

SENATE BILL No. 97

By Committee on Transportation

2-5

1 AN ACT concerning motor vehicles; relating to fleet rental vehicles;
2 registrations; creating the fleet rental vehicle administration fund;
3 amending K.S.A. 2018 Supp. 8-145 and repealing the existing section.
4

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

6 New Section 1. (a) Any person registering in this state in excess of
7 250 motor vehicles that are subject to the taxation imposed pursuant to
8 K.S.A. 79-5117, and amendments thereto, shall register such vehicles with
9 the division of vehicles. Such registration shall be submitted electronically
10 with the division.

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

22 (c) For any vehicle registered pursuant to this section, the division of
23 vehicles shall issue to the person registering such vehicle a registration
24 receipt. The registration receipt shall contain the registration number and
25 any other statements of facts as may be determined by the division. Such
26 registration receipt shall immediately become invalid if the—~~a~~ motor
27 vehicle is no longer subject to the taxation imposed pursuant to K.S.A. 79-
28 5117, and amendments thereto.

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

33 (e) The division may impose an additional fee in an amount not
34 exceeding \$1 for each registration issued pursuant to this section. The
35 division shall remit all fees received by the division under this section to
36 the state treasurer in accordance with the provisions of K.S.A. 75-4215,

1 and amendments thereto. Upon receipt of each such remittance, the state
2 treasurer shall deposit the entire amount in the state treasury and credit
3 such fees in accordance with K.S.A. 8-145, and amendments thereto.

4 New Sec. 2. There is hereby created in the state treasury the fleet
5 rental vehicle administration fund. All moneys credited to the fleet rental
6 vehicle administration fund shall be used by the department of revenue
7 only for the purposes of funding the administration costs for registering
8 and tagging fleet rental vehicles. All expenditures from the fleet rental
9 vehicle administration fund shall be made in accordance with
10 appropriation acts upon warrants of the director of accounts and reports
11 issued pursuant to vouchers approved by the secretary of the department of
12 revenue.

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

20 (b) The county treasurer, division or contractor shall deposit \$.75 out
21 of each license application, \$.75 out of each application for transfer of
22 license plate and \$2 out of each application for a certificate of title,
23 collected under this act, in a special fund, which fund is hereby
24 appropriated for the use of the county treasurer, division or contractor in
25 paying for necessary help and expenses incidental to the administration of
26 duties in accordance with the provisions of this law. The county treasurer
27 shall receive extra compensation for the services performed in
28 administering the provisions of this act, which compensation shall be in
29 addition to any other compensation provided by any other law, except that
30 the county treasurer shall receive as additional compensation for
31 administering the motor vehicle title and registration laws and fees, a sum
32 computed as follows: The county treasurer, during the month of December,
33 shall determine the amount to be retained for extra compensation not to
34 exceed the following amounts each year for calendar year 2006 or any
35 calendar year thereafter: The sum of \$110 per hundred registrations for the
36 first 5,000 registrations; the sum of \$90 per hundred registrations for the
37 second 5,000 registrations; the sum of \$5 per hundred for the third 5,000
38 registrations; and the sum of \$2 per hundred registrations for all
39 registrations thereafter. In no event, however, shall any county treasurer be
40 entitled to receive more than \$15,000 additional annual compensation.

41 If more than one person shall hold the office of county treasurer during
42 any one calendar year, such compensation shall be prorated among such
43 persons in proportion to the number of weeks served. The total amount of

1 compensation paid the treasurer together with the amounts expended in
2 paying for other necessary help and expenses incidental to the
3 administration of the duties of the county treasurer in accordance with the
4 provisions of this act, shall not exceed the amount deposited in such
5 special fund. Any balance remaining in such fund at the close of any
6 calendar year shall be withdrawn and credited to the general fund of the
7 county prior to June 1 of the following calendar year.

8 (c) The county treasurer, division or contractor shall remit the
9 remainder of all such fees collected, together with the original copy of all
10 applications, to the secretary of revenue. The secretary of revenue shall
11 remit all such fees remitted to the state treasurer in accordance with the
12 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
13 each such remittance, the state treasurer shall deposit the entire amount in
14 the state treasury to the credit of the state highway fund, except as
15 provided in subsection (d).

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

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

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

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

38 (5) Two dollars of each Kansas highway patrol staffing and training
39 surcharge collected and remitted to the secretary of revenue, shall be
40 remitted to the state treasurer who shall credit such \$2 to the Kansas
41 highway patrol staffing and training fund.

42 (6) One dollar and twenty-five cents of each law enforcement training
43 center surcharge collected and remitted to the secretary of revenue, shall

1 be remitted to the state treasurer who shall credit such \$1.25 to the law
2 enforcement training center fund.

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

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

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

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