

HOUSE BILL No. 2011

By Legislative Educational Planning Committee

1-14

1 AN ACT concerning distinctive license plates; relating to motorcycles;
2 amending K.S.A. 2012 Supp. 8-1,142 and repealing the existing
3 section.

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

6 Section 1. K.S.A. 2012 Supp. 8-1,142 is hereby amended to read as
7 follows: 8-1,142. (a) As used in this section, "educational institution"
8 means:

9 (1) Any state educational institution under the control and supervision
10 of the state board of regents;

11 (2) any municipal university;

12 (3) any not-for-profit independent institution of higher education
13 which is accredited by the north central association of colleges and
14 secondary schools accrediting agency based on its requirements as of April
15 1, 1985, is operated independently and not controlled or administered by
16 the state or any agency or subdivision thereof, maintains open enrollment
17 and the main campus or principal place of operation of which is located in
18 Kansas;

19 (4) any community college organized and operating under the laws of
20 this state; and

21 (5) Haskell Indian Nations university.

22 (b) Any owner or lessee of one or more passenger vehicles-~~or~~, trucks
23 registered for a gross weight of not more than 20,000 pounds *or*
24 *motorcycles*, who is a resident of Kansas, upon compliance with the
25 provisions of this section, may be issued one educational institution license
26 plate for each such passenger vehicle-~~or~~, truck *or motorcycle*. Such license
27 plates shall be issued for the same period of time as other license plates
28 upon proper registration and payment of the regular license fee as provided
29 in K.S.A. 8-143, and amendments thereto, plus the payment of an
30 additional fee of \$5 for each plate, and either the payment to the county
31 treasurer of the logo use royalty payment established by the alumni
32 association or foundation or the presentation of the annual emblem use
33 authorization statement provided for in subsection (c).

34 (c) Any educational institution may authorize through its officially
35 recognized alumni association or foundation the use of such institution's
36 official emblems to be affixed on license plates as provided by this section.

1 Any royalty payment derived from this section, except reasonable
2 administrative costs, shall be used for recognition of academic
3 achievement or excellence subject to the approval of the chancellor or
4 president of the educational institution. Any motor vehicle owner or lessee
5 may annually apply to the alumni association or foundation for the use of
6 the institution's emblems. Upon annual application and payment to either:
7 (1) The alumni association or foundation in an amount of not less than \$25
8 nor more than \$100 as an emblem use royalty payment for each
9 educational institution license plate to be issued, the alumni association or
10 foundation shall issue to the motor vehicle owner or lessee, without further
11 charge, an emblem use authorization statement, which shall be presented
12 by the motor vehicle owner or lessee at the time of registration; or (2) the
13 county treasurer of the logo use royalty payment for each license plate to
14 be issued.

15 (d) Any applicant for an educational institution license plate may
16 make application for such plates not less than 60 days prior to such
17 person's renewal of registration date, on a form prescribed and furnished
18 by the director of vehicles, and any applicant for the educational institution
19 license plates shall provide either the annual emblem use authorization
20 statement provided for in subsection (c) or pay to the county treasurer the
21 logo use royalty payment established by the alumni association or
22 foundation. Application for registration of a passenger vehicle ~~or~~, truck *or*
23 *motorcycle* and issuance of the license plates under this section shall be
24 made by the owner or lessee in a manner prescribed by the director of
25 vehicles upon forms furnished by the director.

26 (e) No registration or educational institution license plate issued
27 under this section shall be transferable to any other person.

28 (f) The director of vehicles may transfer educational institution
29 license plates from a leased vehicle to a purchased vehicle.

30 (g) Renewals of registration under this section shall be made
31 annually, upon payment of the fee prescribed in subsection (b), in the
32 manner prescribed in subsection (b) of K.S.A. 8-132, and amendments
33 thereto. No renewal of registration shall be made to any applicant until
34 such applicant provides to the county treasurer either the annual emblem
35 use authorization statement provided for in subsection (c) or the payment
36 of the annual emblem use royalty payment established by the alumni
37 association or foundation. If such emblem use authorization statement is
38 not presented at the time of registration or faxed by the alumni association
39 or foundations, or the annual emblem use royalty payment is not made to
40 the county treasurer, the applicant shall be required to comply with K.S.A.
41 8-143, and amendments thereto, and return the educational institution
42 license plates to the county treasurer of such person's residence.

43 (h) The director of vehicles shall not issue any educational institution

1 license plates for any educational institution, unless such educational
2 institution's alumni association or foundation guarantees the initial
3 issuance of at least 500 license plates.

4 (i) The director of vehicles shall discontinue the issuance of an
5 educational institution's license plate authorized under this section if:

6 (1) Less than 500 educational institution license plates, including
7 annual renewals, are issued for an educational institution by the end of the
8 second year of sales; and

9 (2) less than 250 educational institution license plates, including
10 annual renewals, are issued for an educational institution during any
11 subsequent two-year period.

12 (j) Each educational institution's alumni association or foundation
13 shall:

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

16 (2) provide to all county treasurers a toll-free telephone number
17 where applicants can call the alumni association or foundation for
18 information concerning the application process or the status of their
19 license plate application.

20 (k) Each educational institution's alumni association or foundation,
21 with the approval of the director of vehicles and subject to the availability
22 of materials and equipment, shall design a license plate to be issued under
23 the provisions of this section.

24 (l) As a condition of receiving the educational institution license plate
25 and any subsequent registration renewal of such plate, the applicant must
26 provide consent to the division authorizing the division's release of motor
27 vehicle record information, including the applicant's name, address,
28 emblem use royalty payment amount, plate number and vehicle type to the
29 relevant educational institution and the state treasurer.

30 (m) Annual royalty payments collected by county treasurers under
31 this section shall be remitted to the state treasurer in accordance with the
32 provisions of K.S.A. 75-4215, and amendments thereto. In the case of an
33 educational institution that is a state educational institution as defined by
34 K.S.A. 76-711, and amendments thereto, upon receipt of each such
35 remittance, the state treasurer shall deposit the entire amount in the state
36 treasury to the credit of the appropriate account of the restricted fees fund
37 of such state educational institution. In the case of an educational
38 institution which is not a state educational institution as defined by K.S.A.
39 76-711, and amendments thereto, upon receipt of each such remittance, the
40 state treasurer shall remit the entire amount to the educational institutions
41 emblem royalty fund, which is hereby created in the state treasury and
42 shall be administered by the state treasurer. All expenditures from the
43 educational institutions emblem royalty fund shall be made in accordance

1 with appropriation acts upon warrants of the director of accounts and
2 reports issued pursuant to vouchers approved by the state treasurer or the
3 state treasurer's designee. Payments from the educational institutions
4 emblem royalty fund to the respective educational institutions shall be
5 made on a monthly basis.

6 Sec. 2. K.S.A. 2012 Supp. 8-1,142 is hereby repealed.

7 Sec. 3. This act shall take effect and be in force from and after its
8 publication in the statute book.

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