AN ACT concerning motor vehicles; repealing certain fees and surcharges; VIPS/CAMA technology hardware fee; division of vehicles modernization surcharge; driver's license photo fee; amending K.S.A. 2011 Supp. 8-145, 8-243 and 8-267 and repealing the existing sections.

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

Section 1. K.S.A. 2011 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 county treasurer of the county in which the applicant for registration resides or has an office or principal place of business within this state, and the county treasurer shall issue a receipt in triplicate, on blanks furnished by the division of vehicles, one copy of which shall be filed in the county treasurer's office, one copy shall be delivered to the applicant and the original copy shall be forwarded to the director of vehicles.

(b) The county treasurer shall deposit $.75 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 by such treasurer under this act, in a special fund, which fund is hereby appropriated for the use of the county treasurer in paying for necessary help and expenses incidental to the administration of duties in accordance with the provisions of this law and extra compensation to the county treasurer 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 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 and remitted to the secretary of revenue, shall be remitted to the state treasurer who shall credit such $3 to the repossessed certificates of title fee fund.

(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 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.

Sec. 2. K.S.A. 2011 Supp. 8-243 is hereby amended to read as follows: 8-243.(a) Upon payment of the required fee, the division shall issue to every applicant qualifying under the provisions of this act the
driver's license as applied for by the applicant. Such license shall bear the
class or classes of motor vehicles which the licensee is entitled to drive, a
distinguishing number assigned to the licensee, the full legal name, date of
birth, gender, address of principal residence and a brief description of the
licensee, a colored digital photograph of the licensee, a facsimile of the
signature of the licensee and the statement provided for in subsection (b).
No driver's license shall be valid until it has been signed by the licensee.
All drivers' licenses issued to persons under the age of 21 years shall be
readily distinguishable from licenses issued to persons age 21 years or
older. In addition, all drivers' licenses issued to persons under the age of 18
years shall also be readily distinguishable from licenses issued to persons
age 18 years or older. The secretary of revenue shall implement a vertical
format to make drivers' licenses issued to persons under the age of 21 more
readily distinguishable. Except as otherwise provided, no driver's license
issued by the division shall be valid until a colored digital photograph of
such licensee has been taken and verified before being placed on the
driver's license. The secretary of revenue shall not prescribe a fee of not
more than $8 and upon the payment of such fee, the division shall cause
for causing a colored digital photograph of such applicant to be placed on
the driver's license. Upon payment of such fee prescribed by the secretary
of revenue, plus payment of the fee required by K.S.A. 8-246, and
amendments thereto, for issuance of a new license, the division shall issue
to such licensee a new license containing a colored digital photograph of
such licensee. A driver's license which does not contain the principal
address as required may be issued to persons who are program participants
pursuant to K.S.A. 2011 Supp. 75-455, and amendments thereto, upon
payment of the fee required by K.S.A. 8-246, and amendments thereto. All
Kansas drivers' licenses and identification cards shall have physical
security features designed to prevent tampering, counterfeiting or
duplication of the document for fraudulent purposes. The secretary of
revenue shall incorporate common machine-readable technology into all
Kansas drivers' licenses and identification cards.

(b) All Kansas drivers' licenses issued to any person 16 years of age
or older shall contain a form which provides a statement for making a gift
of all or any part of the body of the licensee in accordance with the revised
uniform anatomical gift act, K.S.A. 2011 Supp. 65-3220 through 65-3244,
and amendments thereto, except as otherwise provided by this subsection.
The statement to be effective shall be signed by the licensee in the
presence of two witnesses who shall sign the statement in the presence of
the donor. The gift becomes effective upon the death of the donor.
Delivery of the license during the donor's lifetime is not necessary to make
a valid gift. Any valid gift statement executed prior to July 1, 1994, shall
remain effective until invalidated. The word "Donor" shall be placed on
the front of a licensee's driver's license, indicating that the statement for
making an anatomical gift under this subsection has been executed by such
licensee.

(c) Any person who is deaf or hard of hearing may request that the
division issue to such person a driver's license which is readily
distinguishable from drivers' licenses issued to other drivers and upon such
request the division shall issue such license. Drivers' licenses issued to
persons who are deaf or hard of hearing and under the age of 21 years shall
be readily distinguishable from drivers' licenses issued to persons who are
deaf or hard of hearing and 21 years of age or older. Upon satisfaction of
subsection (a), the division shall issue a receipt of application permitting
the operation of a vehicle consistent with the requested class, if there are
no other restrictions or limitations, pending the division's verification of
the information and production of a driver's license.

(d) A driver's license issued to a person required to be registered
under K.S.A. 22-4901 et seq., and amendments thereto, shall be assigned a
distinguishing number by the division which will readily indicate to law
enforcement officers that such person is a registered offender. The division
shall develop a numbering system to implement the provisions of this
subsection.

Sec. 3. K.S.A. 2011 Supp. 8-267 is hereby amended to read as
follows: 8-267. All moneys received under this act 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 and shall:

(a) Credit 37.5% of all moneys so received from class C driver's
licenses and 20% of all moneys so received from class M driver's licenses
and 20% of all moneys so received from class A or B driver's licenses and
20% of all moneys so received from all commercial driver licensee classes
remaining after the $2 credit provided in subsection (c) to a special fund,
which is hereby created and shall be known as the state safety fund;

(b) Credit 20% of all moneys so received from class M driver's
licenses to a special fund which is hereby created and shall be known as the
motorcycle safety fund;

(c) Credit $2 from each commercial driver's license fee to a special
fund which is hereby created and shall be known as the truck driver
training fund;

(d) Credit all photo fees collected under K.S.A. 8-243, and
amendments thereto, to the photo fee fund;

(e) Credit all hazardous materials endorsement fees collected under
K.S.A. 2011 Supp. 8-2,151, and amendments thereto, to the hazmat fee
fund; and
(f)(e) credit the driver improvement clinic fees collected under K.S.A. 8-255, and amendments thereto, as follows:

1. Credit 50% of each such fee to the division of vehicles operating fund; and

2. Credit 50% of each such fee to the correctional services special revenue fund.

Moneys in the state safety fund and in the motorcycle safety fund shall be distributed to provide funds for driver training courses in the schools in Kansas and for the administration of this act, as the legislature shall provide. In addition, moneys in the motorcycle safety fund shall be distributed to provide funds for courses in motorcycle safety in community colleges in Kansas. Moneys in the truck driver training fund shall be distributed to provide funds for courses in truck driver training in community colleges, area vocational schools and area vocational-technical schools in Kansas. Except as otherwise provided by K.S.A. 8-241, and amendments thereto, the state treasurer shall credit the balance of all moneys received under this act, including all moneys received from commercial driver's license endorsements to the state highway fund.

Sec. 4. K.S.A. 2011 Supp. 8-145, 8-243 and 8-267 are hereby repealed.

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