HOUSE BILL No. 2007

By Representative Williams

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

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

New Section 1. (a) On and after January 1, 2020, any owner or lessee of one or more passenger vehicles, trucks of a gross weight of 20,000 pounds or less or motorcycles, who is a resident of Kansas, and who submits satisfactory proof to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, that such person is a retired member of the United States army currently serving in the United States army or has separated from the United States army and was honorably discharged or received a general discharge under honorable conditions, upon compliance with the provisions of this section, may be issued one distinctive license plate for each such passenger vehicle, truck or motorcycle designating such person as a retired current member or veteran of the United States army. Such license plates shall be issued for the same period of time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto.

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

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

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

New Sec. 2. (a) On and after January 1, 2020, any owner or lessee of
one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
or less or motorcycles, who is a resident of Kansas, and who submits
satisfactory proof to the director of vehicles, in accordance with rules and
regulations adopted by the secretary of revenue, that such person is a
retired member of the United States navy currently serving in the United
States navy or has separated from the United States navy and was
honorably discharged or received a general discharge under
honorable conditions, upon compliance with the provisions of this
section, may be issued one distinctive license plate for each such
passenger vehicle, truck or motorcycle designating such person as a retired
member current member or veteran of the United States navy. Such
license plates shall be issued for the same period of time as other license
plates upon proper registration and payment of the regular license fee as
provided in K.S.A. 8-143, and amendments thereto.

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

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

(d) Renewals of registration under this section shall be made
annually, upon payment of the fee prescribed in subsection (a), in the
manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
renewal of registration shall be made to any applicant until such applicant
has filed with the director a form as provided in subsection (b). If such
form is not filed, the applicant shall be required to comply with K.S.A. 8-
143, and amendments thereto, and return the distinctive license plates to
the county treasurer of such person's residence.
New Sec. 3. (a) On and after January 1, 2020, any owner or lessee of one or more passenger vehicles, trucks of a gross weight of 20,000 pounds or less or motorcycles, who is a resident of Kansas, and who submits satisfactory proof to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, that such person is a retired member of the United States marine corps currently serving in the United States marine corps or has separated from the United States marine corps and was honorably discharged or received a general discharge under honorable conditions, upon compliance with the provisions of this section, may be issued one distinctive license plate for each such passenger vehicle, truck or motorcycle designating such person as a retired member current member or veteran of the United States marine corps. Such license plates shall be issued for the same period of time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-143, and amendments thereto.

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

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

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

New Sec. 4. (a) On and after January 1, 2020, any owner or lessee of one or more passenger vehicles, trucks of a gross weight of 20,000 pounds or less or motorcycles, who is a resident of Kansas, and who submits satisfactory proof to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, that such person is a retired member of the United States air force currently serving in the United States air force or has separated from the United States air
force and was honorably discharged or received a general discharge
under honorable conditions, upon compliance with the provisions of this
section, may be issued one distinctive license plate for each such
passenger vehicle, truck or motorcycle designating such person as a retired
member current member or veteran of the United States air force. Such
license plates shall be issued for the same period of time as other license
plates upon proper registration and payment of the regular license fee as
provided in K.S.A. 8-143, and amendments thereto.

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

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

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

New Sec. 5. (a) On and after January 1, 2020, any owner or lessee of
one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
or less or motorcycles, who is a resident of Kansas, and who submits
satisfactory proof to the director of vehicles, in accordance with rules and
regulations adopted by the secretary of revenue, that such person is a
retired member of the United States coast guard currently serving in the
United States coast guard or has separated from the United States
coast guard and was honorably discharged or received a general
discharge under honorable conditions, upon compliance with the
provisions of this section, may be issued one distinctive license plate for
each such passenger vehicle, truck or motorcycle designating such person
as a retired member current member or veteran of the United States
coast guard. Such license plates shall be issued for the same period of time
as other license plates upon proper registration and payment of the regular
license fee as provided in K.S.A. 8-143, and amendments thereto.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Sec. 7. K.S.A. 2018 Supp. 8-1,147 is hereby amended to read as
follows: 8-1,147. In the event of the death of any person issued distinctive
license plates under the provisions of K.S.A. 8-161, 8-177a, 8-177c, 8-
1,139, 8-1,140, 8-1,145 or 8-1,146 or K.S.A. 2018 Supp. 8-177d, 8-1,163,
8-1,166, 8-1,185, 8-1,186, 8-1,187 or 8-1,188, section 1, section 2,
section 3, section 4 or section 5, and amendments thereto, the surviving
spouse or other family member, if there is no surviving spouse, shall be
entitled to possession of any such distinctive license plates. Such license
plates shall not be displayed on any vehicle unless otherwise authorized by
statute.

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

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