

As Amended by House Committee

Session of 2019

HOUSE BILL No. 2007

By Representative Williams

1-4

1 AN ACT concerning motor vehicles; relating to distinctive license plates;
2 providing license plates for ~~retired~~ **current and veteran** members of
3 the United States army, navy, marine corps, air force and coast guard;
4 amending K.S.A. 2018 Supp. 8-1,141 and 8-1,147 and repealing the
5 existing sections.
6

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

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

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

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

36 (d) Renewals of registration under this section shall be made

1 annually, upon payment of the fee prescribed in subsection (a), in the
2 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
3 renewal of registration shall be made to any applicant until such applicant
4 has filed with the director a form as provided in subsection (b). If such
5 form is not filed, the applicant shall be required to comply with K.S.A. 8-
6 143, and amendments thereto, and return the distinctive license plates to
7 the county treasurer of such person's residence.

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

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

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

36 (d) Renewals of registration under this section shall be made
37 annually, upon payment of the fee prescribed in subsection (a), in the
38 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
39 renewal of registration shall be made to any applicant until such applicant
40 has filed with the director a form as provided in subsection (b). If such
41 form is not filed, the applicant shall be required to comply with K.S.A. 8-
42 143, and amendments thereto, and return the distinctive license plates to
43 the county treasurer of such person's residence.

1 New Sec. 3. (a) On and after January 1, 2020, any owner or lessee of
2 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
3 or less or motorcycles, who is a resident of Kansas, and who submits
4 satisfactory proof to the director of vehicles, in accordance with rules and
5 regulations adopted by the secretary of revenue, that such person is ~~a~~
6 ~~retired member of the United States marine corps~~ **currently serving in the**
7 **United States marine corps or has separated from the United States**
8 **marine corps and was honorably discharged or received a general**
9 **discharge under honorable conditions**, upon compliance with the
10 provisions of this section, may be issued one distinctive license plate for
11 each such passenger vehicle, truck or motorcycle designating such person
12 as a ~~retired member~~ **current member or veteran** of the United States
13 marine corps. Such license plates shall be issued for the same period of
14 time as other license plates upon proper registration and payment of the
15 regular license fee as provided in K.S.A. 8-143, and amendments thereto.

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

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

29 (d) Renewals of registration under this section shall be made
30 annually, upon payment of the fee prescribed in subsection (a), in the
31 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
32 renewal of registration shall be made to any applicant until such applicant
33 has filed with the director a form as provided in subsection (b). If such
34 form is not filed, the applicant shall be required to comply with K.S.A. 8-
35 143, and amendments thereto, and return the distinctive license plates to
36 the county treasurer of such person's residence.

37 New Sec. 4. (a) On and after January 1, 2020, any owner or lessee of
38 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds
39 or less or motorcycles, who is a resident of Kansas, and who submits
40 satisfactory proof to the director of vehicles, in accordance with rules and
41 regulations adopted by the secretary of revenue, that such person is ~~a~~
42 ~~retired member of the United States air force~~ **currently serving in the**
43 **United States air force or has separated from the United States air**

1 **force and was honorably discharged or received a general discharge**
2 **under honorable conditions**, upon compliance with the provisions of this
3 section, may be issued one distinctive license plate for each such
4 passenger vehicle, truck or motorcycle designating such person as a ~~retired~~
5 ~~member~~ **current member or veteran** of the United States air force. Such
6 license plates shall be issued for the same period of time as other license
7 plates upon proper registration and payment of the regular license fee as
8 provided in K.S.A. 8-143, and amendments thereto.

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

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

22 (d) Renewals of registration under this section shall be made
23 annually, upon payment of the fee prescribed in subsection (a), in the
24 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
25 renewal of registration shall be made to any applicant until such applicant
26 has filed with the director a form as provided in subsection (b). If such
27 form is not filed, the applicant shall be required to comply with K.S.A. 8-
28 143, and amendments thereto, and return the distinctive license plates to
29 the county treasurer of such person's residence.

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

1 license fee as provided in K.S.A. 8-143, and amendments thereto.

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

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

15 (d) Renewals of registration under this section shall be made
16 annually, upon payment of the fee prescribed in subsection (a), in the
17 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No
18 renewal of registration shall be made to any applicant until such applicant
19 has filed with the director a form as provided in subsection (b). If such
20 form is not filed, the applicant shall be required to comply with K.S.A. 8-
21 143, and amendments thereto, and return the distinctive license plates to
22 the county treasurer of such person's residence.

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

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

32 (c) The provisions of this section shall not apply to distinctive license
33 plates issued under the provisions of K.S.A. 8-1,145, or K.S.A. 2018 Supp.
34 8-177d, 8-1,163, 8-1,166, 8-1,185, 8-1,186, 8-1,187-~~or~~, 8-1,188, *section*
35 *1, section 2, section 3, section 4 or section 5*, and amendments thereto.

36 (d) The provisions of subsection (a), shall not apply to distinctive
37 license plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148,
38 and amendments thereto, or K.S.A. 2018 Supp. 8-1,153, 8-1,158 or 8-
39 1,161, and amendments thereto.

40 (e) The provisions of subsection (f) shall not apply to distinctive
41 license plates issued under the provisions of K.S.A. 2018 Supp. 8-1,160
42 and 8-1,183, and amendments thereto, except that the division shall delay
43 the manufacturing and issuance of such distinctive license plate until the

1 division has received not less than 1,000 orders for such plate, including
2 payment of the personalized license plate fee required under subsection
3 (a). Upon certification by the director of vehicles to the director of
4 accounts and reports that not less than 1,000 paid orders for such plate
5 have been received, the director of accounts and reports shall transfer
6 \$40,000 from the state highway fund to the distinctive license plate fund.

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

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

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

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

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

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

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

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

38 (h) An application for any distinctive license plate issued after
39 December 31, 2012, and the corresponding royalty fee may be collected
40 either by the county treasurer or the entity benefiting from the issuance of
41 the distinctive license plate. Annual royalty payments collected by the
42 county treasurers shall be remitted to the state treasurer in accordance with
43 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt

1 of each such remittance the state treasurer shall deposit the entire amount
2 in the state treasury to the credit of a segregated royalty fund which shall
3 be administered by the state treasurer. All expenditures from the royalty
4 fund shall be made in accordance with appropriation acts upon warrants of
5 the director of accounts and reports issued pursuant to vouchers approved
6 by the state treasurer or the state treasurer's designee. Payments from the
7 royalty fund shall be made to the entity benefiting from the issuance of the
8 distinctive license plate on a monthly basis.

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

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

20 Sec. 7. K.S.A. 2018 Supp. 8-1,147 is hereby amended to read as
21 follows: 8-1,147. In the event of the death of any person issued distinctive
22 license plates under the provisions of K.S.A. 8-161, 8-177a, 8-177c, 8-
23 1,139, 8-1,140, 8-1,145 or 8-1,146 or K.S.A. 2018 Supp. 8-177d, 8-1,163,
24 8-1,166, 8-1,185, 8-1,186, 8-1,187~~—or—~~, 8-1,188, *section 1, section 2,*
25 *section 3, section 4 or section 5*, and amendments thereto, the surviving
26 spouse or other family member, if there is no surviving spouse, shall be
27 entitled to possession of any such distinctive license plates. Such license
28 plates shall not be displayed on any vehicle unless otherwise authorized by
29 statute.

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

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