the  
20 transportation of a person with a disability is eligible for a special license  
21 plate or permanent placard. The secretary of revenue shall promulgate the  
22 rules and regulations necessary to remain compliant with 23 C.F.R. §  
23 1235.4.

24 (d) The color of the permanent placard shall be white on a blue  
25 background and the temporary placard shall be white on a red background.

26 (e) In addition to such other information contained on individual  
27 identification cards, cards shall have the date of birth and the sex of the  
28 person to whom the card is issued.

29 (f) Permanent placards and individual identification cards shall be  
30 returned to the department of revenue upon the death of the person with a  
31 disability. Temporary placards shall be returned to the department of  
32 revenue upon the expiration of the placard or upon the death of the person  
33 with a disability. Special license plates shall be returned to the county  
34 treasurer to be exchanged for another license plate upon the death of the  
35 person with a disability. The individual identification cards issued with the  
36 special license plates shall be returned to the department of revenue upon  
37 the death of the person with a disability.

38 (g) Violation of subsection (f) is an unclassified misdemeanor  
39 punishable by a fine of not more than \$50.

40 (h) ~~Nothing in this section shall prevent an adult care home, as~~  
41 ~~defined in K.S.A. 39-923, and amendments thereto, a qualified facility~~  
42 ~~from applying for and receiving special license plates pursuant to this~~  
43 ~~section if such adult care home~~ **qualified facility** provides satisfactory

1 *proof to the director of vehicles that the ~~adult care home~~ **qualified facility***  
2 *is responsible for the transportation of a person or persons with a*  
3 *disability.*

4 **(i) For purposes of this section, a "qualified facility" means:**

5 **(1) An adult care home, as defined in K.S.A. 39-923, and**  
6 **amendments thereto;**

7 **(2) a center approved by the centers for medicare and medicaid**  
8 **services as a program for all-inclusive care for the elderly (PACE)**  
9 **under 42 C.F.R. § 460 et seq. that provides services only to PACE**  
10 **participants; or**

11 **(3) any other licensed facility that provides transportation**  
12 **services for the elderly or persons with a disability.**

13 Sec. 2. K.S.A. 8-1,125 is hereby repealed.

14 Sec. 3. This act shall take effect and be in force from and after its  
15 publication in the ~~statute book~~ **Kansas register.**