

SESSION OF 2009

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2023**

As Recommended by House Committee on  
Transportation

**Brief\***

HB 2023 would:

- Allow the Director of Vehicles to revoke, suspend, cancel, refuse or retrieve a license plate, to issue or renew a registration certificate under licensing and registration related statutes, upon notice from the State Corporation Commission that an intrastate motor carrier's operating authority has been terminated or denied by the Commission;
- Allow the Director to request the aid of the State Highway Patrol, any law enforcement officer or any duly appointed representative of the Division to enforce the provisions of the act within its jurisdiction and would require such officers to provide the aid when requested; and
- Provide that the remedies for enforcement and collection are cumulative, and the use of one would not be deemed to be a waiver of a right to use any other.

**Background**

HB 2023 was requested by the Division of Vehicles, Department of Revenue. A spokesperson for the Motor Carrier Services of the Kansas Department of Revenue testified in support of the bill. She explained that the bill is intended to correct a loophole in the law that allows a trucker who has had

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\*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>

his or her truck put out-of-service for violations of federal or state safety regulations to apply for registration at the county treasurer's office. She noted that a county treasurer cannot deny registration thereby permitting a violator of federal and state safety regulations to continue operating a truck. The spokesperson for the Kansas Motor Carriers Association also testified in support of the bill. He explained the management system that allows the Kansas Department of Revenue to revoke license plates from unsafe vehicles. He noted, however, that the current system does not prevent a trucker from going to a county office after the Highway Patrol has placed a vehicle under an out-of-service order. He said that the bill will keep unsafe vehicles off Kansas highways by facilitating communication among federal, state, and county regulatory authorities.

No one testified against the bill.

The fiscal note prepared by the Division of Budget states that the Department of Revenue indicates that the fiscal effect resulting from the passage of the bill would be negligible.