

HOUSE BILL No. 2638

By Representative Larkin

1-15

AN ACT relating to motor vehicles; concerning the registration thereof; amending K.S.A. 8-127, 8-135, 8-143 and 8-2409 and repealing the existing sections.

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

Section 1. K.S.A. 8-127 is hereby amended to read as follows: 8-127.

(a) Every owner of a motor vehicle, motorized bicycle, trailer or semi-trailer intended to be operated upon any highway in this state, whether such owner is a resident of this state or another state, or such motor vehicle, motorized bicycle, trailer or semitrailer is based in this state or another state shall, before any such vehicle is operated in this state, apply for and obtain registration in this state under the provisions of K.S.A. 8-126 to 8-149, inclusive, and ~~acts amendatory thereof or supplemental amendments~~ thereto, except as otherwise provided by law or by any interstate contract, agreement, arrangement or declaration made by the director of vehicles.

(b) Any truck or truck tractor bearing registration of a state other than Kansas which is engaged in intrastate movements within this state shall have Kansas registration, except such vehicles which are registered under the provisions of K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments thereto, and except such vehicles as are entitled to engage in intrastate movements within this state under any interstate contract, agreement, consent, arrangement or declaration made by the director of vehicles.

(c) Whenever any person has a current motorcycle, motorized bicycle, passenger vehicle, truck or truck tractor registration and license plate for a vehicle which has been sold, traded or otherwise disposed of not later than ~~30~~ 45 days, inclusive of weekends and holidays, after acquiring another motorcycle, motorized bicycle, passenger vehicle, truck or truck tractor to which the registration and license plate will be transferred and such person has complied with all of the conditions precedent to the transfer of the registration except having the registration transferred in the office of the county treasurer, such person may operate the motorcycle, motorized bicycle, passenger vehicle, truck or truck tractor acquired for a period of not to exceed ~~30~~ 45 days, inclusive of weekends

1 and holidays, after acquiring the same and pending transferral of regis-
2 tration and license plate in the office of the county treasurer by displaying
3 the motorcycle license plate on the motorcycle acquired, the motorized
4 bicycle license plate on the motorized bicycle acquired, the passenger
5 vehicle license plate on the passenger vehicle acquired, or the truck or
6 truck tractor license plate on the truck or truck tractor acquired. If the
7 acquired vehicle is a new vehicle, such person also must carry and have
8 in possession the assigned certificate of title or bill of sale when operating
9 the acquired vehicle during ~~said thirty-day~~ *such forty-five-day* period.

10 Sec. 2. K.S.A. 8-135 is hereby amended to read as follows: 8-135. (a)
11 Upon the transfer of ownership of any vehicle registered under this act,
12 the registration of the vehicle and the right to use any license plate
13 thereon shall expire and thereafter there shall be no transfer of any reg-
14 istration, and the license plate shall be removed by the owner thereof.
15 Except as provided in K.S.A. 8-172 *and 8-1,147*, and amendments
16 thereto, ~~and K.S.A. 2000 Supp. 8-1,147, and amendments thereto~~, it shall
17 be unlawful for any person, other than the person to whom the license
18 plate was originally issued, to have possession thereof. When the own-
19 ership of a registered vehicle is transferred, the original owner of the
20 license plate may register another vehicle under the same number, upon
21 application and payment of a fee of \$1.50, if such other vehicle does not
22 require a higher license fee. If a higher license fee is required, then the
23 transfer may be made upon the payment of the transfer fee of \$1.50 and
24 the difference between the fee originally paid and that due for the new
25 vehicle.

26 (b) Subject to the provisions of subsection (a) of K.S.A. 8-198, and
27 amendments thereto, upon the transfer or sale of any vehicle by any
28 person or dealer, or upon any transfer in accordance with K.S.A. 2001
29 Supp. 59-3511, and amendments thereto, the new owner thereof, within
30 ~~30~~ *45* days, inclusive of weekends and holidays, from date of such transfer
31 shall make application to the division for registration or reregistration of
32 the vehicle, but no person shall operate the vehicle on any highway in
33 this state during the ~~thirty-day~~ *forty-five-day* period without having ap-
34 plied for and obtained temporary registration from the county treasurer
35 or from a dealer. After the expiration of the ~~thirty-day~~ *forty-five-day* pe-
36 riod, it shall be unlawful for the owner or any other person to operate
37 such vehicle upon the highways of this state unless the vehicle has been
38 registered as provided in this act. For failure to make application for
39 registration as provided in this section, a penalty of \$2 shall be added to
40 other fees. When a person has a current motorcycle or passenger vehicle
41 registration and license plate, including any registration decal affixed
42 thereto, for a vehicle and has sold or otherwise disposed of the vehicle
43 and has acquired another motorcycle or passenger vehicle and intends to

1 transfer the registration and the license plate to the motorcycle or pas-
2 senger vehicle acquired, but has not yet had the registration transferred
3 in the office of the county treasurer, such person may operate the mo-
4 torcycle or passenger vehicle acquired for a period of not to exceed ~~30~~
5 45 days by displaying the license plate on the rear of the vehicle acquired.
6 If the acquired vehicle is a new vehicle such person also must carry the
7 assigned certificate of title or manufacturer's statement of origin when
8 operating the acquired vehicle, except that a dealer may operate such
9 vehicle by displaying such dealer's dealer license plate.

10 (c) Certificate of title: No vehicle required to be registered shall be
11 registered or any license plate or registration decal issued therefor, unless
12 the applicant for registration shall present satisfactory evidence of own-
13 ership and apply for an original certificate of title for such vehicle. The
14 following paragraphs of this subsection shall apply to the issuance of a
15 certificate of title for a nonhighway vehicle, salvage vehicle or rebuilt
16 salvage vehicle, as defined in K.S.A. 8-197, and amendments thereto,
17 except to the extent such paragraphs are made inapplicable by or are
18 inconsistent with K.S.A. 8-198, and amendments thereto.

19 (1) An application for certificate of title shall be made by the owner
20 or the owner's agent upon a form furnished by the division and shall state
21 all liens or encumbrances thereon, and such other information as the
22 division may require. Notwithstanding any other provision of this section,
23 no certificate of title, other than a duplicate title, shall be issued for a
24 vehicle having any unreleased lien or encumbrance thereon, unless the
25 transfer of such vehicle has been consented to in writing by the holder
26 of the lien or encumbrance. Such consent shall be in a form approved by
27 the division. In the case of members of the armed forces of the United
28 States while the United States is engaged at war with any foreign nation
29 and for a period of six months next following the cessation of hostilities,
30 such application may be signed by the owner's spouse, parents, brother
31 or sister. The county treasurer shall use reasonable diligence in ascer-
32 taining whether the facts stated in such application are true, and if sat-
33 isfied that the applicant is the lawful owner of such vehicle, or otherwise
34 entitled to have the same registered in such applicant's name, shall so
35 notify the division, who shall issue an appropriate certificate of title. The
36 certificate of title shall be in a form approved by the division, and shall
37 contain a statement of any liens or encumbrances which the application
38 shows, and such other information as the division determines.

39 (2) The certificate of title shall contain upon the reverse side a form
40 for assignment of title to be executed by the owner before a notary public
41 or some other officer authorized to administer an oath. This assignment
42 shall contain a statement of all liens or encumbrances on the vehicle at
43 the time of assignment. The certificate of title shall also contain on the

1 reverse side blank spaces so that an abstract of mileage as to each owner
2 will be available. The seller at the time of each sale shall insert the mileage
3 on the form filed for application or reassignment of title, and the division
4 shall insert such mileage on the certificate of title when issued to pur-
5 chaser or assignee. The signature of the purchaser or assignee is required
6 on the form filed for application or reassignment of title, acknowledging
7 the odometer certification made by the seller, except that vehicles which
8 are 10 model years or older and trucks with a gross vehicle weight of
9 more than 16,000 pounds shall be exempt from the mileage acknowledg-
10 ment requirement of the purchaser or assignee. Such title shall indicate
11 whether the vehicle for which it is issued has been titled previously as a
12 nonhighway vehicle or salvage vehicle. In addition, the reverse side shall
13 contain two forms for reassignment by a dealer, stating the liens or en-
14 cumbrances thereon. The first form of reassignment shall be used only
15 when a dealer sells the vehicle to another dealer. The second form of
16 reassignment shall be used by a dealer when selling the vehicle to another
17 dealer or the ultimate owner of the vehicle. The reassignment by a dealer
18 shall be used only where the dealer resells the vehicle, and during the
19 time that the vehicle remains in the dealer's possession for resale, the
20 certificate of title shall be dormant. When the ownership of any vehicle
21 passes by operation of law, or repossession upon default of a lease, se-
22 curity agreement, or executory sales contract, the person owning such
23 vehicle, upon furnishing satisfactory proof to the county treasurer of such
24 ownership, may procure a certificate of title to the vehicle. When a vehicle
25 is registered in another state and is repossessed in another state, the
26 owner of such vehicle shall not be entitled to obtain a valid Kansas title
27 or registration, except that when a vehicle is registered in another state,
28 but is financed originally by a financial institution chartered in the state
29 of Kansas or when a financial institution chartered in Kansas purchases a
30 pool of motor vehicle loans from the resolution trust corporation or a
31 federal regulatory agency, and the vehicle is repossessed in another state,
32 such Kansas financial institution shall be entitled to obtain a valid Kansas
33 title or registration. In addition to any other fee required for the issuance
34 of a certificate of title, any applicant obtaining a certificate of title for a
35 repossessed vehicle shall pay a fee of \$3.

36 (3) Dealers shall execute, upon delivery to the purchaser of every new
37 vehicle, a manufacturer's statement of origin stating the liens and encum-
38 brances thereon. Such statement of origin shall be delivered to the pur-
39 chaser at the time of delivery of the vehicle or at a time agreed upon by
40 the parties, not to exceed 30 days, inclusive of weekends and holidays.
41 The agreement of the parties shall be executed on a form approved by
42 the division. In the event delivery of title cannot be made personally, the
43 seller may deliver the manufacturer's statement of origin by restricted

1 mail to the address of purchaser shown on the purchase agreement. The
2 manufacturer's statement of origin may include an attachment containing
3 assignment of such statement of origin on forms approved by the division.
4 Upon the presentation to the division of a manufacturer's statement of
5 origin, by a manufacturer or dealer for a new vehicle, sold in this state, a
6 certificate of title shall be issued if there is also an application for regis-
7 tration, except that no application for registration shall be required for a
8 travel trailer used for living quarters and not operated on the highways.

9 (4) The fee for each original certificate of title shall be \$7 until July
10 1, 2002, \$6 until July 1, 2004, and \$3.50 thereafter, in addition to the fee
11 for registration of such vehicle, trailer or semitrailer. The certificate of
12 title shall be good for the life of the vehicle, trailer or semitrailer while
13 owned or held by the original holder of the certificate of title.

14 (5) Upon sale and delivery to the purchaser of every vehicle subject
15 to a purchase money security interest as ~~defined in K.S.A. 84-9-107~~ *pro-*
16 *vided in article 9 of chapter 84 of the Kansas Statutes Annotated*, and
17 amendments thereto, the dealer or secured party may complete a notice
18 of security interest and when so completed, the purchaser shall execute
19 the notice, in a form prescribed by the division, describing the vehicle
20 and showing the name and address of the secured party and of the debtor
21 and other information the division requires. The dealer or secured party,
22 within 20 days of the sale and delivery, may mail or deliver the notice of
23 security interest, together with a fee of \$2.50, to the division. The notice
24 of security interest shall be retained by the division until it receives an
25 application for a certificate of title to the vehicle and a certificate of title
26 is issued. The certificate of title shall indicate any security interest in the
27 vehicle. Upon issuance of the certificate of title, the division shall mail or
28 deliver confirmation of the receipt of the notice of security interest, the
29 date the certificate of title is issued and the security interest indicated, to
30 the secured party at the address shown on the notice of security interest.
31 The proper completion and timely mailing or delivery of a notice of se-
32 curity interest by a dealer or secured party shall perfect a security interest
33 in the vehicle described on the date of such mailing or delivery. The
34 county treasurers shall mail a copy of the title application to the Kansas
35 lienholder. Each county treasurer shall charge the Kansas lienholder a
36 \$1.50 service fee for processing and mailing a copy of the title application
37 to the Kansas lienholder.

38 (6) It shall be unlawful for any person to operate in this state a vehicle
39 required to be registered under this act, or to transfer the title to any
40 such vehicle to any person or dealer, unless a certificate of title has been
41 issued as herein provided. In the event of a sale or transfer of ownership
42 of a vehicle for which a certificate of title has been issued, which certifi-
43 cate of title is in the possession of the transferor at the time of delivery

1 of the vehicle, the holder of such certificate of title shall endorse on the
2 same an assignment thereof, with warranty of title in a form prescribed
3 by the division and printed thereon and the transferor shall deliver the
4 same to the buyer at the time of delivery to the buyer of the vehicle or
5 at a time agreed upon by the parties, not to exceed 30 days, inclusive of
6 weekends and holidays, after the time of delivery. The agreement of the
7 parties shall be executed on a form provided by the division. The require-
8 ments of this paragraph concerning delivery of an assigned title are sat-
9 isfied if the transferor mails to the transferee by restricted mail the as-
10 signed certificate of title within the 30 days, and if the transferor is a
11 dealer, as defined by K.S.A. 8-2401, and amendments thereto, such trans-
12 feror shall be deemed to have possession of the certificate of title if the
13 transferor has made application therefor to the division. The buyer shall
14 then present such assigned certificate of title to the division at the time
15 of making application for registration of such vehicle. A new certificate
16 of title shall be issued to the buyer, upon payment of the fee of \$7 until
17 July 1, 2002, \$6 until July 1, 2004, and \$3.50 thereafter. If such vehicle
18 is sold to a resident of another state or country, the dealer or person
19 making the sale shall notify the division of the sale and the division shall
20 make notation thereof in the records of the division. When a person ac-
21 quires a security agreement on a vehicle subsequent to the issuance of
22 the original title on such vehicle, such person shall require the holder of
23 the certificate of title to surrender the same and sign an application for
24 a mortgage title in form prescribed by the division. Upon such surrender
25 such person shall immediately deliver the certificate of title, application,
26 and a fee of \$7 until July 1, 2002, \$6 until July 1, 2004, and \$3.50 there-
27 after, to the division. Upon receipt thereof, the division shall issue a new
28 certificate of title showing the liens or encumbrances so created, but not
29 more than two liens or encumbrances may be shown upon a title. When
30 a prior lienholder's name is removed from the title, there must be satis-
31 factory evidence presented to the division that the lien or encumbrance
32 has been paid. When the indebtedness to a lienholder, whose name is
33 shown upon a title, is paid in full, such lienholder within 10 days after
34 written demand by restricted mail, shall furnish to the holder of the title
35 a release of lien or execute such a release in the space provided on the
36 title. For failure to comply with such a demand the lienholder shall be
37 liable to the holder of the title for \$100 and also shall be liable for any
38 loss caused to the holder by such failure. When the indebtedness to a
39 lienholder, whose name is shown upon a title, is collected in full, such
40 lienholder, within 30 days, shall furnish notice to the holder of title that
41 such indebtedness has been paid in full and that such title may be pre-
42 sented to the lienholder at any time for release of lien.

43 (7) It shall be unlawful for any person to buy or sell in this state any

1 vehicle required to be registered, unless, at the time of delivery thereof
2 or at a time agreed upon by the parties, not to exceed 30 days, inclusive
3 of weekends and holidays, after the time of delivery, there shall pass
4 between the parties a certificate of title with an assignment thereof. The
5 sale of a vehicle required to be registered under the laws of this state,
6 without assignment of the certificate of title, is fraudulent and void, unless
7 the parties shall agree that the certificate of title with assignment thereof
8 shall pass between them at a time other than the time of delivery, but
9 within 30 days thereof. The requirements of this paragraph concerning
10 delivery of an assigned title shall be satisfied if (i) the seller mails to the
11 purchaser by restricted mail the assigned certificate of title within 30 days,
12 or (ii) if the transferor is a dealer, as defined by K.S.A. 8-2401, and amend-
13 ments thereto, such seller shall be deemed to have possession of the
14 certificate of title if such seller has made application therefor to the di-
15 vision, or (iii) if the transferor is a dealer and has assigned a title pursuant
16 to paragraph (9) of this subsection (c).

17 (8) In cases of sales under the order of a court of a vehicle required
18 to be registered under this act, the officer conducting such sale shall issue
19 to the purchaser a certificate naming the purchaser and reciting the facts
20 of the sale, which certificate shall be prima facie evidence of the own-
21 ership of such purchaser for the purpose of obtaining a certificate of title
22 to such motor vehicle and for registering the same. Any such purchaser
23 shall be allowed ~~30~~ 45 days, inclusive of weekends and holidays, from the
24 date of sale to make application to the division for a certificate of title
25 and for the registering of such motor vehicle.

26 (9) Any dealer who has acquired a vehicle, the title for which was
27 issued under the laws of and in a state other than the state of Kansas,
28 shall not be required to obtain a Kansas certificate of title therefor during
29 the time such vehicle remains in such dealer's possession and at such
30 dealer's place of business for the purpose of sale. The purchaser or trans-
31 feree shall present the assigned title to the division of vehicles when
32 making application for a certificate of title as provided in subsection (c)(1).

33 (10) Motor vehicles may be held and titled in transfer-on-death form.

34 (11) Notwithstanding the provisions of this act with respect to time
35 requirements for delivery of a certificate of title, or manufacturer's state-
36 ment of origin, as applicable, any person who chooses to reaffirm the sale
37 in writing on a form approved by the division which advises them of their
38 rights pursuant to paragraph (7) of subsection (c) and who has received
39 and accepted assignment of the certificate of title or manufacturer's state-
40 ment of origin for the vehicle in issue may not thereafter void or set aside
41 the transaction with respect to the vehicle for the reason that a certificate
42 of title or manufacturer's statement of origin was not timely delivered,
43 and in such instances the sale of a vehicle shall not be deemed to be

1 fraudulent and void for that reason alone.

2 (12) The owner of any vehicle assigning a certificate of title in ac-
3 cordance with the provisions of this section may file with the division a
4 form indicating that such owner has assigned such certificate of title. Such
5 forms shall be furnished by the division and shall contain such information
6 as the division may require. Any owner filing a form as provided in this
7 paragraph shall pay a fee of \$10. The filing of such form shall be prima
8 facie evidence that such certificate of title was assigned and shall create
9 a rebuttable presumption. If the assignee of a certificate of title fails to
10 make application for registration, an owner assigning such title and filing
11 the form in accordance with the provisions of this paragraph shall not be
12 held liable for damages resulting from the operation of such vehicle.

13 Sec. 3. K.S.A. 8-143 is hereby amended to read as follows: 8-143. (1)
14 All applications for the registration of motorcycles, motorized bicycles and
15 passenger vehicles other than trucks and truck tractors, except as other-
16 wise provided, shall be accompanied by an annual license fee as follows:
17 For motorized bicycles, \$10; for motorcycles, \$15; for passenger vehicles,
18 other than motorcycles, used solely for the carrying of persons for plea-
19 sure or business, and for hearses and ambulances a fee of (i) \$25 for those
20 having a gross weight of 4,500 pounds or less; (ii) \$35 for those having a
21 gross weight of more than 4,500 pounds; for each electrically propelled
22 motor vehicle, except electrically propelled vehicles intended for the pur-
23 pose of transporting any commodity, goods, merchandise, produce or
24 freight, or passengers for hire, a fee of \$13. Except for motor vehicles,
25 trailers or semitrailers registered under the provisions of K.S.A. 8-1,134,
26 and amendments thereto, the annual registration fee for each motor ve-
27 hicle, trailer or semitrailer owned by any political or taxing subdivision of
28 this state or by any agency or instrumentality of any one or more political
29 or taxing subdivisions of this state and used exclusively for governmental
30 purposes and not for any private or utility purposes, which is not otherwise
31 exempt from registration, shall be \$2.

32 (2) As used in this subsection, the term "gross weight" shall mean
33 and include the empty weight of the truck, or combination of the truck
34 or truck tractor and any type trailer or semitrailer, plus the maximum
35 weight of cargo which will be transported on or with the same, except
36 when the empty weight of a truck plus the maximum weight of cargo
37 which will be transported thereon is 12,000 pounds or less. The term
38 gross weight shall not include: The weight of any travel trailer propelled
39 thereby which is being used for private recreational purposes; or the
40 weight of any vehicle or combination of vehicles for which wrecker or
41 towing service, as defined in K.S.A. 66-1329, and amendments thereto,
42 is to be provided by a wrecker or tow truck, as defined in K.S.A. 66-1329,
43 and amendments thereto. Such wrecker or tow truck shall be registered

1 for the empty weight of such vehicle fully equipped for the recovery or
 2 towing of vehicles. The gross weight license fees hereinafter prescribed
 3 shall only apply to the truck or truck tractor used as the propelling unit
 4 for the cargo and vehicle propelled, either as a single vehicle or combi-
 5 nation of vehicles. On application for the registration of a truck or truck
 6 tractor, the owner thereof shall declare as a part of such application the
 7 maximum gross weight the owner desires to be applicable to such vehicle,
 8 which declared gross weight in no event shall be in excess of the limita-
 9 tions described by K.S.A. 8-1908 and 8-1909, and amendments thereto,
 10 for such vehicle or combination of vehicles of which it will be a part. All
 11 applications for the registration of trucks or truck tractors, except as oth-
 12 erwise provided herein, shall be accompanied by an annual license fee as
 13 follows:

14	For a gross weight of 12,000 lbs. or less.....	\$35
15	For a gross weight of more than 12,000 lbs. and not more	
16	than 16,000 lbs.....	100
17	For a gross weight of more than 16,000 lbs. and not more	
18	than 20,000 lbs.....	130
19	For a gross weight of more than 20,000 lbs. and not more	
20	than 24,000 lbs.....	195
21	For a gross weight of more than 24,000 lbs. and not more	
22	than 26,000 lbs.....	310
23	For a gross weight of more than 26,000 lbs. and not more	
24	than 30,000 lbs.....	310
25	For a gross weight of more than 30,000 lbs. and not more	
26	than 36,000 lbs.....	370
27	For a gross weight of more than 36,000 lbs. and not more	
28	than 42,000 lbs.....	470
29	For a gross weight of more than 42,000 lbs. and not more	
30	than 48,000 lbs.....	600
31	For a gross weight of more than 48,000 lbs. and not more	
32	than 54,000 lbs.....	800
33	For a gross weight of more than 54,000 lbs. and not more	
34	than 60,000 lbs.....	1,000
35	For a gross weight of more than 60,000 lbs. and not more	
36	than 66,000 lbs.....	1,200
37	For a gross weight of more than 66,000 lbs. and not more	
38	than 74,000 lbs.....	1,525
39	For a gross weight of more than 74,000 lbs. and not more	
40	than 80,000 lbs.....	1,725
41	For a gross weight of more than 80,000 lbs. and not more	
42	than 85,500 lbs.....	1,925
43	If the applicant for registration of any truck or truck tractor for a gross	

1 weight of more than 12,000 pounds is the state of Kansas or any political
 2 or taxing subdivision or agency of the state, except a city or county, whose
 3 truck or truck tractor is not otherwise entitled to the \$2 license fee or
 4 otherwise exempt from all fees, such vehicle may be licensed for a fee in
 5 accordance with the schedule hereinafter prescribed for local trucks or
 6 truck tractors.

7 If the applicant for registration of any truck or truck tractor for a gross
 8 weight of more than 12,000 pounds shall under oath state in writing on
 9 a form prescribed and furnished by the director of vehicles that the ap-
 10 plicant does not expect to operate it more than 6,000 miles in the calendar
 11 year for which the applicant seeks registration, and that if the applicant
 12 shall operate it more than 6,000 miles during such registration year such
 13 applicant will pay an additional fee equal to the fee required by the pre-
 14 ceding schedule, less the amount of the fee paid at time of registration,
 15 such vehicle may be licensed for a fee in accordance with the schedule
 16 hereinafter prescribed for local trucks or truck tractors; and whenever
 17 the same is registered on a local truck or truck tractor fee basis a tab or
 18 marker shall be issued in connection with the regular license plate, which
 19 tab or marker shall be attached or affixed to and displayed with the regular
 20 license plate and the failure to have the same attached, affixed or dis-
 21 played shall be subject to the same penalties as provided by law for the
 22 failure to display the regular license plate; and the secretary of revenue
 23 may adopt rules and regulations requiring the owners of trucks and truck
 24 tractors so registered on a local truck or truck tractor fee basis to keep
 25 such records and make such reports of mileage of such vehicles as the
 26 secretary of revenue shall deem proper.

27 A transporter delivering vehicles not the transporter's own by the dri-
 28 veaway method where such vehicles are being driven, towed, or trans-
 29 ported singly, or by the saddlemount, towbar, or fullmount methods, or
 30 by any lawful combination thereof, may apply for license plates which
 31 may be transferred from one such vehicle or combination to another for
 32 each delivery without further registration, and the annual license fee for
 33 such license plate shall be as follows:

- 34 For the first such set of license plates..... \$44
- 35 For each additional such set of license plates..... 18

36 A truck or truck tractor registered for a gross weight of more than
 37 12,000 pounds, which is operated wholly within the corporate limits of a
 38 city or village or within a radius of 25 miles beyond the corporate limits,
 39 shall be classified as a local truck except that in no event shall such vehicles
 40 operated as contract or common carriers outside a radius of three miles
 41 beyond the corporate limits of the city or village in which such vehicles
 42 were based when registered and licensed be considered local trucks or
 43 truck tractors. The secretary of revenue is hereby authorized and directed

1 to adopt rules and regulations prescribing a procedure for the issuance
 2 of permits by the division of vehicles whereby owners of local trucks or
 3 truck tractors may operate any such vehicle, empty, beyond the radius
 4 hereinbefore prescribed, when such operation is solely for the purpose
 5 of having such vehicle repaired, painted or serviced or for adding addi-
 6 tional equipment thereto. The annual license fee for a local truck or truck
 7 tractor, except as otherwise provided herein, shall be as follows:

8	For a gross weight of more than 12,000 lbs. and not more	
9	than 16,000 lbs.....	\$60
10	For a gross weight of more than 16,000 lbs. and not more	
11	than 20,000 lbs.....	100
12	For a gross weight of more than 20,000 lbs. and not more	
13	than 24,000 lbs.....	130
14	For a gross weight of more than 24,000 lbs. and not more	
15	than 26,000 lbs.....	175
16	For a gross weight of more than 26,000 lbs. and not more	
17	than 30,000 lbs.....	175
18	For a gross weight of more than 30,000 lbs. and not more	
19	than 36,000 lbs.....	210
20	For a gross weight of more than 36,000 lbs. and not more	
21	than 42,000 lbs.....	240
22	For a gross weight of more than 42,000 lbs. and not more	
23	than 48,000 lbs.....	310
24	For a gross weight of more than 48,000 lbs. and not more	
25	than 54,000 lbs.....	410
26	For a gross weight of more than 54,000 lbs. and not more	
27	than 60,000 lbs.....	470
28	For a gross weight of more than 60,000 lbs. and not more	
29	than 66,000 lbs.....	570
30	For a gross weight of more than 66,000 lbs. and not more	
31	than 74,000 lbs.....	750
32	For a gross weight of more than 74,000 lbs. and not more	
33	than 80,000 lbs.....	880
34	For a gross weight of more than 80,000 lbs. and not more	
35	than 85,500 lbs.....	1,000

36 A truck or truck tractor registered for a gross weight of more than
 37 12,000 pounds, which is owned by a person engaged in farming and which
 38 truck or truck tractor is used by such owner to transport agricultural
 39 products produced by such owner or commodities purchased by such
 40 owner for use on the farm owned or rented by the owner of such farm
 41 truck or truck tractor, shall be classified as a farm truck or truck tractor
 42 and the annual license fee for such farm truck shall be as follows:
 43

1	For a gross weight of more than 12,000 lbs. and not more	
2	than 16,000 lbs.....	\$35
3	For a gross weight of more than 16,000 lbs. and not more	
4	than 20,000 lbs.....	40
5	For a gross weight of more than 20,000 lbs. and not more	
6	than 24,000 lbs.....	50
7	For a gross weight of more than 24,000 lbs. and not more	
8	than 26,000 lbs.....	70
9	For a gross weight of more than 26,000 lbs. and not more	
10	than 54,000 lbs.....	70
11	For a gross weight of more than 54,000 lbs. and not more	
12	than 60,000 lbs.....	180
13	For a gross weight of more than 60,000 lbs. and not more	
14	than 66,000 lbs.....	360
15	For a gross weight of more than 66,000 lbs.	600

16 A vehicle licensed as a farm truck or truck tractor may be used by the
17 owner thereof to transport, for charity and without compensation of any
18 kind, commodities for religious or educational institutions. A truck which
19 is licensed as a farm truck may also be used for the transportation of sand,
20 gravel, slag stone, limestone, crushed stone, cinders, black top, dirt or fill
21 material to a township road maintenance or construction site of the town-
22 ship in which the owner of such truck resides. Any applicant for registra-
23 tion of any farm truck or farm truck tractor used in combination with a
24 trailer or semitrailer shall register the farm truck or farm truck tractor for
25 a gross weight which shall include the empty weight of the truck or truck
26 tractor or of the combination of any truck or truck tractor and any type
27 of trailer or semitrailer, plus the maximum weight of cargo which will be
28 transported on or with the same. The applicant for registration of any
29 farm truck or farm truck tractor used to transport a gross weight of more
30 than 54,000 pounds shall durably letter on the side of the motor vehicle
31 the words "farm vehicle—not for hire." If an applicant for registration of
32 any farm truck or farm truck tractor operates such vehicle for any use or
33 purpose not authorized for a farm truck or farm truck tractor, such ap-
34 plicant shall pay an additional fee equal to the fee required for the reg-
35 istration of all trucks or truck tractors not registered as local, 6,000-mile
36 or farm truck or farm truck tractor motor vehicles, less the amount of the
37 fee paid at time of registration. Nothing in this or the preceding paragraph
38 shall authorize a gross weight of a vehicle or combination of vehicles on
39 the national system of interstate and defense highways greater than per-
40 mitted by laws of the United States congress.

41 Except as hereinafter provided, the annual license fee for each local
42 urban transit bus used in local urban transit operations exempted under
43 the provisions of subsection (a) of K.S.A. 66-1,109, and amendments

1 thereto, shall be based on the passenger seating capacity of the bus and
2 shall be as follows:

3 8 or more, but less than 31 passengers	\$15
4 31 or more, but less than 40 passengers.....	30
5 More than 39 passengers.....	60

6 except that the annual license fee for each local urban transit bus which
7 is owned by a metropolitan transit authority established pursuant to ar-
8 ticles 25 and 28 of chapter 12 or pursuant to article 31 of chapter 13 of
9 the Kansas Statutes Annotated shall be \$2.

10 For licensing purposes, station wagons with a carrying capacity of less
11 than 10 passengers shall be subject to registration fees based on the
12 weight of the vehicles, as provided in subsection (1). Station wagons with
13 a carrying capacity of 10 or more passengers shall be subject to the truck
14 classifications and license fees therefor shall be as herein provided:

15 (a) For any trailer, semitrailer, travel trailer or pole trailer the annual
16 license fee shall be as follows: For any such vehicle with a gross weight
17 of more than 12,000 pounds the annual fee shall be \$35; any such vehicle
18 grossing more than 8,000 pounds but not over 12,000 pounds, the annual
19 fee shall be \$25; for any such vehicle grossing more than 2,000 pounds
20 but not over 8,000 pounds, the annual fee shall be \$15. Any such vehicle
21 having a gross weight of 2,000 pounds or less may, at the owner's option,
22 be registered and the fee for such registration shall be \$15.

23 Any trailer, semitrailer or travel trailer owned by a nonresident of this
24 state and based in another state, which is properly registered and licensed
25 in the state of residence of the owner or in the state where based, may
26 be operated in this state without being registered or licensed in this state
27 if the truck or truck tractor propelling the same is properly registered and
28 licensed in this state, or is registered and licensed in some other state and
29 is entitled to reciprocal privileges of operation in this state, but this pro-
30 vision shall not apply to any trailer or semitrailer owned by a nonresident
31 of this state when such trailer or semitrailer is owned by a person who
32 has proportionately registered and licensed a fleet of vehicles under the
33 provisions of K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments
34 thereto, or under the terms of any reciprocal or proration agreement
35 made pursuant thereto.

36 At the option of the owner, any trailer, semitrailer or pole trailer, with
37 a gross weight of more than 12,000 pounds, may be issued a multi-year
38 registration for a five-year period upon payment of the appropriate reg-
39 istration fee. The fee for a five-year registration of such trailer shall be
40 five times the annual fee for such trailer. If the annual registration fee is
41 increased during the multi-year registration period, the owner of the
42 trailer with such multi-year registration shall be subject to the amount of
43 the increase of the annual registration fee for the remaining calendar

1 years of such multi-year registration. When the owner of any trailer, semi-
2 trailer or pole trailer registered under this multi-year provision transfers
3 or assigns the title, or interest thereto, the registration of such trailer shall
4 expire. The owner shall remove the license plate from such trailer and
5 forward the license plate to the division of vehicles or may have such
6 license plate assigned to another trailer, semitrailer or pole trailer upon
7 the payment of fees required by law. Any owner of a trailer, semitrailer
8 or pole trailer where the multi-year registration fee has been paid and
9 the trailer is sold, junked, repossessed, foreclosed by a mechanic's lien or
10 title transferred by operation of law, and the registration thereon is not
11 going to be transferred to another trailer, may secure a refund for the
12 registration fee for the remaining calendar years by making application
13 to the division of vehicles on a form and in the manner prescribed by the
14 director of vehicles. The secretary of revenue may adopt such rules and
15 regulations necessary to implement the multi-year registration of such
16 trailers, semitrailers and pole trailers.

17 (b) Any truck or truck tractor having a gross weight of 4,000 pounds
18 or over, using solid tires, shall pay a license fee of double the amount
19 herein charged. The annual fees herein provided for trucks, truck tractors
20 and trailers not subject to K.S.A. 8-134a, and amendments thereto, shall
21 be due January 1 of each year and payable on or before February 15 in
22 each year. If the fee is not paid by such date a penalty of \$1 shall be
23 added to the fee charged herein for each month or fraction thereof and
24 until December 31 of each registration year. The annual registration fee
25 for all passenger vehicles and vehicles subject to K.S.A. 8-134a, and
26 amendments thereto, shall be due on or before the last day of the month
27 in which the registration plate expires and shall be due for other vehicles
28 as provided by K.S.A. 8-134, and amendments thereto. If the registration
29 fee is not paid by such date a penalty of \$1 shall be added to the fee
30 charged herein for each month or fraction thereof until such registration
31 fee is paid. Members of the armed forces of the United States shall be
32 permitted to apply for registration at any time and be subject to registra-
33 tion fee, less penalties, applicable at the time the application is made. If
34 any motorcycle, motorized bicycle, trailer, semitrailer, travel trailer, or
35 pole trailer is either purchased or acquired after the anniversary or re-
36 newal date in any registration year there shall immediately become due
37 and payable a registration fee as follows: If purchased or acquired be-
38 tween the anniversary or renewal date of any registration year and the
39 first six months of such registration year, the annual fee hereinbefore
40 provided; if purchased or acquired during the last six months of any reg-
41 istration year, 50% of such annual fee. If any truck or truck tractor, except
42 trucks subject to K.S.A. 8-134a, and amendments thereto, is purchased
43 or acquired prior to April 1 of any year the fee shall be the annual fee

1 hereinbefore provided, but if such truck or truck tractor is purchased or
2 acquired after the end of March of any year, the license fee for such year
3 shall be reduced $\frac{1}{12}$ for each calendar month which has elapsed since the
4 beginning of the year. If any truck registered for a gross weight of 12,000
5 pounds or less or passenger vehicle is purchased or acquired and less than
6 12 months remain in the registration period, the fee shall be $\frac{1}{12}$ of the
7 annual fee for each calendar month remaining in the registration period.

8 (c) The owner of any motorcycle, motorized bicycle, passenger ve-
9 hicle, truck, truck tractor, trailer, semitrailer, or electrically propelled ve-
10 hicle who fails to pay the registration fee or fees herein provided on the
11 date when the same become due and payable shall be guilty of a misde-
12 meanor, and upon conviction thereof shall be subject to a penalty in the
13 sum of \$1 for each month or fraction thereof during which such fee has
14 remained unpaid after it became due and payable; and in addition thereto
15 shall be subject to such other punishment as is provided in this act. Upon
16 the transfer of motorcycles, motorized bicycles, passenger vehicles, trail-
17 ers, semitrailers, trucks or truck tractors, on which registration fees have
18 been paid for the year in which the transfer is made, either (A) to a
19 corporation by one or more persons, solely in exchange for stock or se-
20 curities in such corporation, or (B) by one corporation to another cor-
21 poration when all of the assets of such corporation are transferred to the
22 other corporation, then in either case (A) or case (B) the corporation shall
23 be exempt from the payment of registration fees on such vehicles for the
24 year in which such transfer is made. Applications for transfer or registra-
25 tion shall be accompanied by a fee of \$1.50. When the registration of a
26 vehicle has expired at midnight on the last day of any registration year,
27 and such vehicle is not thereafter operated upon the highways, any ap-
28 plication for renewal of registration made subsequent to the anniversary
29 or renewal date of any registration year following the expiration of such
30 registration and for succeeding registration years in which such vehicle
31 has not been registered shall be accompanied by an affidavit of nonoper-
32 ation and nonuse, and such application for renewal or registration shall
33 be received by the division of vehicles upon payment of the proper fees
34 for the current registration year and without penalty.

35 (3) Any nonresident of Kansas purchasing a vehicle from a Kansas
36 resident and desiring to secure registration on the vehicle in the state of
37 such person's residence may make application in the office of any county
38 treasurer for a ~~thirty-day~~ *forty-five-day* temporary registration. The
39 county treasurer upon presentation of evidence of ownership in the ap-
40 plicant and evidence the sales tax has been paid, if due, shall charge and
41 collect a fee of ~~\$3~~ *\$4.50* for each ~~thirty-day~~ *forty-five-day* temporary li-
42 cense and issue a sticker or paper registration as may be determined by
43 the director of vehicles, and the registration so issued shall be valid for a

1 period of ~~30~~ 45 days from the date of issuance.

2 (4) Any owner of any motor vehicle which is subject to taxation under
3 the provisions of article 51 of chapter 79 of the Kansas Statutes Annotated
4 or any other truck or truck tractor where the annual registration fee has
5 been paid and the vehicle is sold, junked, repossessed, foreclosed by a
6 mechanic's lien or title transferred by operation of law, and the registra-
7 tion thereon is not going to be transferred to another vehicle may secure
8 a refund for the registration fee for the remaining portion of the year by
9 making application to the division of vehicles on a form and in the manner
10 prescribed by the director of vehicles, accompanied by all license plates
11 and attachments issued in connection therewith. If the owner of the reg-
12 istration becomes deceased and the vehicle is not going to be used on the
13 highway, and title is not being currently transferred, the proper repre-
14 sentative of the estate shall be entitled to the refund. The refund shall be
15 made only for the period of time remaining in the registration year from
16 the date of completion and filing of the application with and delivery of
17 the license plate and attachments to the division of vehicles. Where the
18 registration is secured under a quarterly payment annual registration fee,
19 as provided for in K.S.A. 8-143a, and amendments thereto, such refund
20 shall be made on the quarterly fee paid and unused and all remaining
21 quarterly payments shall be canceled. Any truck or truck tractor having
22 the registration fee paid on quarterly payment basis, all quarterly pay-
23 ments due or a fraction of quarterly payment due shall be paid before
24 title may be transferred, except that in case of death, the filing of the
25 application and returning of the license plate and attachment shall cancel
26 the remaining annual payments due. Whenever a truck or truck tractor,
27 where the registration is secured on a quarterly payment of the annual
28 registration, the one repossessing the truck or truck tractor, or foreclosing
29 by a mechanic's lien, or securing title by court order, the mortgagor or
30 the assigns of the mortgagor, or the one securing title may pay the balance
31 due on date of application for title, but the payments for the remaining
32 portion of the year shall not be canceled unless application is made and
33 the license plate and attachments are surrendered. Nothing in this sub-
34 section shall apply when registration is secured under the provisions of
35 K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments thereto. Notwith-
36 standing any of the foregoing provisions of this section, no refund shall
37 be made under the provisions of this section where the amount thereof
38 does not exceed \$5. The division of vehicles shall furnish such blank forms
39 as may be required under the provisions of this subsection as it deems
40 necessary to be completed by the applicant. Whenever a registration
41 which has been secured on a quarterly basis shall be canceled as provided
42 in this subsection, the division of vehicles shall notify the county treasurer
43 issuing the original registration of such cancellation so that the county

1 treasurer may, and the county treasurer shall cancel the registration of
2 such vehicle in the county treasurer's office and release any lien issued
3 in connection with such registration.

4 (5) Every owner of a travel trailer designed for or intended to be
5 moved upon any highway in this state shall, before the same is so moved,
6 apply for and obtain the proper registration thereof as provided in this
7 act, except when such unit is permitted to be moved under the special
8 provisions relating to secured parties, manufacturers, dealers and non-
9 residents contained in this act. At the time of registering any travel trailer
10 for the purpose of moving any such vehicle upon any highway in this
11 state, the owner thereof shall indicate on the registration form whether
12 or not such vehicle is being moved permanently to a location outside of
13 the county in which such vehicle is being registered. No such vehicle
14 which the owner thereof intends to move to a permanent location outside
15 the boundaries of such county shall be registered for movement on the
16 highways of this state until all taxes levied against such vehicle have been
17 paid. A copy of such registration form shall be sent to the county clerk
18 or assessor of the county to which such vehicle is being moved. When
19 such travel trailer is used for living quarters and not operated on the
20 highways, the owner shall be exempt from the license fees as provided in
21 paragraph (a) of subsection (2) so long as such travel trailer is not operated
22 on the highway.

23 Sec. 4. K.S.A. 8-2409 is hereby amended to read as follows: 8-2409.

24 (a) Any dealer may purchase from the division of vehicles ~~thirty-day~~ *forty-*
25 *five-day* temporary registration permits, in multiples of five permits valid
26 for ~~30~~ 45 days at a cost of ~~\$3~~ \$4.50 each. Such dealer shall have completed
27 the application and permit as required by the division and mail a copy of
28 such application to the division within 24 hours from the date of issuance.
29 Such registration shall not extend the date when registration fees are due,
30 but shall be valid registration for a period of ~~30~~ 45 days from date of
31 issuance. The dealer upon presentation of evidence of ownership in the
32 applicant and evidence that the sales tax has been paid, if due, shall issue
33 a sticker or paper registration as determined by the division. No dealer,
34 or county treasurer, as authorized by K.S.A. 8-143, and amendments
35 thereto, shall issue more than one ~~thirty-day~~ *forty-five-day* temporary
36 registration permit to the purchaser of a vehicle.

37 (b) The division of vehicles may deny any dealer the authority to
38 purchase ~~thirty-day~~ *forty-five-day* temporary permits if the vehicle dealer
39 is delinquent in monthly sales reports to the division for two months or
40 more or if the vehicle dealer is found to have issued more than one ~~thirty-~~
41 ~~day~~ *forty-five-day* permit to the purchaser of a vehicle.

42 (c) The temporary registration authorized by this section shall not
43 entitle a truck, truck tractor or any combination of truck or truck tractor

1 and any type of trailer or semitrailer to be operated under laden condi-
2 tions, except that such temporary registration shall authorize any such
3 vehicle or combination of vehicles to be operated under laden conditions
4 for 48 hours after the time of issuance of the temporary permit.

5 Sec. 5. K.S.A. 8-127, 8-135, 8-143 and 8-2409 are hereby repealed.

6 Sec. 6. This act shall take effect and be in force from and after its
7 publication in the statute book.

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