

**SENATE BILL No. 404**

By Committee on Ways and Means

2-7

1 AN ACT concerning motor vehicles; relating to distinctive license plates;  
2 providing for the Korean war, operation desert storm, operation Iraqi  
3 freedom and operation enduring freedom license plates; amending  
4 K.S.A. 2017 Supp. 8-1,141 and 8-1,147 and repealing the existing  
5 sections.  
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7 *Be it enacted by the Legislature of the State of Kansas:*

8 New Section 1. (a) On and after January 1, 2019, 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 the state of Kansas, and  
11 who submits satisfactory proof to the director of vehicles, in accordance  
12 with rules and regulations adopted by the secretary of revenue, that such  
13 person is a veteran of the Korean war, upon compliance with the  
14 provisions of this section, may be issued one distinctive license plate for  
15 each such passenger vehicle, truck or motorcycle designating such person  
16 as a veteran of the Korean war. Such license plates shall be issued for the  
17 same period of time as other license plates upon proper registration and  
18 payment of the regular license fee as provided in K.S.A. 8-143, and  
19 amendments thereto.

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

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

32 (d) Renewals of registration under this section shall be made  
33 annually, upon payment of the fee prescribed in subsection (a), in the  
34 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No  
35 renewal of registration shall be made to any applicant until such applicant  
36 has filed with the director a form as provided in subsection (b). If such

1 form is not filed, the applicant shall be required to comply with K.S.A. 8-  
2 143, and amendments thereto, and return the distinctive license plates to  
3 the county treasurer of such person's residence.

4 New Sec. 2. (a) On and after January 1, 2019, any owner or lessee of  
5 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds  
6 or less or motorcycles, who is a resident of the state of Kansas, and who  
7 submits satisfactory proof to the director of vehicles, in accordance with  
8 rules and regulations adopted by the secretary of revenue, that such person  
9 is a veteran of operation desert storm, 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 veteran of operation desert storm. Such license plates shall be issued  
13 for the same period of time as other license plates upon proper registration  
14 and payment of the regular license fee as provided in K.S.A. 8-143, and  
15 amendments thereto.

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

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

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

36 New Sec. 3. (a) On and after January 1, 2019, any owner or lessee of  
37 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds  
38 or less or motorcycles, who is a resident of the state of Kansas, and who  
39 submits satisfactory proof to the director of vehicles, in accordance with  
40 rules and regulations adopted by the secretary of revenue, that such person  
41 is a veteran of operation Iraqi freedom, upon compliance with the  
42 provisions of this section, may be issued one distinctive license plate for  
43 each such passenger vehicle, truck or motorcycle designating such person

1 as a veteran of operation Iraqi freedom. Such license plates shall be issued  
2 for the same period of time as other license plates upon proper registration  
3 and payment of the regular license fee as provided in K.S.A. 8-143, and  
4 amendments thereto.

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

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

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

25 New Sec. 4. (a) On and after January 1, 2019, any owner or lessee of  
26 one or more passenger vehicles, trucks of a gross weight of 20,000 pounds  
27 or less or motorcycles, who is a resident of the state of Kansas, and who  
28 submits satisfactory proof to the director of vehicles, in accordance with  
29 rules and regulations adopted by the secretary of revenue, that such person  
30 is a veteran of operation enduring freedom, upon compliance with the  
31 provisions of this section, may be issued one distinctive license plate for  
32 each such passenger vehicle, truck or motorcycle designating such person  
33 as a veteran of operation enduring freedom. Such license plates shall be  
34 issued for the same period of time as other license plates upon proper  
35 registration and payment of the regular license fee as provided in K.S.A. 8-  
36 143, and amendments thereto.

37 (b) Any person who is a veteran of operation enduring freedom may  
38 make application for such distinctive license plates, not less than 60 days  
39 prior to such person's renewal of registration date, on a form prescribed  
40 and furnished by the director of vehicles, and any applicant for the  
41 distinctive license plates shall furnish the director with proof as the  
42 director shall require that the applicant is a veteran of operation enduring  
43 freedom. Application for the registration of a passenger vehicle, truck or

1 motorcycle and issuance of the license plates under this section shall be  
2 made by the owner or lessee in a manner prescribed by the director of  
3 vehicles upon forms furnished by the director.

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

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

14 Sec. 5. K.S.A. 2017 Supp. 8-1,141 is hereby amended to read as  
15 follows: 8-1,141. (a) Any new distinctive license plate authorized for  
16 issuance on and after July 1, 1994, shall be subject to the personalized  
17 license plate fee prescribed by ~~subsection (e) of~~ K.S.A. 8-132(c), and  
18 amendments thereto. This section shall not apply to any distinctive license  
19 plate authorized prior to July 1, 1994.

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

23 (c) The provisions of this section shall not apply to distinctive license  
24 plates issued under the provisions of K.S.A. 8-1,145, or K.S.A. 2017 Supp.  
25 8-177d, 8-1,163-~~or~~, 8-1,166, *section 1, 2, 3 or 4*, and amendments thereto.

26 (d) The provisions of subsection (a), shall not apply to distinctive  
27 license plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148,  
28 and amendments thereto, or K.S.A. 2017 Supp. 8-1,153, 8-1,158 or 8-  
29 1,161, and amendments thereto.

30 (e) The provisions of subsection (f) shall not apply to distinctive  
31 license plates issued under the provisions of K.S.A. 2017 Supp. 8-1,160,  
32 and amendments thereto, except that the division shall delay the  
33 manufacturing and issuance of such distinctive license plate until the  
34 division has received not less than 1,000 orders for such plate, including  
35 payment of the personalized license plate fee required under subsection  
36 (a). Upon certification by the director of vehicles to the director of  
37 accounts and reports that not less than 1,000 paid orders for such plate  
38 have been received, the director of accounts and reports shall transfer  
39 \$40,000 from the state highway fund to the distinctive license plate fund.

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

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

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

17 (A) Less than 500 license plates, including annual renewals, are  
18 issued 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  
23 distinctive 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 (h) An application for any distinctive license plate issued after  
29 December 31, 2012, and the corresponding royalty fee may be collected  
30 either by the county treasurer or the entity benefiting from the issuance of  
31 the distinctive license plate. Annual royalty payments collected by the  
32 county treasurers shall be remitted to the state treasurer in accordance with  
33 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt  
34 of each such remittance the state treasurer shall deposit the entire amount  
35 in the state treasury to the credit of a segregated royalty fund which shall  
36 be administered by the state treasurer. All expenditures from the royalty  
37 fund shall be made in accordance with appropriation acts upon warrants of  
38 the director of accounts and reports issued pursuant to vouchers approved  
39 by the state treasurer or the state treasurer's designee. Payments from the  
40 royalty fund shall be made to the entity benefiting from the issuance of the  
41 distinctive license plate on a monthly basis.

42 (i) Notwithstanding any other provision of law, for any distinctive  
43 license plate, the division shall produce such distinctive license plate for a

1 motorcycle upon request to the division by the organization sponsoring the  
2 distinctive license plate.

3 (j) In addition to any residency requirements for all distinctive license  
4 plates, any person not a resident of Kansas, serving as a member of the  
5 armed forces stationed in this state shall be eligible to apply for any  
6 distinctive license plate as if the individual was a resident of this state.  
7 Such person shall be eligible to renew the distinctive license plate  
8 registration as long as the person is still stationed in this state at the time  
9 the registration is renewed.

10 Sec. 6. K.S.A. 2017 Supp. 8-1,147 is hereby amended to read as  
11 follows: 8-1,147. In the event of the death of any person issued distinctive  
12 license plates under the provisions of K.S.A. 8-161, 8-177a, 8-177c, 8-  
13 1,139, 8-1,140, 8-1,145 or 8-1,146 or K.S.A. 2017 Supp. 8-177d, 8-1,163  
14 ~~or~~, 8-1,166, *section 1, 2, 3 or 4*, and amendments thereto, the surviving  
15 spouse or other family member, if there is no surviving spouse, shall be  
16 entitled to possession of any such distinctive license plates. Such license  
17 plates shall not be displayed on any vehicle unless otherwise authorized by  
18 statute.

19 Sec. 7. K.S.A. 2017 Supp. 8-1,141 and 8-1,147 are hereby repealed.

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