

SENATE BILL No. 97

AN ACT concerning motor vehicles; relating to fleet rental vehicles; registrations; creating the fleet rental vehicle administration fund; amending K.S.A. 2018 Supp. 8-145 and repealing the existing section.

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

New Section 1. (a) Any person registering in this state in excess of 250 motor vehicles that are subject to the taxation imposed pursuant to K.S.A. 79-5117, and amendments thereto, shall register such vehicles with the division of vehicles. Such registration shall be submitted electronically with the division.

(b) The division of vehicles shall register and issue a license plate for any motor vehicle satisfying the provisions of subsection (a) upon payment of all applicable registration fees provided in K.S.A. 8-143, and amendments thereto. License plates issued under this subsection shall be permanent in nature and designed in such a manner as to remain with the motor vehicle so long as the motor vehicle is subject to the taxation imposed pursuant to K.S.A. 79-5117, and amendments thereto. The license plates shall be designed by the division of vehicles and shall be distinct from all other license plates and there shall be no year or date listed on the license plate. There shall be a marking on the license plate that the license plate is a rental fleet plate.

(c) For any vehicle registered pursuant to this section, the division of vehicles shall issue to the person registering such vehicle a registration receipt. The registration receipt shall contain the registration number and any other statements of facts as may be determined by the division. Such registration receipt shall immediately become invalid if the motor vehicle is no longer subject to the taxation imposed pursuant to K.S.A. 79-5117, and amendments thereto.

(d) License plates and any unused registration fees issued pursuant to this section may be transferable to any other motor vehicle owned by the same person so long as such vehicle is subject to the taxation imposed pursuant to K.S.A. 79-5117, and amendments thereto.

(e) The division may impose an additional fee in an amount not exceeding \$1 for each registration issued pursuant to this section. The division shall remit all fees received by the division under this section 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 and credit such fees in accordance with K.S.A. 8-145, and amendments thereto.

New Sec. 2. There is hereby created in the state treasury the fleet rental vehicle administration fund. All moneys credited to the fleet rental vehicle administration fund shall be used by the department of revenue only for the purposes of funding the administration costs for registering and tagging fleet rental vehicles. All expenditures from the fleet rental vehicle administration 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.

Sec. 3. K.S.A. 2018 Supp. 8-145 is hereby amended to read as follows: 8-145. (a) All registration and certificates of title fees shall be paid to the division of vehicles, a contractor of the division or the county treasurer of the county in which the applicant for registration resides or has an office or principal place of business within this state. The division, contractor or the county treasurer shall issue a receipt to the applicant for such fees paid.

(b) The county treasurer, division or contractor shall deposit \$.75 out of each license application, \$.75 out of each application for transfer of license plate and \$2 out of each application for a certificate of title, collected under this act, in a special fund, which fund is hereby appropriated for the use of the county treasurer, division or contractor in paying for necessary help and expenses incidental to the administration of

duties in accordance with the provisions of this law. The county treasurer shall receive extra compensation for the services performed in administering the provisions of this act, which compensation shall be in addition to any other compensation provided by any other law, except that the county treasurer shall receive as additional compensation for administering the motor vehicle title and registration laws and fees, a sum computed as follows: The county treasurer, during the month of December, shall determine the amount to be retained for extra compensation not to exceed the following amounts each year for calendar year 2006 or any calendar year thereafter: The sum of \$110 per hundred registrations for the first 5,000 registrations; the sum of \$90 per hundred registrations for the second 5,000 registrations; the sum of \$5 per hundred for the third 5,000 registrations; and the sum of \$2 per hundred registrations for all registrations thereafter. In no event, however, shall any county treasurer be entitled to receive more than \$15,000 additional annual compensation.

If more than one person shall hold the office of county treasurer during any one calendar year, such compensation shall be prorated among such persons in proportion to the number of weeks served. The total amount of compensation paid the treasurer together with the amounts expended in paying for other necessary help and expenses incidental to the administration of the duties of the county treasurer in accordance with the provisions of this act, shall not exceed the amount deposited in such special fund. Any balance remaining in such fund at the close of any calendar year shall be withdrawn and credited to the general fund of the county prior to June 1 of the following calendar year.

(c) The county treasurer, division or contractor shall remit the remainder of all such fees collected, together with the original copy of all applications, to the secretary of revenue. The secretary of revenue shall remit all such fees 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 the state highway fund, except as provided in subsection (d).

(d) (1) Three dollars and fifty cents of each certificate of title fee collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$3.50 to the Kansas highway patrol motor vehicle fund. Three dollars of each certificate of title fee collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$3 to the VIPS/CAMA technology hardware fund.

(2) For repossessed vehicles, \$3 of each certificate of title fee collected shall be retained by the contractor or county treasurer who processed the application.

(3) Three dollars and fifty cents of each reassignment form fee collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$3.50 to the Kansas highway patrol motor vehicle fund. Three dollars of each reassignment form fee collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$3 to the VIPS/CAMA technology hardware fund.

(4) ~~Until January 1, 2013, \$4~~ Four dollars of each division of vehicles modernization surcharge collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$4 to the ~~division of vehicles modernization fund, on and after January 1, 2013, the state treasurer shall credit such \$4 to the~~ state highway fund.

(5) Two dollars of each Kansas highway patrol staffing and

training surcharge collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$2 to the Kansas highway patrol staffing and training fund.

(6) One dollar and twenty-five cents of each law enforcement training center surcharge collected and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such \$1.25 to the law enforcement training center fund.

(7) Fees collected in K.S.A. 8-135 and 8-145, and amendments thereto, that are collected by the division for commercial motor vehicles or vehicles that are part of a commercial fleet, shall be remitted to the state treasurer, who shall credit such amounts to the commercial vehicle administrative fund.

(8) *Fees collected in K.S.A. 8-135 and 8-145, and amendments thereto, that are collected by the division for vehicles that are part of a fleet rental pursuant to section 1, and amendments thereto, shall be remitted to the state treasurer, who shall credit such amounts to the fleet rental vehicle administration fund.*

Sec. 4. K.S.A. 2018 Supp. 8-145 is hereby repealed.

Sec. 5. This act shall take effect and be in force from and after January 1, 2020, and its publication in the statute book.

I hereby certify that the above BILL originated in the SENATE, and passed that body

President of the Senate.

Secretary of the Senate.

Passed the HOUSE _____

Speaker of the House.

Chief Clerk of the House.

APPROVED _____

Governor.