

SESSION OF 2020

SUPPLEMENTAL NOTE ON SENATE BILL NO. 306

As Recommended by Senate Committee on
Transportation

Brief*

SB 306 would amend a requirement regarding odometer readings upon assignment of a vehicle title. An exemption from acknowledgment of mileage for vehicles ten model years and older and for trucks with a gross vehicle weight of more than 16,000 pounds would be replaced by an exemption for any vehicle exempt from odometer requirements pursuant to federal law.

The bill would become effective January 1, 2021.

Background

The bill was requested by the Director of Vehicles, Kansas Department of Revenue (KDOR).

In the Senate Committee on Transportation hearing, the Vehicle Services Manager, Division of Vehicles, KDOR, testified as a proponent. She stated the bill would conform state law to federal requirements, which have been recently amended to extend disclosure based on vehicle age. No other testimony was provided.

National Highway Traffic Safety Administration regulation 49 CFR 580.17 regarding exemptions from requirements to disclose a vehicle's odometer reading was recently amended (84 FR 65017; November 26, 2019). Effective January 1, 2021, the federal regulation will state a

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

transferor need not disclose a vehicle's odometer mileage for a vehicle manufactured in or before the 2010 model year after calendar year 2020. The transferor of a vehicle manufactured in or after the 2011 model year must disclose the odometer mileage for 20 years after January 1 of the calendar year corresponding to its designated model year (e.g., for vehicle transfers occurring during calendar year 2031, model year 2011 or older vehicles would be exempt). The federal regulation continues exemptions for a vehicle having a gross vehicle weight rating of more than 16,000 pounds, a vehicle that is not self-propelled, a vehicle sold directly by the manufacturer to any agency of the United States in conformity with contractual specifications, and a transferor of a new vehicle prior to its first transfer for purposes other than resale.

According to the fiscal note prepared by the Division of the Budget on the bill, KDOR estimates additional State General Fund expenditures of \$13,650 in fiscal year 2021, if the bill is enacted, for changes to the agency's information technology equipment and systems. Any fiscal effect associated with enactment of the bill is not reflected in *The FY 2021 Governor's Budget Report*.