

[As Amended by Senate Committee of the Whole]

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[As Amended by House Committee of the Whole]

Session of 2004

Substitute for HOUSE BILL No. 2143

By Committee on Transportation

2-13

14 AN ACT concerning ~~distinctive~~ license plates for motor vehicles; relating
15 to the regulation thereof **[of distinctive license plates; personalized**
16 **authorizing certain distinctive license plates]**; amending K.S.A.
17 **[8-161, 8-177a, 8-177c, 8-1,139, 8-1,140,]** 8-1,141 ~~and 8-1,142 and~~
18 ~~[K.S.A. 2003 Supp. 8-132 8-1,147]~~, **8-1,142, 8-1,145, and 8-**
19 **1,146]** and] repealing the existing sections; also repealing K.S.A. 8-
20 1,149.

21
22 *Be it enacted by the Legislature of the State of Kansas:*

23 Section 1. K.S.A. 8-1,141 is hereby amended to read as follows: 8-
24 1,141. (a) Any new distinctive license plate authorized for issuance on and
25 after July 1, 1994, shall be subject to the personalized license plate fee
26 prescribed by subsection (c) of K.S.A. 8-132, 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, and amendments
34 ~~thereto, or section 6 or 7, and amendments thereto.~~

35 (d) The provisions of subsection (a), shall not apply to distinctive li-
36 cense plates issued under the provisions of K.S.A. 8-1,146 **or 8-1,148,**
37 and amendments thereto, or ~~K.S.A. 8-1,148~~ **section 4,** and amendments
38 *thereto.*

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

43 (2) *All moneys received under this subsection shall be remitted by the*

1 secretary of revenue to the state treasurer in accordance with the provi-
2 sions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each
3 such remittance, the state treasurer shall deposit the entire amount in the
4 state treasury to the credit of the distinctive license plate fund which is
5 hereby credited in the state treasury. All moneys credited to the distinctive
6 license plate fund shall be used by the department of revenue only for the
7 purpose associated with the development of distinctive license plates. All
8 expenditures from the distinctive license plate application fee fund shall
9 be made in accordance with appropriation acts, upon warrants of the
10 director of accounts and reports issued pursuant to vouchers approved
11 by the secretary of the department of revenue.

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

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

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

22 (2) The director of vehicles shall discontinue the issuance of any dis-
23 tinctive license plate authorized on and after July 1, 2004, if:

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

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

28 Sec. 2. K.S.A. 8-1,142 is hereby amended to read as follows: 8-1,142.

29 (a) As used in this section, “educational institution” means:

30 (1) Any state educational institution under the control and supervi-
31 sion of the state board of regents;

32 (2) any ~~qualified institution as defined in K.S.A. 72-6107, and amend-~~
33 ~~ments thereto~~ municipal university;

34 (3) any not-for-profit independent institution of higher education
35 which is accredited by the north central association of colleges and sec-
36 ondary schools accrediting agency based on its requirements as of April
37 1, 1985, is operated independently and not controlled or administered by
38 the state or any agency or subdivision thereof, maintains open enrollment
39 and the main campus or principal place of operation of which is located
40 in Kansas;

41 ~~(3)~~ (4) any community college organized and operating under the
42 laws of this state; and

43 ~~(4)~~ (5) Haskell Indian Nations university.

1 (b) Any owner or lessee of one or more passenger vehicles or trucks
2 registered for a gross weight of not more than 20,000 pounds who is a
3 resident of Kansas, upon compliance with the provisions of this section,
4 may be issued one educational institution license plate for each such pas-
5 senger vehicle or truck. Such license plates shall be issued for the same
6 period of time as other license plates upon proper registration and pay-
7 ment of the regular license fee as provided in K.S.A. 8-143, and amend-
8 ments thereto, plus the payment of an additional fee of \$5 for each plate,
9 and the presentation of the annual emblem use authorization statement
10 provided for in subsection (c).

11 (c) Any educational institution may authorize through its officially
12 recognized alumni association or foundation the use of such institution's
13 official emblems to be affixed on license plates as provided by this section.
14 Any royalty payment to such alumni association or foundation derived
15 from this section, except reasonable administrative costs, shall be used
16 for recognition of academic achievement or excellence subject to the ap-
17 proval of the chancellor or president of the educational institution. Any
18 motor vehicle owner or lessee may annually apply to the alumni associ-
19 ation or foundation for the use of the institution's emblems. Upon annual
20 application and payment to the alumni association or foundation in an
21 amount of not less than \$25 nor more than \$100 as an emblem use royalty
22 payment for each educational institution license plate to be issued, the
23 alumni association or foundation shall issue to the motor vehicle owner
24 or lessee, without further charge, an emblem use authorization statement,
25 which shall be presented by the motor vehicle owner or lessee at the time
26 of registration.

27 (d) Any applicant for an educational institution license plate may
28 make application for such plates not less than 60 days prior to such per-
29 son's renewal of registration date, on a form prescribed and furnished by
30 the director of vehicles, and any applicant for the educational institution
31 license plates shall provide the annual emblem use authorization state-
32 ment provided for in subsection (c). Application for registration of a pas-
33 senger vehicle or truck and issuance of the license plates under this sec-
34 tion shall be made by the owner or lessee in a manner prescribed by the
35 director of vehicles upon forms furnished by the director.

36 (e) No registration or educational institution license plate issued un-
37 der this section shall be transferable to any other person.

38 (f) Renewals of registration under this section shall be made annually,
39 upon payment of the fee prescribed in subsection (b), in the manner
40 prescribed in subsection (b) of K.S.A. 8-132, and amendments thereto.
41 No renewal of registration shall be made to any applicant until such ap-
42 plicant provides the annual emblem use authorization statement provided
43 for in subsection (c). If such emblem use authorization statement is not

1 presented at the time of registration, the applicant shall be required to
2 comply with K.S.A. 8-143, and amendments thereto, and return the ed-
3 ucational institution license plates to the county treasurer of such person's
4 residence.

5 (g) The director of vehicles shall not issue any educational institution
6 license plates for any educational institution, unless such educational in-
7 stitution's alumni association or foundation guarantees the initial issuance
8 of at least 500 license plates.

9 (h) *The director of vehicles shall discontinue the issuance of an edu-*
10 *cational institution's license plate authorized under this section if:*

11 (1) *Less than 500 educational institution license plates, including an-*
12 *ual renewals, are issued for an educational institution by the end of the*
13 *second year of sales; and*

14 (2) *less than 250 educational institution license plates, including an-*
15 *ual renewals, are issued for an educational institution during any sub-*
16 *sequent two-year period.*

17 ~~(h)~~ (i) Each educational institution's alumni association or foundation
18 shall:

19 (1) Pay the initial cost of silk-screening for such educational license
20 plates; and

21 (2) provide to all county treasurers a toll-free telephone number
22 where applicants can call the alumni association or foundation for infor-
23 mation concerning the application process or the status of their license
24 plate application.

25 ~~(i)~~ (j) Each educational institution's alumni association or foundation,
26 with the approval of the director of vehicles and subject to the availability
27 of materials and equipment, shall design a license plate to be issued under
28 the provisions of this section.

29 ~~**[Sec. 3. K.S.A. 2003 Supp. 8-132 is hereby amended to read as**~~
30 ~~**follows: 8-132. (a) Subject to the provisions of this section and**~~
31 ~~**K.S.A. 8-1,125, and amendments thereto, the division of vehicles**~~
32 ~~**shall furnish to every owner whose vehicle shall be registered one**~~
33 ~~**license plate for such vehicle. Such license plate shall have dis-**~~
34 ~~**played on it the registration number assigned to the vehicle and**~~
35 ~~**to the owner thereof, the name of the state, which may be abbre-**~~
36 ~~**viated, and the year or years for which it is issued. The same type**~~
37 ~~**of license plates shall be issued for passenger motor vehicles,**~~
38 ~~**rented without a driver, as are issued for private passenger**~~
39 ~~**vehicles.**~~

40 ~~—[(b) During calendar year 1975 commencing on the effective~~
41 ~~date of this act, and during every fifth calendar year thereafter,~~
42 ~~the division of vehicles, shall furnish one license plate for any type~~
43 ~~of vehicle an owner registers or has the registration thereof re-~~

1 ~~newed, but during the succeeding four-year period following cal-~~
2 ~~endar year 1975 and during the succeeding four-year period fol-~~
3 ~~lowing every fifth calendar year subsequent to 1975, the division~~
4 ~~of vehicles shall not furnish any license plate for the renewal of a~~
5 ~~vehicle's registration. During calendar year 1976 and during each~~
6 ~~calendar year thereafter in which a license plate is not issued for~~
7 ~~the renewal of registration of a vehicle, the division of vehicles~~
8 ~~shall furnish one decal for the license plate issued for a vehicle as~~
9 ~~provided in K.S.A. 8-134, and amendments thereto, for each reg-~~
10 ~~istration and renewal of registration of such vehicle. Notwithstand-~~
11 ~~ing the foregoing provisions of this subsection, whenever, in the~~
12 ~~discretion of the director of vehicles, it is determined that the li-~~
13 ~~cence plates currently being issued and displayed are not deteri-~~
14 ~~orating to the extent that their replacement is warranted, the di-~~
15 ~~rector may adopt rules and regulations to extend the five-year~~
16 ~~issuance cycle provided for in this subsection by one year at a time,~~
17 ~~and in the same manner the director may further extend such cycle~~
18 ~~by one year at a time, successively as the director determines ap-~~
19 ~~propriate. If the cycle is extended, at the expiration of the ex-~~
20 ~~tended term, new license plates shall again be issued in the manner~~
21 ~~and for the term provided in such rules and regulations.~~
22 ~~—(c) Two personalized license plates may be issued to any~~
23 ~~owner or lessee of a passenger vehicle or a truck licensed for a~~
24 ~~gross weight of not more than 20,000 pounds, who makes proper~~
25 ~~application to the division of vehicles not less than 60 days prior~~
26 ~~to such owner's or lessee's renewal of registration date. Such ap-~~
27 ~~plication shall be on a form prescribed by the division and accom-~~
28 ~~panied by a fee of \$40, which shall be in addition to any other fee~~
29 ~~required to renew the registration of such passenger vehicle under~~
30 ~~the laws of this state. One such personalized license plate shall be~~
31 ~~displayed on the rear of the vehicle and, at the option of the owner~~
32 ~~or lessee, the other license plate may be displayed on the front of~~
33 ~~the vehicle, except that no registration decal shall be issued pur-~~
34 ~~suant to K.S.A. 8-134, and amendments thereto, for any such li-~~
35 ~~cence plate displayed on the front of such vehicle. One personal-~~
36 ~~ized license plate may be issued to any owner of a motorcycle upon~~
37 ~~proper application in the same manner provided in this subsection~~
38 ~~(c) for passenger vehicles and trucks. The \$40 fee shall be paid~~
39 ~~only once during the registration period for which such license~~
40 ~~plates were issued, and any subsequent renewals during the reg-~~
41 ~~istration period shall be subject only to the registration fee pre-~~
42 ~~scribed by K.S.A. 8-143, and amendments thereto. The division~~
43 ~~shall design distinctive, personalized license plates to be issued~~

1 ~~which shall contain not more than seven letters or, numbers or~~
2 ~~ampersand characters on truck or passenger vehicle license plates~~
3 ~~and not more than five letters or, numbers or ampersand characters~~
4 ~~on motorcycle license plates, or a combination thereof, to be des-~~
5 ~~ignated by the applicant in lieu of the letters and numbers re-~~
6 ~~quired by K.S.A. 8-147, and amendments thereto, other than the~~
7 ~~letters required to designate the county in which such vehicle is~~
8 ~~registered. Unless the letters or, numbers or ampersand characters~~
9 ~~designated by the applicant have been assigned to another vehicle~~
10 ~~of the same type registered in the same county, or unless the letters~~
11 ~~or, numbers or ampersand characters designated by the applicant~~
12 ~~have a profane, vulgar, lewd or indecent meaning or connotation,~~
13 ~~as determined by the director of vehicles, the division shall assign~~
14 ~~such letters or, numbers or ampersand characters to the applicant's~~
15 ~~vehicle, and the letters or, numbers or ampersand characters, or com-~~
16 ~~bination thereof, so assigned shall be deemed the registration~~
17 ~~number of such vehicle. Subject to the foregoing provisions, all~~
18 ~~license plates issued under this section shall be manufactured in~~
19 ~~accordance with K.S.A. 8-147, and amendments thereto. Such li-~~
20 ~~cence plates shall be issued for a registration period of five years~~
21 ~~commencing in 1985 and each five years thereafter.~~

22 ~~—[The secretary of revenue shall adopt rules and regulations nec-~~
23 ~~essary to carry out the provisions of this act, including, without~~
24 ~~limitation, rules and regulations concerning (1) the procedure for~~
25 ~~insuring that duplicate license plates are not issued in the same~~
26 ~~county, (2) the procedure for reserving distinctive license plates~~
27 ~~for the purpose of obtaining the same on each annual renewal of~~
28 ~~registration, (3) the procedure for allowing the transfer of person-~~
29 ~~alized license plates from one vehicle to another for which such~~
30 ~~license plates were originally issued, when the title to the original~~
31 ~~vehicle has not been transferred and the name or names of the~~
32 ~~owner or owners listed on the titles to both vehicles are identical,~~
33 ~~and (4) procedures necessary to coordinate this act with other laws~~
34 ~~of this state governing registration of vehicles. The director of ve-~~
35 ~~hicles shall remit all moneys received by the division of vehicles~~
36 ~~under this section to the state treasurer in accordance with the~~
37 ~~provisions of K.S.A. 75-4215, and amendments thereto. Upon re-~~
38 ~~ceipt of each such remittance, the state treasurer shall deposit the~~
39 ~~entire amount in the state treasury to the credit of the state high-~~
40 ~~way fund.]~~

41 ~~Sec. 3. K.S.A. 2003 Supp. 8-1,147 is hereby amended to read as~~
42 ~~follows: 8-1,147. In the event of the death of any person issued dis-~~
43 ~~tinctive license plates under the provisions of K.S.A. 8-161, 8-177a,~~

1 ~~8-177c, 8-1,139, 8-1,140, 8-1,145 or 8-1,146, and amendments~~
2 ~~thereto, or section 6 or 7, and amendments thereto, the surviving spouse~~
3 ~~or other family member, if there is no surviving spouse, shall be~~
4 ~~entitled to possession of any such distinctive license plates. Such~~
5 ~~license plates shall not be displayed on any vehicle unless otherwise~~
6 ~~authorized by statute.~~

7 [Sec. 3. K.S.A. 8-1,146 is hereby amended to read as follows: 8-
8 1,146. (a) Any owner or lessee of one or more passenger vehicles,
9 trucks of a gross weight of 20,000 pounds or less or motorcycles,
10 who is a resident of the state of Kansas, and who submits satisfac-
11 tory proof to the director of vehicles, in accordance with rules and
12 regulations adopted by the secretary of revenue, that such person
13 has proof of having served and is designated as a veteran, and has
14 had an honorable discharge from the United States army, navy, air
15 force, marine corps, coast guard or merchant marines, upon com-
16 pliance with the provisions of this section, may be issued one dis-
17 tinctive license plate for each such passenger vehicle, truck or mo-
18 torcycle designating such person as an United States military
19 veteran. Such license plates shall be issued for the same period of
20 time as other license plates upon proper registration and payment
21 of the regular license fee as provided in K.S.A. 8-143, and amend-
22 ments thereto.

23 [(b) In addition to such license plate, on and after January 1, 2005,
24 the person may request a decal for each license plate indicating:

25 [(1) The appropriate military branch in which the person served; and

26 [(2) upon submitting satisfactory proof to the director of vehicles,
27 inaccordance with rules and regulations adopted by the secretary, that
28 such person was awarded a silver star or bronze star medal by the United
29 States government.

30 [A fee of \$2 shall be paid for each decal. The decals shall be affixed to
31 the license plate in the location required by the director.

32 [(b) (c) Any person who is a veteran of the United States army,
33 navy, air force, marine corps, coast guard or merchant marines may
34 make application for such distinctive license plates, not less than
35 60 days prior to such person's renewal of registration date, on a
36 form prescribed and furnished by the director of vehicles, and any
37 applicant for the distinctive license plates shall furnish the director
38 with proof as the director shall require that the applicant is a vet-
39 eran of the United States army, navy, air force, marine corps, coast
40 guard or merchant marines. Application for the registration of a
41 passenger vehicle, truck or motorcycle and issuance of the license
42 plates under this section shall be made by the owner or lessee in a
43 manner prescribed by the director of vehicles upon forms furnished

1 *by the director.*

2 [~~(d)~~ *No registration or distinctive license plates issued un-*
3 *der the authority of this section shall be transferable to any other*
4 *person.*

5 [~~(e)~~ *Renewals of registration under this section shall be made*
6 *annually, upon payment of the fee prescribed in subsection (a), in*
7 *the manner prescribed in subsection (b) of K.S.A. 8-132, and amend-*
8 *ments thereto. No renewal of registration shall be made to any ap-*
9 *plicant until such applicant has filed with the director a form as*
10 *provided in subsection (c). If such form is not filed, the applicant*
11 *shall be required to comply with K.S.A. 8-143, and amendments*
12 *thereto, and return the distinctive license plates to the county trea-*
13 *surer of such person's residence.]*

14 *New Sec. 4. (a) On and after January 1, 2005, any owner or*
15 *lessee of one or more passenger vehicles or trucks registered for a*
16 *gross weight of 20,000 pounds or less, who is a resident of Kansas,*
17 *upon compliance with the provisions of this section, may be issued*
18 *one helping schools license plate for each such passenger vehicle or*
19 *truck. Such license plates shall be issued for the same time as other*
20 *license plates upon proper registration and payment of the regular*
21 *license fee as provided in K.S.A. 8-143, and amendments thereto,*
22 *and the presentation of the annual logo use authorization statement*
23 *provided for in subsection (b).*

24 *(b) The state board of education may authorize the use of the*
25 *logo to be affixed on license plates as provided by this section. Any*
26 *royalty payment received pursuant to this section shall be remitted*
27 *to the state treasurer in accordance with the provisions of K.S.A.*
28 *75-4215, and amendments thereto. Upon receipt of each such re-*
29 *mittance, the state treasurer shall deposit the entire amount in the*
30 *state treasury to the credit of the helping schools license plate pro-*
31 *gram fund. Any motor vehicle owner or lessee annually may apply*
32 *to the state board of education for the use of such logo. Upon annual*
33 *application and payment to the board in an amount of \$40 as a logo*
34 *use royalty payment for each license plate to be issued, the board*
35 *shall issue to the motor vehicle owner or lessee, without further*
36 *charge, a logo use authorization statement, which shall be presented*
37 *by the motor vehicle owner or lessee at the time of registration.*

38 *(c) Any applicant for a license plate authorized by this section*
39 *may make application for such plates not less than 60 days prior to*
40 *such person's renewal of registration date, on a form prescribed and*
41 *furnished by the director of vehicles, and any applicant for such*
42 *license plates shall provide the annual logo use authorization state-*
43 *ment provided for in subsection (b). Application for registration of*

1 *a passenger vehicle or truck and issuance of the license plate under*
2 *this section shall be made by the owner or lessee in a manner pre-*
3 *scribed by the director of vehicles upon forms furnished by the di-*
4 *rector. The school district to receive the royalty payment shall be*
5 *designated by the applicant on such forms.*

6 *(d) No registration or license plate issued under this section*
7 *shall be transferable to any other person.*

8 *(e) Renewals of registration under this section shall be made*
9 *annually, upon payment of the fee prescribed in subsection (a), in*
10 *the manner prescribed in subsection (b) of K.S.A. 8-132, and amend-*
11 *ments thereto. No renewal of registration shall be made to any ap-*
12 *plicant until such applicant provides the annual logo use authori-*
13 *zation statement provided for in subsection (b). If such logo use*
14 *authorization statement is not presented at the time of registration,*
15 *the applicant shall be required to comply with K.S.A. 8-143, and*
16 *amendments thereto, and return the license plate to the county trea-*
17 *surer of such person's residence.*

18 *(f) The helping schools license plate shall not be developed by*
19 *the division until the state board of education has collected suffi-*
20 *cient logo use royalty payments under subsection (b), to comply*
21 *with the provisions of paragraph (1) of subsection (e) of K.S.A. 8-*
22 *1,141, and amendments thereto.*

23 *(g) The state board of education, with the approval of the di-*
24 *rector of vehicles and subject to the availability of materials and*
25 *equipment, shall design a plate to be issued under the provisions of*
26 *this section.*

27 *New Sec. 5. (a) There is hereby created in the state treasury,*
28 *the helping schools license plate program fund. All moneys credited*
29 *to the helping schools license plate fund, except for an amount for*
30 *the development of the helping schools license plate under subsec-*
31 *tion (f) of section 4, and amendments thereto, and reasonable costs*
32 *to administer the helping schools license plate program provided*
33 *under section 4, and amendments thereto, shall be allocated and*
34 *distributed annually on or after July 1 of each year to the school*
35 *districts designated by the applicants under section 4, and amend-*
36 *ments thereto. Such money allocated and distributed to the school*
37 *districts shall be used for the purchase of classroom supplies and*
38 *equipment in grades K through 12 of the public schools of the school*
39 *district. No moneys shall be distributed under the provisions of this*
40 *section until the provisions of K.S.A. 8-1,141, and amendments*
41 *thereto, have been satisfied. All expenditures from the helping*
42 *schools license plate program fund shall be made in accordance*
43 *with appropriation acts, upon warrants of the director of accounts*

1 and reports issued pursuant to vouchers approved by the state
2 board of education or the state board's designee.

3 (b) Moneys allocated and distributed under subsection (a), shall
4 be deemed a donation under K.S.A. 72-8210, and amendments
5 thereto.

6 ~~New Sec. 6. (a) On and after January 1, 2005, any owner or~~
7 ~~lessee of one or more passenger vehicles or trucks of a gross weight~~
8 ~~of 20,000 pounds or less, who is a resident of the state of Kansas,~~
9 ~~and who submits satisfactory proof to the director of vehicles, in~~
10 ~~accordance with rules and regulations adopted by the secretary of~~
11 ~~revenue, that such person was awarded a military service award~~
12 ~~known as a bronze star by the United States government, upon com-~~
13 ~~pliance with the provisions of this section, may be issued one dis-~~
14 ~~distinctive license plate for each such passenger vehicle or truck des-~~
15 ~~ignating such person as a recipient of a bronze star. Such license~~
16 ~~plates shall be issued for the same period of time as other license~~
17 ~~plates upon proper registration and payment of the regular license~~
18 ~~fee as provided in K.S.A. 8-143, and amendments thereto.~~

19 ~~— (b) Any recipient of a bronze star may make application for the~~
20 ~~distinctive license plates, not less than 60 days prior to such person's~~
21 ~~renewal of registration date, on a form prescribed and furnished by~~
22 ~~the director of vehicles, and any applicant for the distinctive license~~
23 ~~plates shall furnish the director with such proof as the director shall~~
24 ~~require that the applicant was a recipient of a bronze star. Appli-~~
25 ~~cation for the registration of a passenger vehicle or truck and is-~~
26 ~~suance of the license plates under this section shall be made by the~~
27 ~~owner or lessee in a manner prescribed by the director of vehicles~~
28 ~~upon forms furnished by the director.~~

29 ~~— (c) No registration or distinctive license plates issued under the~~
30 ~~authority of this section shall be transferable to any other person.~~

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

40 ~~— New Sec. 7. (a) On and after January 1, 2005, any owner or~~
41 ~~lessee of one or more passenger vehicles or trucks of a gross weight~~
42 ~~of 20,000 pounds or less, who is a resident of the state of Kansas,~~
43 ~~and who submits satisfactory proof to the director of vehicles, in~~

1 ~~accordance with rules and regulations adopted by the secretary of~~
2 ~~revenue, that such person was awarded a military service award~~
3 ~~known as a silver star by the United States government, upon com-~~
4 ~~pliance with the provisions of this section, may be issued one dis-~~
5 ~~distinctive license plate for each such passenger vehicle or truck des-~~
6 ~~ignating such person as a recipient of a silver star. Such license~~
7 ~~plates shall be issued for the same period of time as other license~~
8 ~~plates upon proper registration and payment of the regular license~~
9 ~~fee as provided in K.S.A. 8-143, and amendments thereto.~~

10 ~~—(b) Any recipient of a silver star may make application for the~~
11 ~~distinctive license plates, not less than 60 days prior to such person's~~
12 ~~renewal of registration date, on a form prescribed and furnished by~~
13 ~~the director of vehicles, and any applicant for the distinctive license~~
14 ~~plates shall furnish the director with such proof as the director shall~~
15 ~~require that the applicant was a recipient of a silver star. Applica-~~
16 ~~tion for the registration of a passenger vehicle or truck and issuance~~
17 ~~of the license plates under this section shall be made by the owner~~
18 ~~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 plates 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~~
24 ~~the manner prescribed in subsection (b) of K.S.A. 8-132, and amend-~~
25 ~~ments thereto. No renewal of registration shall be made to any ap-~~
26 ~~plicant until such applicant has filed with the director a form as~~
27 ~~provided in subsection (b). If such form is not filed, the applicant~~
28 ~~shall be required to comply with K.S.A. 8-143, and amendments~~
29 ~~thereto, and return the distinctive license plates to the county trea-~~
30 ~~surer of such person's residence.~~

31 [Sec. 6. K.S.A. 8-161 is hereby amended to read as follows: 8-
32 161. (a) Any disabled veteran as defined in K.S.A. 8-160, and
33 amendments thereto, who resides in Kansas and who makes appli-
34 cation to the director of vehicles on a form furnished by the director
35 for registration of a motor vehicle that is a passenger vehicle or a
36 truck with a gross weight of not more than 20,000 pounds or motor-
37 cycle and is owned or leased and used by such veteran may have
38 such motor vehicle registered, and the director shall issue a dis-
39 tinctive license plate for it. Such license plate shall be issued for the
40 same period of time as other license plates are issued. Such regis-
41 tration shall be made and such license plates issued free of charge
42 to the disabled veteran. The director of vehicles shall also issue to
43 the disabled veteran an individual identification card which must

1 *be carried by the disabled veteran when the motor vehicle being*
2 *operated by the disabled veteran or used for the transportation of*
3 *such disabled veteran is parked in a designated accessible parking*
4 *space.*

5 *[(b) Any Kansas resident who owns or leases a motor vehicle*
6 *and who is responsible for the transportation of a disabled veteran*
7 *or any resident disabled veteran desiring a distinctive license plate*
8 *for a vehicle other than a motor vehicle owned or leased by the*
9 *veteran may make application to the director of vehicles for such a*
10 *license plate. Such license plate shall be issued for the same period*
11 *of time as other license plates are issued. There shall be no fee for*
12 *such license plates in addition to the regular registration fee.*

13 *[(c) The director of vehicles shall design a special license plate*
14 *to be issued as provided in this act. No registration or license plates*
15 *issued under this act shall be transferable to any other person. No*
16 *registration under this act shall be made until the applicant has*
17 *filed with the director acceptable proof that the applicant is a dis-*
18 *abled veteran as defined by K.S.A. 8-160, and amendments thereto,*
19 *or is responsible for the transportation of such veteran. Motor ve-*
20 *hicles displaying the distinctive license plates provided for in this*
21 *act shall be permitted to park in any parking space on public or*
22 *private property which is clearly marked as being reserved for the*
23 *use of persons with a disability or persons responsible for the trans-*
24 *portation of a person with a disability, except a parking space on*
25 *private property which is clearly marked as being reserved for the*
26 *use of a specified person with a disability, or park without charge*
27 *in any metered zone and shall be exempt from any time limitation*
28 *imposed on parking in any zone designated for parking, during the*
29 *hours in which parking is permitted in any city.*

30 *[Any person who willfully and falsely represents that such person*
31 *has the qualifications to obtain the distinctive license plates pro-*
32 *vided for by this section, or who falsely utilizes the parking privilege*
33 *accorded by this section, shall be guilty of an unclassified misde-*
34 *meanor punishable by a fine of not more than \$250.*

35 *[Sec. 7. K.S.A. 8-177a is hereby amended to read as follows: 8-*
36 *177a. (a) Any owner or lessee of one or more passenger vehicles ~~or~~,*
37 *trucks registered for a gross weight of not more than 20,000 pounds*
38 *or motorcycles, who is a resident of the state of Kansas, and who is*
39 *a regularly enlisted or retired, warrant or commissioned member*
40 *of the Kansas national guard, upon compliance with the provisions*
41 *of this section, may be issued one distinctive license plate for each*
42 *such motor vehicle ~~or~~, truck or motorcycle that is not required to be*
43 *registered with the state corporation commission designating the*

1 owner or lessee of such vehicle as a member or retired member of
2 the Kansas national guard. Such license plates shall be issued for
3 the same period of time as other license plates upon proper regis-
4 tration and payment of the regular license fee as provided in K.S.A.
5 8-143, and amendments thereto.

6 [(b) Any such member or retired member of the Kansas national
7 guard may make application for such distinctive license plates, not
8 less than 60 days prior to such member's renewal of registration
9 date, on a form furnished by the director of vehicles, and any ap-
10 plicant for such distinctive license plates shall furnish the director
11 with such applicant's armed forces of the United States identifica-
12 tion card as proof that the applicant is a member or a retired mem-
13 ber of the Kansas national guard. Application for the registration
14 of passenger vehicles ~~or~~, trucks or motorcycles and issuance of the
15 distinctive license plates under this section shall be made by the
16 owner or lessee in a manner prescribed by the director of vehicles
17 upon forms furnished by the director.

18 [(c) No registration or distinctive license plate issued under this
19 section shall be transferable to any other person.

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

29 [(e) The adjutant general, with the approval of the director of
30 vehicles and subject to the availability of materials and equipment,
31 shall design a distinctive license plate for issuance to members and
32 retired members of the Kansas national guard.

33 [Sec. 8. K.S.A. 8-177c is hereby amended to read as follows: 8-
34 177c. (a) As used in this section, "prisoner of war" means any person
35 who was held as a prisoner of war while serving in the army, navy,
36 coast guard, air force or marine corps of the United States in World
37 War I or World War II or while serving with the armed forces of
38 the United States during the military, naval and air operations in
39 Korea, Vietnam or other places under the flags of the United States
40 and the United Nations or under the flag of the United States alone.

41 [(b) Any owner or lessee of a passenger vehicle ~~or~~, truck of gross
42 weight of 20,000 pounds or less or motorcycle, who is a resident of
43 the state of Kansas, and who submits satisfactory proof to the di-

1 *rector of vehicles, in accordance with rules and regulations adopted*
2 *by the secretary of revenue, that such person is a former prisoner*
3 *of war or is the surviving spouse of a former prisoner of war, may,*
4 *upon compliance with the provisions of this section, be issued one*
5 *distinctive license plate designating such person as a prisoner of*
6 *war. The license plate shall be issued for the same period of time as*
7 *other license plates are issued upon proper registration without*
8 *payment of the regular license fee as provided in K.S.A. 8-143, and*
9 *amendments thereto. Only one distinctive license plate may be is-*
10 *ssued to any prisoner of war or surviving spouse of a prisoner of war,*
11 *to be displayed on such a vehicle owned or leased by such person.*

12 *[(c) Any prisoner of war or surviving spouse of a prisoner of*
13 *war may make application for the distinctive license plate, not less*
14 *than 60 days prior to such person's renewal of registration date, on*
15 *a form prescribed and furnished by the director of vehicles, and any*
16 *applicant for the distinctive license plate shall furnish the director*
17 *with such proof as the director shall require that the applicant was*
18 *a prisoner of war or is the surviving spouse of a prisoner of war.*
19 *Application for the registration of a passenger vehicle or truck and*
20 *issuance of the distinctive license plate under the provisions of this*
21 *section shall be made by the owner or lessee in a manner prescribed*
22 *by the director of vehicles upon the appropriate form furnished by*
23 *the director.*

24 *[(d) Any registration or distinctive license plate issued under*
25 *the authority of this section shall not be transferable to any other*
26 *person, except to the surviving spouse of a prisoner of war.*

27 *[(e) Renewals of registration hereunder shall be made annually,*
28 *without charge, in the manner prescribed in subsection (b) of K.S.A.*
29 *8-132, and amendments thereto. No renewal of registration shall be*
30 *made to any applicant until the applicant has filed with the director*
31 *a form as provided in subsection (c). If the form is not filed, the*
32 *applicant shall be required to register the motor vehicle as provided*
33 *in K.S.A. 8-143, and amendments thereto, and return the distinctive*
34 *license plate to the county treasurer.*

35 *[(f) The rights of the surviving spouse of a prisoner of war under*
36 *this section shall terminate upon remarriage of such person.*

37 *[(g) Nothing in this section shall authorize the surviving spouse*
38 *of a prisoner of war to be issued a distinctive license plate under*
39 *this section, unless the deceased prisoner of war had already been*
40 *issued such distinctive license plate.*

41 *[Sec. 9. K.S.A. 8-1,139 is hereby amended to read as follows: 8-*
42 *1,139. (a) Any owner or lessee of a passenger vehicle ~~or~~, truck of a*
43 *gross weight of 20,000 pounds or less or motorcycle, who is a resident*

1 of the state of Kansas, and who submits satisfactory proof to the
2 director of vehicles, in accordance with rules and regulations
3 adopted by the secretary of revenue, that such person is a survivor
4 of the attack on Pearl Harbor, upon compliance with the provisions
5 of this section, may be issued one distinctive license plate designat-
6 ing such person as a survivor of the attack on Pearl Harbor. Such
7 license plate shall be issued for the same period of time as other
8 license plates upon proper registration and payment of the regular
9 license fee as provided in K.S.A. 8-143, and amendments thereto.

10 [(b) Any person making application for a survivor of the attack
11 on Pearl Harbor license plate must comply with the following:

12 [(1) Was a member of the United States armed forces on Decem-
13 ber 7, 1941;

14 [(2) was on station on December 7, 1941, during the hours of
15 7:55 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island of
16 Oahu or offshore at a distance not to exceed three miles therefrom;

17 [(3) received an honorable discharge from the United States
18 armed forces; and

19 [(4) has been approved by the chairperson of the Kansas Pearl
20 Harbor survivors association as being a survivor of the attack on
21 Pearl Harbor.

22 [(c) Any survivor of the attack on Pearl Harbor may make ap-
23 plication for the distinctive license plate, not less than 60 days prior
24 to such person's renewal of registration date, on a form prescribed
25 and furnished by the director of vehicles, and any application for
26 the distinctive license plate shall furnish the director with such
27 proof as the director shall require that the applicant was a survivor
28 of the attack on Pearl Harbor. Application for the registration of a
29 passenger vehicle or truck and issuance of the license plate under
30 this section shall be made by the owner or lessee in a manner pre-
31 scribed by the director of vehicles upon forms furnished by the
32 director.

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

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

1 [Sec. 10. K.S.A. 8-1,140 is hereby amended to read as follows:
2 8-1,140. (a) Any owner or lessee of one or more passenger vehicles
3 ~~or~~, trucks of a gross weight of 20,000 pounds or less or motorcycles,
4 who is a resident of the state of Kansas, and who submits satisfac-
5 tory proof to the director of vehicles, in accordance with rules and
6 regulations adopted by the secretary of revenue, that such person
7 was awarded a purple heart medal by the United States government
8 for wounds received in military or naval combat against an armed
9 enemy of the United States, upon compliance with the provisions of
10 this section, may be issued one distinctive license plate for each such
11 passenger vehicle ~~or~~, truck or motorcycle designating such person as
12 a recipient of the purple heart medal. Such license plates shall be
13 issued for the same period of time as other license plates upon
14 proper registration and payment of the regular license fee as pro-
15 vided in K.S.A. 8-143, and amendments thereto.

16 [(b) Any recipient of the purple heart medal may make appli-
17 cation for the distinctive license plates, not less than 60 days prior
18 to such person's renewal of registration date, on a form prescribed
19 and furnished by the director of vehicles, and any applicant for the
20 distinctive license plates shall furnish the director with such proof
21 as the director shall require that the applicant was a recipient of
22 the purple heart medal. Application for the registration of a pas-
23 senger vehicle ~~or~~, truck or motorcycle and issuance of the license
24 plates under this section shall be made by the owner or lessee in a
25 manner prescribed by the director of vehicles upon forms furnished
26 by the director.

27 [(c) No registration or distinctive license plates 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
31 the manner prescribed in subsection (b) of K.S.A. 8-132, and amend-
32 ments thereto. No renewal of registration shall be made to any ap-
33 plicant until such applicant has filed with the director a form as
34 provided in subsection (b). If such form is not filed, the applicant
35 shall be required to comply with K.S.A. 8-143, and amendments
36 thereto, and return the distinctive license plates to the county trea-
37 surer of such person's residence.

38 [Sec. 11. K.S.A. 8-1,145 is hereby amended to read as follows:
39 8-1,145. (a) On and after January 1, 2001, any owner or lessee of
40 one or more passenger vehicles ~~or~~, trucks of a gross weight of 20,000
41 pounds or less or motorcycles, who is a resident of the state of Kansas,
42 and who submits satisfactory proof to the director of vehicles, in
43 accordance with rules and regulations adopted by the secretary of

1 *revenue, that such person was awarded the congressional medal of*
2 *honor, upon compliance with the provisions of this section, may be*
3 *issued one distinctive license plate for each such passenger vehicle*
4 *~~or~~, truck or motorcycle designating such person as a recipient of the*
5 *congressional medal of honor. Such license plates shall be issued*
6 *for the same period of time as other license plates upon proper reg-*
7 *istration and without payment of the regular license fee as provided*
8 *in K.S.A. 8-143, and amendments thereto.*

9 *[(b) Any recipient of the congressional medal of honor may*
10 *make application for the distinctive license plates, not less than 60*
11 *days prior to such person's renewal of registration date, on a form*
12 *prescribed and furnished by the director of vehicles, and any ap-*
13 *plicant for the distinctive license plates shall furnish the director*
14 *with such proof as the director shall require that the applicant was*
15 *a recipient of the congressional medal of honor. Application for the*
16 *registration of a passenger vehicle ~~or~~, truck or motorcycle and issu-*
17 *ance 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*
19 *upon forms furnished by the director.*

20 *[(c) No registration or distinctive license plates 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, without charge, in the manner prescribed in subsection*
24 *(b) of K.S.A. 8-132, and amendments thereto. No renewal of regis-*
25 *tration shall be made to any applicant until such applicant has filed*
26 *with the director a form as provided in subsection (b). If such form*
27 *is not filed, the applicant shall be required to comply with K.S.A.*
28 *8-143, and amendments thereto, and return the distinctive license*
29 *plates to the county treasurer of such person's residence.]*

30 *[New Sec. 12. (a) On and after January 1, 2005, any owner or*
31 *lessee of one or more passenger vehicles or trucks of a gross weight*
32 *of 20,000 pounds or less, who is a resident of the state of Kansas,*
33 *and who submits satisfactory proof to the director of vehicles, in*
34 *accordance with rules and regulations adopted by the secretary of*
35 *revenue, that such person is a firefighter, upon compliance with the*
36 *provisions of this section, may be issued one distinctive license plate*
37 *for each such passenger vehicle or truck designating such person as*
38 *a firefighter. Such license plates shall be issued for the same period*
39 *of time as other license plates upon proper registration and payment*
40 *of the regular license fee as provided in K.S.A. 8-143, and amend-*
41 *ments thereto.*

42 *[(b) Any person who is a firefighter may make application for*
43 *such distinctive license plates, not less than 60 days prior to such*

1 *person's renewal of registration date, on a form prescribed and fur-*
2 *nished by the director of vehicles, and any applicant for the dis-*
3 *distinctive license plates shall furnish the director with proof as the*
4 *director shall require that the applicant is a firefighter. Application*
5 *for the registration of a passenger vehicle or truck and issuance of*
6 *the license plates under this section shall be made by the owner or*
7 *lessee in a manner prescribed by the director of vehicles upon forms*
8 *furnished by the director.*

9 *[(c) No registration or distinctive license plates issued under the*
10 *authority of this section shall be transferable to any other person.*

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

20 *Sec. ~~3.~~ ~~[4.]~~ ~~9.~~ [13.] K.S.A. [8-161, 8-177a, 8-177c, 8-1,139, 8-*
21 *1,140,] 8-1,141, 8-1,142[, 8-1,145, 8-1-146] and 8-1,149 [and K.S.A.*
22 *~~2003 Supp. 8-132 8-1,147~~] are hereby repealed.*

23 *Sec. 4. ~~[5.]~~ ~~9.~~ [14.] This act shall take effect and be in force from*
24 *and after its publication in the statute book.*