

2
3 As Amended by House Committee

4 Session of 2002

5
6 **HOUSE BILL No. 3026**

7
8 By Committee on Appropriations

9
10 3-20

11
12 AN ACT providing for the financing for the comprehensive transporta-
13 tion program; amending K.S.A. 8-143, ~~8-143b, 8-143c, 8-143g, 8-143h,~~
14 ~~8-143i, 8-143j, 8-143k, 8-172, 8-195, 8-2406, 8-2409 and 8-2425~~ and
15 **and 8-143j and** K.S.A. 2001 Supp. 79-3492b, 79-34,118, 79-34,141,
16 79-34,142, 79-34,147, 79-3603, 79-3620, 79-3703 and 79-3710 and re-
17 pealing the existing sections; also repealing K.S.A. 2001 Supp. 79-
18 3603b.

19
20 *Be it enacted by the Legislature of the State of Kansas:*

21 Section 1. On and after July 1, 2002, K.S.A. 8-143 is hereby amended
22 to read as follows: 8-143. (1) All applications for the registration of mo-
23 torcycles, motorized bicycles and passenger vehicles other than trucks and
24 truck tractors, except as otherwise provided, shall be accompanied by an
25 annual license fee as follows: For ~~[(A) On and after July 1, 2002, for]~~
26 ~~motorized bicycles, \$10 \$10.50 \$11 [\$15], for motorcycles, \$15 \$15.50~~
27 ~~\$16 [\$20], for passenger vehicles, other than motorcycles, used solely for~~
28 ~~the carrying of persons for pleasure or business, and for hearses and~~
29 ~~ambulances a fee of (i) \$25 \$26 \$26.50 [\$30] for those having a gross~~
30 ~~weight of 4,500 pounds or less; (ii) \$35 \$36 \$36.50 [\$40] for those having~~
31 ~~a gross weight of more than 4,500 pounds; for each electrically propelled~~
32 ~~motor vehicle, except electrically propelled vehicles intended for the pur-~~
33 ~~pose of transporting any commodity, goods, merchandise, produce or~~
34 ~~freight, or passengers for hire, a fee of \$13 \$13.50 \$14 [\$18; (B) on and~~
35 ~~after January 1, 2005: For motorized bicycles, \$20; for motorecy-~~
36 ~~cles, \$25; for passenger vehicles, other than motorcycles, used~~
37 ~~solely for the carrying of persons for pleasure or business, and for~~
38 ~~hearses and ambulances a fee of (i) \$35 for those having a gross~~
39 ~~weight of 4,500 pounds or less; (ii) \$45 for those having a gross~~
40 ~~weight of more than 4,500 pounds; for each electrically propelled~~
41 ~~motor vehicle, except electrically propelled vehicles intended for~~
42 ~~the purpose of transporting any commodity, goods, merchandise,~~
43 ~~produce or freight, or passengers for hire, a fee of \$23]. Except for~~

1 motor vehicles, trailers or semitrailers registered under the provisions of
 2 K.S.A. 8-1,134, and amendments thereto, the annual registration fee for
 3 each motor vehicle, trailer or semitrailer owned by any political or taxing
 4 subdivision of this state or by any agency or instrumentality of any one or
 5 more political or taxing subdivisions of this state and used exclusively for
 6 governmental purposes and not for any private or utility purposes, which
 7 is not otherwise exempt from registration, shall be ~~\$2 \$2.50~~ **\$2**.

8 —(2) As used in this subsection, the term “gross weight” shall mean
 9 and include the empty weight of the truck, or combination of the truck
 10 or truck tractor and any type trailer or semitrailer, plus the maximum
 11 weight of cargo which will be transported on or with the same, except
 12 when the empty weight of a truck plus the maximum weight of cargo
 13 which will be transported thereon is 12,000 pounds or less. The term
 14 gross weight shall not include: The weight of any travel trailer propelled
 15 thereby which is being used for private recreational purposes; or the
 16 weight of any vehicle or combination of vehicles for which wrecker or
 17 towing service, as defined in K.S.A. 66-1329, and amendments thereto,
 18 is to be provided by a wrecker or tow truck, as defined in K.S.A. 66-1329,
 19 and amendments thereto. Such wrecker or tow truck shall be registered
 20 for the empty weight of such vehicle fully equipped for the recovery or
 21 towing of vehicles. The gross weight license fees hereinafter prescribed
 22 shall only apply to the truck or truck tractor used as the propelling unit
 23 for the cargo and vehicle propelled, either as a single vehicle or combi-
 24 nation of vehicles. On application for the registration of a truck or truck
 25 tractor, the owner thereof shall declare as a part of such application the
 26 maximum gross weight the owner desires to be applicable to such vehicle,
 27 which declared gross weight in no event shall be in excess of the limita-
 28 tions described by K.S.A. 8-1908 and 8-1909, and amendments thereto,
 29 for such vehicle or combination of vehicles of which it will be a part. All
 30 applications for the registration of trucks or truck tractors, except as oth-
 31 erwise provided herein, shall be accompanied by an annual license fee as
 32 follows:

33	For [On and after July 1, 2002, for] a gross weight of 12,000 lbs.	
34	or less	\$35 \$36 \$37 [\$40]
35	[On and after January 1, 2005, for a gross weight of 12,000 lbs.	
36	or less	45]
37	For a gross weight of more than 12,000 lbs. and not more than 16,000	
38	lbs.	100 103 102 [105]
39	For a gross weight of more than 16,000 lbs. and not more than 20,000	
40	lbs.	130 134 132 [136]
41	For a gross weight of more than 20,000 lbs. and not more than	
42	24,000 lbs.	195 201 197 [205]

1	For a gross weight of more than 24,000 lbs. and not more than	
2	26,000 lbs.	310 320 312 [325]
3	For a gross weight of more than 26,000 lbs. and not more than	
4	30,000 lbs.	310 320 312 [325]
5	For a gross weight of more than 30,000 lbs. and not more than	
6	36,000 lbs.	370 391 375 [390]
7	For a gross weight of more than 36,000 lbs. and not more than	
8	42,000 lbs.	470 494 475 [490]
9	For a gross weight of more than 42,000 lbs. and not more than	
10	48,000 lbs.	600 619 605 [625]
11	For a gross weight of more than 48,000 lbs. and not more than	
12	54,000 lbs.	800 824 805 [825]
13	For a gross weight of more than 54,000 lbs. and not more than	
14	—60,000 lbs.	1,000 1,030 1,010 [1,030]
15	For a gross weight of more than 60,000 lbs. and not more than	
16	—66,000 lbs.	1,200 1,236 1,210 [1,230]
17	For a gross weight of more than 66,000 lbs. and not more than	
18	—74,000 lbs.	1,525 1,571 1,535 [1,565]
19	For a gross weight of more than 74,000 lbs. and not more than	
20	—80,000 lbs.	1,725 1,777 1,735 [1,770]
21	For a gross weight of more than 80,000 lbs. and not more than	
22	—85,500 lbs.	1,925 1,983 1,935 [1,975]

23 — If the applicant for registration of any truck or truck tractor for a gross
 24 weight of more than 12,000 pounds is the state of Kansas or any political
 25 or taxing subdivision or agency of the state, except a city or county, whose
 26 truck or truck tractor is not otherwise entitled to the \$2 ~~\$2.50~~ \$2 license
 27 fee or otherwise exempt from all fees, such vehicle may be licensed for
 28 a fee in accordance with the schedule hereinafter prescribed for local
 29 trucks or truck tractors.

30 — If the applicant for registration of any truck or truck tractor for a gross
 31 weight of more than 12,000 pounds shall under oath state in writing on
 32 a form prescribed and furnished by the director of vehicles that the ap-
 33 plicant does not expect to operate it more than 6,000 miles in the calendar
 34 year for which the applicant seeks registration, and that if the applicant
 35 shall operate it more than 6,000 miles during such registration year such
 36 applicant will pay an additional fee equal to the fee required by the pre-
 37 ceeding schedule, less the amount of the fee paid at time of registration,
 38 such vehicle may be licensed for a fee in accordance with the schedule
 39 hereinafter prescribed for local trucks or truck tractors; and whenever
 40 the same is registered on a local truck or truck tractor fee basis a tab or
 41 marker shall be issued in connection with the regular license plate, which
 42 tab or marker shall be attached or affixed to and displayed with the regular
 43 license plate and the failure to have the same attached, affixed or dis-

1 played shall be subject to the same penalties as provided by law for the
 2 failure to display the regular license plate; and the secretary of revenue
 3 may adopt rules and regulations requiring the owners of trucks and truck
 4 tractors so registered on a local truck or truck tractor fee basis to keep
 5 such records and make such reports of mileage of such vehicles as the
 6 secretary of revenue shall deem proper.

7 —A transporter delivering vehicles not the transporter's own by the dri-
 8 veaway method where such vehicles are being driven, towed, or trans-
 9 ported singly, or by the saddlemount, towbar, or fullmount methods, or
 10 by any lawful combination thereof, may apply for license plates which
 11 may be transferred from one such vehicle or combination to another for
 12 each delivery without further registration, and the annual license fee for
 13 such license plate shall be as follows:

14 For the first such set of license plates	\$44 \$46 \$44
15 For each additional such set of license plates	18 19 18

16 —A truck or truck tractor registered for a gross weight of more than
 17 12,000 pounds, which is operated wholly within the corporate limits of a
 18 city or village or within a radius of 25 miles beyond the corporate limits,
 19 shall be classified as a local truck except that in no event shall such vehicles
 20 operated as contract or common carriers outside a radius of three miles
 21 beyond the corporate limits of the city or village in which such vehicles
 22 were based when registered and licensed be considered local trucks or
 23 truck tractors. The secretary of revenue is hereby authorized and directed
 24 to adopt rules and regulations prescribing a procedure for the issuance
 25 of permits by the division of vehicles whereby owners of local trucks or
 26 truck tractors may operate any such vehicle, empty, beyond the radius
 27 hereinbefore prescribed, when such operation is solely for the purpose
 28 of having such vehicle repaired, painted or serviced or for adding addi-
 29 tional equipment thereto. The annual license fee for a local truck or truck
 30 tractor, except as otherwise provided herein, shall be as follows:

31 For a gross weight of more than 12,000 lbs. and not more than	
32 16,000 lbs.	\$60 \$62 [\$65]
33 For a gross weight of more than 16,000 lbs. and not more than	
34 20,000 lbs.	100 103 102 [106]
35 For a gross weight of more than 20,000 lbs. and not more than	
36 24,000 lbs.	130 134 132 [140]
37 For a gross weight of more than 24,000 lbs. and not more than	
38 26,000 lbs.	175 190 177 [190]
39 For a gross weight of more than 26,000 lbs. and not more than	
40 30,000 lbs.	175 190 177 [190]
41 For a gross weight of more than 30,000 lbs. and not more than	
42 36,000 lbs.	210 216 215 [230]

1	For a gross weight of more than 36,000 lbs. and not more than	
2	42,000 lbs.	240 247 245 [260]
3	For a gross weight of more than 42,000 lbs. and not more than	
4	48,000 lbs.	310 320 315 [335]
5	For a gross weight of more than 48,000 lbs. and not more than	
6	54,000 lbs.	410 422 415 [435]
7	For a gross weight of more than 54,000 lbs. and not more than	
8	60,000 lbs.	470 494 480 [500]
9	For a gross weight of more than 60,000 lbs. and not more than	
10	66,000 lbs.	570 597 580 [600]
11	For a gross weight of more than 66,000 lbs. and not more than	
12	74,000 lbs.	750 773 760 [790]
13	For a gross weight of more than 74,000 lbs. and not more than	
14	80,000 lbs.	880 906 890 [925]
15	For a gross weight of more than 80,000 lbs. and not more than	
16	—85,500 lbs.	1,000 1,030 1,010 [1,050]
17	— A truck or truck tractor registered for a gross weight of more than	
18	12,000 pounds, which is owned by a person engaged in farming and which	
19	truck or truck tractor is used by such owner to transport agricultural	
20	products produced by such owner or commodities purchased by such	
21	owner for use on the farm owned or rented by the owner of such farm	
22	truck or truck tractor, shall be classified as a farm truck or truck tractor	
23	and the annual license fee for such farm truck shall be as follows:	
24	For a gross weight of more than 12,000 lbs. and not more than	
25	16,000 lbs.	\$35 \$36 \$37 [\$40]
26	For a gross weight of more than 16,000 lbs. and not more than	
27	20,000 lbs.	40 41 42 [46]
28	For a gross weight of more than 20,000 lbs. and not more than	
29	24,000 lbs.	50 52 [60]
30	For a gross weight of more than 24,000 lbs. and not more than	
31	26,000 lbs.	70 72 [85]
32	For a gross weight of more than 26,000 lbs. and not more than	
33	54,000 36,000 lbs.	70 72 [85]
34	For a gross weight of more than 36,000 lbs. and not more than	
35	54,000 [48,000] lbs.	75 [90]
36	For a gross weight of more than 48,000 lbs. and not more	
37	than 54,000 lbs.	95
38	For a gross weight of more than 54,000 lbs. and not more than	
39	60,000 lbs.	180 196 190 [210]
40	For a gross weight of more than 60,000 lbs. and not more than	
41	66,000 lbs.	360 371 370 [400]
42	For a gross weight of more than 66,000 lbs.	600 618 610 [650]
43	A vehicle licensed as a farm truck or truck tractor may be used by the	

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

25 — Except as hereinafter provided, the annual license fee for each local
 26 urban transit bus used in local urban transit operations exempted under
 27 the provisions of subsection (a) of K.S.A. 66-1,100, and amendments
 28 thereto, shall be based on the passenger seating capacity of the bus and
 29 shall be as follows:

30 8 or more, but less than 31 passengers	\$15 \$16 \$15
31 31 or more, but less than 40 passengers	30 31 30
32 More than 39 passengers	60 62 60

33 except that the annual license fee for each local urban transit bus which
 34 is owned by a metropolitan transit authority established pursuant to arti-
 35 cles 25 and 28 of chapter 12 or pursuant to article 31 of chapter 13 of
 36 the Kansas Statutes Annotated shall be \$2 ~~\$2.50~~ **\$2**.

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

42 — (a) — For any trailer, semitrailer, travel trailer or pole trailer the annual
 43 license fee shall be as follows: For any such vehicle with a gross weight

1 of more than 12,000 pounds the annual fee shall be ~~\$35~~ ~~\$36~~ **\$35**, any
2 such vehicle grossing more than 8,000 pounds but not over 12,000
3 pounds, the annual fee shall be ~~\$25~~ ~~\$26~~ **\$25**, for any such vehicle grossing
4 more than 2,000 pounds but not over 8,000 pounds, the annual fee shall
5 be ~~\$15~~ ~~\$16~~ **\$15**. Any such vehicle having a gross weight of 2,000 pounds
6 or less may, at the owner's option, be registered and the fee for such
7 registration shall be ~~\$15~~ ~~\$16~~ **\$15**.

8 — Any trailer, semitrailer or travel trailer owned by a nonresident of this
9 state and based in another state, which is properly registered and licensed
10 in the state of residence of the owner or in the state where based, may
11 be operated in this state without being registered or licensed in this state
12 if the truck or truck tractor propelling the same is properly registered and
13 licensed in this state, or is registered and licensed in some other state and
14 is entitled to reciprocal privileges of operation in this state, but this pro-
15 vision shall not apply to any trailer or semitrailer owned by a nonresident
16 of this state when such trailer or semitrailer is owned by a person who
17 has proportionately registered and licensed a fleet of vehicles under the
18 provisions of K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments
19 thereto, or under the terms of any reciprocal or proration agreement
20 made pursuant thereto.

21 — At the option of the owner, any trailer, semitrailer or pole trailer, with
22 a gross weight of more than 12,000 pounds, may be issued a multi-year
23 registration for a five-year period upon payment of the appropriate reg-
24 istration fee. The fee for a five-year registration of such trailer shall be
25 five times the annual fee for such trailer. If the annual registration fee is
26 increased during the multi-year registration period, the owner of the
27 trailer with such multi-year registration shall be subject to the amount of
28 the increase of the annual registration fee for the remaining calendar
29 years of such multi-year registration. When the owner of any trailer, sem-
30 itrailer or pole trailer registered under this multi-year provision transfers
31 or assigns the title, or interest thereto, the registration of such trailer shall
32 expire. The owner shall remove the license plate from such trailer and
33 forward the license plate to the division of vehicles or may have such
34 license plate assigned to another trailer, semitrailer or pole trailer upon
35 the payment of fees required by law. Any owner of a trailer, semitrailer
36 or pole trailer where the multi-year registration fee has been paid and
37 the trailer is sold, junked, repossessed, foreclosed by a mechanic's lien or
38 title transferred by operation of law, and the registration thereon is not
39 going to be transferred to another trailer, may secure a refund for the
40 registration fee for the remaining calendar years by making application
41 to the division of vehicles on a form and in the manner prescribed by the
42 director of vehicles. The secretary of revenue may adopt such rules and
43 regulations necessary to implement the multi-year registration of such

1 trailers, semitrailers and pole trailers.

2 —(b) Any truck or truck tractor having a gross weight of 4,000 pounds
3 or over, using solid tires, shall pay a license fee of double the amount
4 herein charged. The annual fees herein provided for trucks, truck tractors
5 and trailers not subject to K.S.A. 8-134a, and amendments thereto, shall
6 be due January 1 of each year and payable on or before February 15 in
7 each year. If the fee is not paid by such date a penalty of \$1 shall be
8 added to the fee charged herein for each month or fraction thereof and
9 until December 31 of each registration year. The annual registration fee
10 for all passenger vehicles and vehicles subject to K.S.A. 8-134a, and
11 amendments thereto, shall be due on or before the last day of the month
12 in which the registration plate expires and shall be due for other vehicles
13 as provided by K.S.A. 8-134, and amendments thereto. If the registration
14 fee is not paid by such date a penalty of \$1 shall be added to the fee
15 charged herein for each month or fraction thereof until such registration
16 fee is paid. Members of the armed forces of the United States shall be
17 permitted to apply for registration at any time and be subject to registra-
18 tion fee, less penalties, applicable at the time the application is made. If
19 any motorcycle, motorized bicycle, trailer, semitrailer, travel trailer, or
20 pole trailer is either purchased or acquired after the anniversary or re-
21 newal date in any registration year there shall immediately become due
22 and payable a registration fee as follows: If purchased or acquired be-
23 tween the anniversary or renewal date of any registration year and the
24 first six months of such registration year, the annual fee hereinbefore
25 provided; if purchased or acquired during the last six months of any reg-
26 istration year, 50% of such annual fee. If any truck or truck tractor, except
27 trucks subject to K.S.A. 8-134a, and amendments thereto, is purchased
28 or acquired prior to April 1 of any year the fee shall be the annual fee
29 hereinbefore provided, but if such truck or truck tractor is purchased or
30 acquired after the end of March of any year, the license fee for such year
31 shall be reduced $\frac{1}{2}$ for each calendar month which has elapsed since the
32 beginning of the year. If any truck registered for a gross weight of 12,000
33 pounds or less or passenger vehicle is purchased or acquired and less than
34 12 months remain in the registration period, the fee shall be $\frac{1}{2}$ of the
35 annual fee for each calendar month remaining in the registration period.
36 —(c) The owner of any motorcycle, motorized bicycle, passenger ve-
37 hicle, truck, truck tractor, trailer, semitrailer, or electrically propelled ve-
38 hicle who fails to pay the registration fee or fees herein provided on the
39 date when the same become due and payable shall be guilty of a misde-
40 meanor, and upon conviction thereof shall be subject to a penalty in the
41 sum of \$1 for each month or fraction thereof during which such fee has
42 remained unpaid after it became due and payable, and in addition thereto
43 shall be subject to such other punishment as is provided in this act. Upon

1 the transfer of motorcycles, motorized bicycles, passenger vehicles, trail-
2 ers, semitrailers, trucks or truck tractors, on which registration fees have
3 been paid for the year in which the transfer is made, either (A) to a
4 corporation by one or more persons, solely in exchange for stock or se-
5 curities in such corporation, or (B) by one corporation to another cor-
6 poration when all of the assets of such corporation are transferred to the
7 other corporation, then in either case (A) or case (B) the corporation shall
8 be exempt from the payment of registration fees on such vehicles for the
9 year in which such transfer is made. Applications for transfer or registra-
10 tion shall be accompanied by a fee of \$1.50 ~~\$2~~ **\$1.50**. When the registra-
11 tion of a vehicle has expired at midnight on the last day of any registra-
12 tion year, and such vehicle is not thereafter operated upon the
13 highways, any application for renewal of registration made subsequent to
14 the anniversary or renewal date of any registration year following the
15 expiration of such registration and for succeeding registration years in
16 which such vehicle has not been registered shall be accompanied by an
17 affidavit of nonoperation and nonuse, and such application for renewal
18 or registration shall be received by the division of vehicles upon payment
19 of the proper fees for the current registration year and without penalty.

20 —(3)— Any nonresident of Kansas purchasing a vehicle from a Kansas
21 resident and desiring to secure registration on the vehicle in the state of
22 such person's residence may make application in the office of any county
23 treasurer for a thirty-day temporary registration. The county treasurer
24 upon presentation of evidence of ownership in the applicant and evidence
25 the sales tax has been paid, if due, shall charge and collect a fee of \$3
26 ~~\$3.50~~ **\$3** for each thirty-day temporary license and issue a sticker or paper
27 registration as may be determined by the director of vehicles, and the
28 registration so issued shall be valid for a period of 30 days from the date
29 of issuance.

30 —(4)— Any owner of any motor vehicle which is subject to taxation under
31 the provisions of article 51 of chapter 79 of the Kansas Statutes Annotated
32 or any other truck or truck tractor where the annual registration fee has
33 been paid and the vehicle is sold, junked, repossessed, foreclosed by a
34 mechanic's lien or title transferred by operation of law, and the registra-
35 tion thereon is not going to be transferred to another vehicle may secure
36 a refund for the registration fee for the remaining portion of the year by
37 making application to the division of vehicles on a form and in the manner
38 prescribed by the director of vehicles, accompanied by all license plates
39 and attachments issued in connection therewith. If the owner of the reg-
40 istration becomes deceased and the vehicle is not going to be used on the
41 highway, and title is not being currently transferred, the proper repre-
42 sentative of the estate shall be entitled to the refund. The refund shall be
43 made only for the period of time remaining in the registration year from

1 the date of completion and filing of the application with and delivery of
2 the license plate and attachments to the division of vehicles. Where the
3 registration is secured under a quarterly payment annual registration fee,
4 as provided for in K.S.A. 8-143a, and amendments thereto, such refund
5 shall be made on the quarterly fee paid and unused and all remaining
6 quarterly payments shall be canceled. Any truck or truck tractor having
7 the registration fee paid on quarterly payment basis, all quarterly pay-
8 ments due or a fraction of quarterly payment due shall be paid before
9 title may be transferred, except that in case of death, the filing of the
10 application and returning of the license plate and attachment shall cancel
11 the remaining annual payments due. Whenever a truck or truck tractor,
12 where the registration is secured on a quarterly payment of the annual
13 registration, the one repossessing the truck or truck tractor, or foreclosing
14 by a mechanic's lien, or securing title by court order, the mortgagor or
15 the assigns of the mortgagor, or the one securing title may pay the balance
16 due on date of application for title, but the payments for the remaining
17 portion of the year shall not be canceled unless application is made and
18 the license plate and attachments are surrendered. Nothing in this sub-
19 section shall apply when registration is secured under the provisions of
20 K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments thereto. Notwith-
21 standing any of the foregoing provisions of this section, no refund shall
22 be made under the provisions of this section where the amount thereof
23 does not exceed \$5. The division of vehicles shall furnish such blank forms
24 as may be required under the provisions of this subsection as it deems
25 necessary to be completed by the applicant. Whenever a registration
26 which has been secured on a quarterly basis shall be canceled as provided
27 in this subsection, the division of vehicles shall notify the county treasurer
28 issuing the original registration of such cancellation so that the county
29 treasurer may, and the county treasurer shall cancel the registration of
30 such vehicle in the county treasurer's office and release any lien issued
31 in connection with such registration.

32 —(5)—Every owner of a travel trailer designed for or intended to be
33 moved upon any highway in this state shall, before the same is so moved,
34 apply for and obtain the proper registration thereof as provided in this
35 act, except when such unit is permitted to be moved under the special
36 provisions relating to secured parties, manufacturers, dealers and non-
37 residents contained in this act. At the time of registering any travel trailer
38 for the purpose of moving any such vehicle upon any highway in this
39 state, the owner thereof shall indicate on the registration form whether
40 or not such vehicle is being moved permanently to a location outside of
41 the county in which such vehicle is being registered. No such vehicle
42 which the owner thereof intends to move to a permanent location outside
43 the boundaries of such county shall be registered for movement on the

1 highways of this state until all taxes levied against such vehicle have been
2 paid. A copy of such registration form shall be sent to the county clerk
3 or assessor of the county to which such vehicle is being moved. When
4 such travel trailer is used for living quarters and not operated on the
5 highways, the owner shall be exempt from the license fees as provided in
6 paragraph (a) of subsection (2) so long as such travel trailer is not operated
7 on the highway.

8 **[Section 1. On and after July 1, 2002, K.S.A. 8-143 is hereby**
9 **amended to read as follows: 8-143. (1) All applications for the reg-**
10 **istration of motorcycles, motorized bicycles and passenger vehicles**
11 **other than trucks and truck tractors, except as otherwise provided,**
12 **shall be accompanied by an annual license fee as follows: For mo-**
13 **torized bicycles, ~~\$10~~ \$11; for motorcycles, ~~\$15~~ \$16; for passenger**
14 **vehicles, other than motorcycles, used solely for the carrying of**
15 **persons for pleasure or business, and for hearses and ambulances**
16 **a fee of (i) ~~\$25~~ \$26.50 for those having a gross weight of 4,500**
17 **pounds or less; (ii) ~~\$35~~ \$36.50 for those having a gross weight of**
18 **more than 4,500 pounds; for each electrically propelled motor ve-**
19 **hicle, except electrically propelled vehicles intended for the pur-**
20 **pose of transporting any commodity, goods, merchandise, produce**
21 **or freight, or passengers for hire, a fee of ~~\$13~~ \$14. Except for motor**
22 **vehicles, trailers or semitrailers registered under the provisions of**
23 **K.S.A. 8-1,134, and amendments thereto, the annual registration**
24 **fee for each motor vehicle, trailer or semitrailer owned by any**
25 **political or taxing subdivision of this state or by any agency or**
26 **instrumentality of any one or more political or taxing subdivisions**
27 **of this state and used exclusively for governmental purposes and**
28 **not for any private or utility purposes, which is not otherwise ex-**
29 **empt from registration, shall be \$2.**

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

1 recovery or towing of vehicles. The gross weight license fees here-
 2 inafter prescribed shall only apply to the truck or truck tractor
 3 used as the propelling unit for the cargo and vehicle propelled,
 4 either as a single vehicle or combination of vehicles. On applica-
 5 tion for the registration of a truck or truck tractor, the owner
 6 thereof shall declare as a part of such application the maximum
 7 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
 9 limitations described by K.S.A. 8-1908 and 8-1909, and amend-
 10 ments thereto, for such vehicle or combination of vehicles of which
 11 it will be a part. All applications for the registration of trucks or
 12 truck tractors, except as otherwise provided herein, shall be ac-
 13 companied by an annual license fee as follows:

14	[For a gross weight of 12,000 lbs. or less	635 \$37
15	[For a gross weight of more than 12,000 lbs. and not more than	
16	16,000 lbs.	100 102
17	[For a gross weight of more than 16,000 lbs. and not more than	
18	20,000 lbs.	130 131
19	[For a gross weight of more than 20,000 lbs. and not more than	
20	24,000 lbs.	195 196
21	[For a gross weight of more than 24,000 lbs. and not more than	
22	26,000 lbs.	310 312
23	[For a gross weight of more than 26,000 lbs. and not more than	
24	30,000 lbs.	310 312
25	[For a gross weight of more than 30,000 lbs. and not more than	
26	36,000 lbs.	370 375
27	[For a gross weight of more than 36,000 lbs. and not more than	
28	42,000 lbs.	470 475
29	[For a gross weight of more than 42,000 lbs. and not more than	
30	48,000 lbs.	600 605
31	[For a gross weight of more than 48,000 lbs. and not more than	
32	54,000 lbs.	800 805
33	[For a gross weight of more than 54,000 lbs. and not more than	
34	60,000 lbs.	1,000 1,010
35	[For a gross weight of more than 60,000 lbs. and not more than	
36	66,000 lbs.	1,200 1,210
37	[For a gross weight of more than 66,000 lbs. and not more than	
38	74,000 lbs.	1,525 1,535
39	[For a gross weight of more than 74,000 lbs. and not more than	
40	80,000 lbs.	1,725 1,735
41	[For a gross weight of more than 80,000 lbs. and not more than	
42	85,500 lbs.	1,925 1,935
43	[If the applicant for registration of any truck or truck tractor for	

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

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

29 [A transporter delivering vehicles not the transporter’s own by
 30 the driveaway method where such vehicles are being driven,
 31 towed, or transported singly, or by the saddlemount, towbar, or
 32 fullmount methods, or by any lawful combination thereof, may ap-
 33 ply for license plates which may be transferred from one such ve-
 34 hicle or combination to another for each delivery without further
 35 registration, and the annual license fee for such license plate shall
 36 be as follows:

- 37 [For the first such set of license plates \$44
- 38 [For each additional such set of license plates 18

39 [A truck or truck tractor registered for a gross weight of more
 40 than 12,000 pounds, which is operated wholly within the corporate
 41 limits of a city or village or within a radius of 25 miles beyond the
 42 corporate limits, shall be classified as a local truck except that in
 43 no event shall such vehicles operated as contract or common car-

1 riers outside a radius of three miles beyond the corporate limits
 2 of the city or village in which such vehicles were based when reg-
 3 istered and licensed be considered local trucks or truck tractors.
 4 The secretary of revenue is hereby authorized and directed to
 5 adopt rules and regulations prescribing a procedure for the issua-
 6 nce of permits by the division of vehicles whereby owners of local
 7 trucks or truck tractors may operate any such vehicle, empty, be-
 8 yond the radius hereinbefore prescribed, when such operation is
 9 solely for the purpose of having such vehicle repaired, painted or
 10 serviced or for adding additional equipment thereto. The annual
 11 license fee for a local truck or truck tractor, except as otherwise
 12 provided herein, shall be as follows:

13 [For a gross weight of more than 12,000 lbs. and not more than	
14 16,000 lbs.	\$60 \$62
15 [For a gross weight of more than 16,000 lbs. and not more than	
16 20,000 lbs.	100 102
17 [For a gross weight of more than 20,000 lbs. and not more than	
18 24,000 lbs.	130 132
19 [For a gross weight of more than 24,000 lbs. and not more than	
20 26,000 lbs.	175 177
21 [For a gross weight of more than 26,000 lbs. and not more than	
22 30,000 lbs.	175 177
23 [For a gross weight of more than 30,000 lbs. and not more than	
24 36,000 lbs.	210 215
25 [For a gross weight of more than 36,000 lbs. and not more than	
26 42,000 lbs.	240 245
27 [For a gross weight of more than 42,000 lbs. and not more than	
28 48,000 lbs.	310 315
29 [For a gross weight of more than 48,000 lbs. and not more than	
30 54,000 lbs.	410 415
31 [For a gross weight of more than 54,000 lbs. and not more than	
32 60,000 lbs.	470 480
33 [For a gross weight of more than 60,000 lbs. and not more than	
34 66,000 lbs.	570 580
35 [For a gross weight of more than 66,000 lbs. and not more than	
36 74,000 lbs.	750 760
37 [For a gross weight of more than 74,000 lbs. and not more than	
38 80,000 lbs.	880 890
39 [For a gross weight of more than 80,000 lbs. and not more than	
40 85,500 lbs.	1,000 1,010

41 [A truck or truck tractor registered for a gross weight of more
 42 than 12,000 pounds, which is owned by a person engaged in farm-
 43 ing and which truck or truck tractor is used by such owner to trans-

1 port agricultural products produced by such owner or commodi-
2 ties purchased by such owner for use on the farm owned or rented
3 by the owner of such farm truck or truck tractor, shall be classified
4 as a farm truck or truck tractor and the annual license fee for such
5 farm truck shall be as follows:

6	[For a gross weight of more than 12,000 lbs. and not more than	
7	16,000 lbs.	35 \$37
8	[For a gross weight of more than 16,000 lbs. and not more than	
9	20,000 lbs.	40 42
10	[For a gross weight of more than 20,000 lbs. and not more than	
11	24,000 lbs.	50 52
12	[For a gross weight of more than 24,000 lbs. and not more than	
13	26,000 lbs.	70 72
14	[For a gross weight of more than 26,000 lbs. and not more than	
15	54,000 lbs.	70 72
16	[For a gross weight of more than 36,000 lbs. and not more than 54,000	
17	lbs.	75
18	[For a gross weight of more than 54,000 lbs. and not more than	
19	60,000 lbs.	180 190
20	[For a gross weight of more than 60,000 lbs. and not more than	
21	66,000 lbs.	360 370
22	[For a gross weight of more than 66,000 lbs.....	600 610

23 [A vehicle licensed as a farm truck or truck tractor may be used
24 by the owner thereof to transport, for charity and without com-
25 pensation of any kind, commodities for religious or educational
26 institutions. A truck which is licensed as a farm truck may also be
27 used for the transportation of sand, gravel, slag stone, limestone,
28 crushed stone, cinders, black top, dirt or fill material to a township
29 road maintenance or construction site of the township in which the
30 owner of such truck resides. Any applicant for registration of any
31 farm truck or farm truck tractor used in combination with a trailer
32 or semitrailer shall register the farm truck or farm truck tractor
33 for a gross weight which shall include the empty weight of the
34 truck or truck tractor or of the combination of any truck or truck
35 tractor and any type of trailer or semitrailer, plus the maximum
36 weight of cargo which will be transported on or with the same. The
37 applicant for registration of any farm truck or farm truck tractor
38 used to transport a gross weight of more than 54,000 pounds shall
39 durably letter on the side of the motor vehicle the words “farm
40 vehicle—not for hire.” If an applicant for registration of any farm
41 truck or farm truck tractor operates such vehicle for any use or
42 purpose not authorized for a farm truck or farm truck tractor, such
43 applicant shall pay an additional fee equal to the fee required for

1 the registration of all trucks or truck tractors not registered as
2 local, 6,000-mile or farm truck or farm truck tractor motor vehi-
3 cles, less the amount of the fee paid at time of registration. Nothing
4 in this or the preceding paragraph shall authorize a gross weight
5 of a vehicle or combination of vehicles on the national system of
6 interstate and defense highways greater than permitted by laws of
7 the United States congress.

8 [Except as hereinafter provided, the annual license fee for each
9 local urban transit bus used in local urban transit operations ex-
10 empted under the provisions of subsection (a) of K.S.A. 66-1,109,
11 and amendments thereto, shall be based on the passenger seating
12 capacity of the bus and shall be as follows:

13 [8 or more, but less than 31 passengers.....	\$15
14 [31 or more, but less than 40 passengers	30
15 [More than 39 passengers.....	60

16 [except that the annual license fee for each local urban transit bus
17 which is owned by a metropolitan transit authority established pur-
18 suant to articles 25 and 28 of chapter 12 or pursuant to article 31
19 of chapter 13 of the Kansas Statutes Annotated shall be \$2.

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

26 [(a) For any trailer, semitrailer, travel trailer or pole trailer the
27 annual license fee shall be as follows: For any such vehicle with a
28 gross weight of more than 12,000 pounds the annual fee shall be
29 \$35; any such vehicle grossing more than 8,000 pounds but not
30 over 12,000 pounds, the annual fee shall be \$25; for any such ve-
31 hicle grossing more than 2,000 pounds but not over 8,000 pounds,
32 the annual fee shall be \$15. Any such vehicle having a gross weight
33 of 2,000 pounds or less may, at the owner’s option, be registered
34 and the fee for such registration shall be \$15.

35 [Any trailer, semitrailer or travel trailer owned by a nonresident
36 of this state and based in another state, which is properly regis-
37 tered and licensed in the state of residence of the owner or in the
38 state where based, may be operated in this state without being
39 registered or licensed in this state if the truck or truck tractor
40 propelling the same is properly registered and licensed in this
41 state, or is registered and licensed in some other state and is en-
42 titled to reciprocal privileges of operation in this state, but this
43 provision shall not apply to any trailer or semitrailer owned by a

1 nonresident of this state when such trailer or semitrailer is owned
2 by a person who has proportionately registered and licensed a fleet
3 of vehicles under the provisions of K.S.A. 8-1,101 to 8-1,123, in-
4 clusive, and amendments thereto, or under the terms of any recip-
5 rocal or proration agreement made pursuant thereto.

6 [At the option of the owner, any trailer, semitrailer or pole
7 trailer, with a gross weight of more than 12,000 pounds, may be
8 issued a multi-year registration for a five-year period upon pay-
9 ment of the appropriate registration fee. The fee for a five-year
10 registration of such trailer shall be five times the annual fee for
11 such trailer. If the annual registration fee is increased during the
12 multi-year registration period, the owner of the trailer with such
13 multi-year registration shall be subject to the amount of the in-
14 crease of the annual registration fee for the remaining calendar
15 years of such multi-year registration. When the owner of any
16 trailer, semitrailer or pole trailer registered under this multi-year
17 provision transfers or assigns the title, or interest thereto, the reg-
18 istration of such trailer shall expire. The owner shall remove the
19 license plate from such trailer and forward the license plate to the
20 division of vehicles or may have such license plate assigned to an-
21 other trailer, semitrailer or pole trailer upon the payment of fees
22 required by law. Any owner of a trailer, semitrailer or pole trailer
23 where the multi-year registration fee has been paid and the trailer
24 is sold, junked, repossessed, foreclosed by a mechanic's lien or title
25 transferred by operation of law, and the registration thereon is not
26 going to be transferred to another trailer, may secure a refund for
27 the registration fee for the remaining calendar years by making
28 application to the division of vehicles on a form and in the manner
29 prescribed by the director of vehicles. The secretary of revenue
30 may adopt such rules and regulations necessary to implement the
31 multi-year registration of such trailers, semitrailers and pole trail-
32 ers.

33 [(b) Any truck or truck tractor having a gross weight of 4,000
34 pounds or over, using solid tires, shall pay a license fee of double
35 the amount herein charged. The annual fees herein provided for
36 trucks, truck tractors and trailers not subject to K.S.A. 8-134a, and
37 amendments thereto, shall be due January 1 of each year and pay-
38 able on or before February 15 in each year. If the fee is not paid
39 by such date a penalty of \$1 shall be added to the fee charged
40 herein for each month or fraction thereof and until December 31
41 of each registration year. The annual registration fee for all pas-
42 senger vehicles and vehicles subject to K.S.A. 8-134a, and amend-
43 ments thereto, shall be due on or before the last day of the month

1 in which the registration plate expires and shall be due for other
2 vehicles as provided by K.S.A. 8-134, and amendments thereto. If
3 the registration fee is not paid by such date a penalty of \$1 shall
4 be added to the fee charged herein for each month or fraction
5 thereof until such registration fee is paid. Members of the armed
6 forces of the United States shall be permitted to apply for regis-
7 tration at any time and be subject to registration fee, less penalties,
8 applicable at the time the application is made. If any motorcycle,
9 motorized bicycle, trailer, semitrailer, travel trailer, or pole trailer
10 is either purchased or acquired after the anniversary or renewal
11 date in any registration year there shall immediately become due
12 and payable a registration fee as follows: If purchased or acquired
13 between the anniversary or renewal date of any registration year
14 and the first six months of such registration year, the annual fee
15 hereinbefore provided; if purchased or acquired during the last
16 six months of any registration year, 50% of such annual fee. If any
17 truck or truck tractor, except trucks subject to K.S.A. 8-134a, and
18 amendments thereto, is purchased or acquired prior to April 1 of
19 any year the fee shall be the annual fee hereinbefore provided,
20 but if such truck or truck tractor is purchased or acquired after
21 the end of March of any year, the license fee for such year shall
22 be reduced $\frac{1}{12}$ for each calendar month which has elapsed since
23 the beginning of the year. If any truck registered for a gross weight
24 of 12,000 pounds or less or passenger vehicle is purchased or ac-
25 quired and less than 12 months remain in the registration period,
26 the fee shall be $\frac{1}{12}$ of the annual fee for each calendar month
27 remaining in the registration period.

28 [(c) The owner of any motorcycle, motorized bicycle, passen-
29 ger vehicle, truck, truck tractor, trailer, semitrailer, or electrically
30 propelled vehicle who fails to pay the registration fee or fees
31 herein provided on the date when the same become due and pay-
32 able shall be guilty of a misdemeanor, and upon conviction thereof
33 shall be subject to a penalty in the sum of \$1 for each month or
34 fraction thereof during which such fee has remained unpaid after
35 it became due and payable; and in addition thereto shall be subject
36 to such other punishment as is provided in this act. Upon the trans-
37 fer of motorcycles, motorized bicycles, passenger vehicles, trailers,
38 semitrailers, trucks or truck tractors, on which registration fees
39 have been paid for the year in which the transfer is made, either
40 (A) to a corporation by one or more persons, solely in exchange
41 for stock or securities in such corporation, or (B) by one corpora-
42 tion to another corporation when all of the assets of such corpora-
43 tion are transferred to the other corporation, then in either case

1 (A) or case (B) the corporation shall be exempt from the payment
2 of registration fees on such vehicles for the year in which such
3 transfer is made. Applications for transfer or registration shall be
4 accompanied by a fee of \$1.50. When the registration of a vehicle
5 has expired at midnight on the last day of any registration year,
6 and such vehicle is not thereafter operated upon the highways, any
7 application for renewal of registration made subsequent to the an-
8 niversary or renewal date of any registration year following the
9 expiration of such registration and for succeeding registration
10 years in which such vehicle has not been registered shall be ac-
11 companied by an affidavit of nonoperation and nonuse, and such
12 application for renewal or registration shall be received by the
13 division of vehicles upon payment of the proper fees for the cur-
14 rent registration year and without penalty.

15 [(3) Any nonresident of Kansas purchasing a vehicle from a
16 Kansas resident and desiring to secure registration on the vehicle
17 in the state of such person's residence may make application in the
18 office of any county treasurer for a thirty-day temporary registra-
19 tion. The county treasurer upon presentation of evidence of own-
20 ership in the applicant and evidence the sales tax has been paid,
21 if due, shall charge and collect a fee of \$3 for each thirty-day tem-
22 porary license and issue a sticker or paper registration as may be
23 determined by the director of vehicles, and the registration so is-
24 sued shall be valid for a period of 30 days from the date of issuance.

25 [(4) Any owner of any motor vehicle which is subject to taxation
26 under the provisions of article 51 of chapter 79 of the Kansas Stat-
27 utes Annotated or any other truck or truck tractor where the an-
28 nual registration fee has been paid and the vehicle is sold, junked,
29 repossessed, foreclosed by a mechanic's lien or title transferred by
30 operation of law, and the registration thereon is not going to be
31 transferred to another vehicle may secure a refund for the regis-
32 tration fee for the remaining portion of the year by making appli-
33 cation to the division of vehicles on a form and in the manner
34 prescribed by the director of vehicles, accompanied by all license
35 plates and attachments issued in connection therewith. If the
36 owner of the registration becomes deceased and the vehicle is not
37 going to be used on the highway, and title is not being currently
38 transferred, the proper representative of the estate shall be enti-
39 tled to the refund. The refund shall be made only for the period
40 of time remaining in the registration year from the date of com-
41 pletion and filing of the application with and delivery of the license
42 plate and attachments to the division of vehicles. Where the reg-
43 istration is secured under a quarterly payment annual registration

1 fee, as provided for in K.S.A. 8-143a, and amendments thereto,
2 such refund shall be made on the quarterly fee paid and unused
3 and all remaining quarterly payments shall be canceled. Any truck
4 or truck tractor having the registration fee paid on quarterly pay-
5 ment basis, all quarterly payments due or a fraction of quarterly
6 payment due shall be paid before title may be transferred, except
7 that in case of death, the filing of the application and returning of
8 the license plate and attachment shall cancel the remaining annual
9 payments due. Whenever a truck or truck tractor, where the reg-
10 istration is secured on a quarterly payment of the annual registra-
11 tion, the one repossessing the truck or truck tractor, or foreclosing
12 by a mechanic's lien, or securing title by court order, the mort-
13 gator or the assigns of the mortgagor, or the one securing title
14 may pay the balance due on date of application for title, but the
15 payments for the remaining portion of the year shall not be can-
16 celed unless application is made and the license plate and attach-
17 ments are surrendered. Nothing in this subsection shall apply
18 when registration is secured under the provisions of K.S.A. 8-1,101
19 to 8-1,123, inclusive, and amendments thereto. Notwithstanding
20 any of the foregoing provisions of this section, no refund shall be
21 made under the provisions of this section where the amount
22 thereof does not exceed \$5. The division of vehicles shall furnish
23 such blank forms as may be required under the provisions of this
24 subsection as it deems necessary to be completed by the applicant.
25 Whenever a registration which has been secured on a quarterly
26 basis shall be canceled as provided in this subsection, the division
27 of vehicles shall notify the county treasurer issuing the original
28 registration of such cancellation so that the county treasurer may,
29 and the county treasurer shall cancel the registration of such ve-
30 hicle in the county treasurer's office and release any lien issued in
31 connection with such registration.

32 [(5) Every owner of a travel trailer designed for or intended to
33 be moved upon any highway in this state shall, before the same is
34 so moved, apply for and obtain the proper registration thereof as
35 provided in this act, except when such unit is permitted to be
36 moved under the special provisions relating to secured parties,
37 manufacturers, dealers and nonresidents contained in this act. At
38 the time of registering any travel trailer for the purpose of moving
39 any such vehicle upon any highway in this state, the owner thereof
40 shall indicate on the registration form whether or not such vehicle
41 is being moved permanently to a location outside of the county in
42 which such vehicle is being registered. No such vehicle which the
43 owner thereof intends to move to a permanent location outside the

1 boundaries of such county shall be registered for movement on
2 the highways of this state until all taxes levied against such vehicle
3 have been paid. A copy of such registration form shall be sent to
4 the county clerk or assessor of the county to which such vehicle is
5 being moved. When such travel trailer is used for living quarters
6 and not operated on the highways, the owner shall be exempt from
7 the license fees as provided in paragraph (a) of subsection (2) so
8 long as such travel trailer is not operated on the highway.]

9 Sec. 2.—On and after July 1, 2002, K.S.A. 8-143b is hereby amended
10 to read as follows: 8-143b. (a) Except as provided in K.S.A. 8-143k, and
11 amendments thereto, and subsection (b), the owner of any truck or truck
12 tractor which is duly registered and licensed in some other state, desiring
13 to operate in intrastate commerce in this state for a temporary period
14 only, in lieu of payment of the annual license fee, may register such truck
15 or truck tractor and obtain either: (1) A seventy-two-hour temporary reg-
16 istration; or (2) a thirty-day license authorizing operation on the highways
17 of this state for a period not to exceed 30 days from the date of issuance
18 of such license. The fee for: The seventy-two-hour temporary registration
19 shall be \$26 \$27 and the fee for the thirty-day license shall be \$26 \$27
20 or 1/3 of the annual license fee for such vehicle, whichever sum is the
21 larger. Where either fee is paid on a truck or truck tractor no registration
22 or fee shall be required for a trailer or semitrailer duly registered in this
23 or another state and propelled by such truck or truck tractor. Application
24 for such temporary registration or license shall be made to the division
25 in the manner and form prescribed by the director and shall be accom-
26 panied by the required fee, which shall be deposited by the director as
27 provided by K.S.A. 8-146, and amendments thereto.

28 —(b)—Whenever any natural catastrophe or disaster, civil riot or disorder
29 or any other condition exists in this state that requires or necessitates
30 emergency assistance or aid from persons owning ambulances, rescue
31 vehicles or utility vehicles which are subject to the provisions of this sec-
32 tion, such persons shall be exempt from the payment of the fee required
33 in subsection (a) for any such ambulance, rescue vehicle or utility vehicle
34 that is operated in this state for the purpose of or in connection with
35 rendering such emergency assistance or aid.

36 —Sec. 3.—On and after July 1, 2002, K.S.A. 8-143c is hereby amended
37 to read as follows: 8-143c. The owner of any truck or truck tractor, which
38 is registered and licensed in some other state, not entitled to reciprocal
39 privileges while being operated in interstate commerce on the highways
40 of this state, and which truck or truck tractor has a gross weight, as defined
41 in subsection (2) of K.S.A. 8-143, and amendments thereto, in excess of
42 12,000 pounds, in lieu of payment of the annual license fee for such
43 vehicle pursuant to the provisions of K.S.A. 8-143, and amendments

1 thereto, or K.S.A. ~~8-1,101 to 8-1,123~~, inclusive, and amendments thereto,
2 may register such vehicle and obtain temporary registration from the di-
3 vision of vehicles authorizing operation of such vehicle on the highways
4 of this state in interstate commerce for a period of not to exceed 72 hours.
5 The fee for such temporary registration is ~~\$26~~ \$27, which shall be de-
6 posited by the division as provided by K.S.A. ~~8-146~~, and amendments
7 thereto. Where such fee is paid on a truck or truck tractor no registration
8 or fee shall be required for a trailer or semitrailer duly registered in this
9 or another state and propelled by such truck or truck tractor. The see-
10 retary of revenue shall adopt rules and regulations to effectuate the pur-
11 pose of this section. A temporary registration as provided in this section
12 is not required for a truck or truck tractor which is registered and licensed
13 in some other state and which operates between cities and villages in this
14 state and cities and villages in another state which are within territory
15 designated as a commercial zone by the interstate commerce commission.
16 — Sec. 4. — On and after July 1, 2002, K.S.A. ~~8-143g~~ is hereby amended
17 to read as follows: ~~8-143g~~. A motor vehicle dealer licensed in this state
18 or in a state contiguous to this state, who is the owner of a truck or truck
19 tractor which the owner desires to demonstrate under actual working
20 conditions by having it operated by the prospective purchaser in interstate
21 or intrastate commerce on the highways of this state, in lieu of obtaining
22 a regular registration for such vehicle, may obtain from the division, or
23 an agent designated by director of vehicles, a trip permit authorizing such
24 demonstration and operation for a period of: (a) Seventy-two hours upon
25 making proper application and the payment of a fee of ~~\$26~~ \$27; or (b)
26 fifteen days upon making proper application and the payment of a fee of
27 \$100 ~~\$103~~. A dealer may purchase such demonstration permits in mul-
28 tiple of three upon making proper application and the payment of re-
29 quired fees. The application shall be to the division on a form prescribed
30 and furnished by the director of vehicles. The name of the prospective
31 purchaser must be shown on the application. A dealer purchasing permits
32 in multiples, shall complete the application and permit as required by the
33 division and mail a copy of such application to the division within 24 hours
34 from the date of issuance of such permit. Only one such permit may be
35 used by the same prospective purchaser on the same truck or truck trac-
36 tor. Whenever a truck or truck tractor is operated under the authority of
37 a trip permit issued hereunder it also shall have displayed thereon a
38 dealer's registration plate which has been issued by this state or a state
39 contiguous to this state to the dealer who is the owner of such truck or
40 truck tractor. The provision of K.S.A. ~~8-136~~, and amendments thereto,
41 prohibiting the hauling of commodities in excess of two tons by a vehicle
42 displaying a dealer plate shall not apply to a truck or truck tractor being
43 operated under a trip permit as authorized by this section. This section

1 shall be construed as a part of and supplementary to the motor vehicle
2 registration law of this state. The division shall remit all fees collected
3 under this section to the state treasurer in accordance with the provisions
4 of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
5 remittance, the state treasurer shall deposit the entire amount in the state
6 treasury to the credit of the state highway fund.

7 —Sec. 5.— On and after July 1, 2002, K.S.A. 8-143h is hereby amended
8 to read as follows: 8-143h. Except as provided in K.S.A. 8-143k, the owner
9 of any duly registered and licensed farm truck in this state, engaged in
10 the hauling of grain as provided by subsection (h) of K.S.A. 66-1,100, and
11 amendments thereto, or chopped forage, and desiring to operate in in-
12 trastate commerce in this state for a temporary period only, in lieu of
13 payment of the annual license fee, may register such farm truck and
14 obtain a thirty-day license authorizing operation on the highways of this
15 state for a period of only 30 days from the date of issuance of such license.
16 The fee for such license shall be \$26 \$27. Where such fee is paid on a
17 farm truck no registration or fee shall be required for a trailer duly reg-
18 istered in this or another state and propelled by such farm truck. Appli-
19 cation for such license shall be made to the division of vehicles on such
20 form as the director of vehicles shall prescribe and shall be accompanied
21 by the required fee, which shall be deposited by the division as provided
22 by K.S.A. 8-146, and amendments thereto. The director of vehicles may
23 designate agents to issue the licenses authorized by this act so that such
24 licenses will be obtainable at convenient locations. This section shall be
25 construed as supplemental to and a part of the motor vehicle registration
26 laws of this state.

27 —Sec. 6.— On and after July 1, 2002, K.S.A. 8-143i is hereby amended
28 to read as follows: 8-143i. The owner of any truck or truck tractor which
29 is properly registered and licensed in this state as a local truck or truck
30 tractor as provided in K.S.A. 8-143, and amendments thereto, may secure
31 a temporary permit authorizing operation of such vehicle on the highways
32 of this state beyond the local radius authorized by such annual registration
33 for a period only of 72 hours from the time of issuance of such permit.
34 The fee for such permit shall be \$26 \$27. Application for such permit
35 shall be made to the division of vehicles on such form as the director of
36 vehicles shall prescribe and shall be accompanied by the required fee,
37 except that such owner shall not be entitled to more than 10 such permits
38 in any calendar year. All such fees shall be deposited by the division as
39 provided by K.S.A. 8-146, and amendments thereto. The division shall
40 issue appropriate identification for such vehicle to authorize its operation
41 under provisions of this act and to specify the expiration time of such
42 permit. No truck or truck tractor shall be authorized to leave the territory
43 of this state under any such 72-hour permit, nor shall any permit issued

1 under authority of this act entitle any truck or truck tractor or the owner
 2 to reciprocity in any other state. Nothing in this act shall be construed to
 3 authorize the movement of any truck or truck tractor on the highways of
 4 this state in violation of any size, weight, safety or insurance requirement
 5 of the laws of this state applicable to such truck or truck tractor. Nothing
 6 in this act shall be construed to authorize the operation of any motor
 7 vehicle in violation of K.S.A. 66-1,111, and amendments thereto.

8 Sec. 7. ~~2.~~—On and after July 1, 2002, K.S.A. 8-143j is hereby amended
 9 to read as follows: 8-143j. (a) On and after January 1, 1991, any truck or
 10 truck tractor registered for a gross weight of more than 12,000 pounds
 11 which is engaged in farm custom harvesting operations may be registered
 12 in accordance with the schedule for such farm custom harvesting vehicles,
 13 but shall not be registered as a farm truck or farm truck tractor. The
 14 annual license fee for a farm custom harvesting truck or truck tractor shall
 15 be as follows:

16	For a gross weight of more than 12,000 lbs. and not more than	
17	16,000 lbs.....	\$60 \$62 [\$65]
18	For a gross weight of more than 16,000 lbs. and not more than	
19	20,000 lbs.....	100 103 102 [106]
20	For a gross weight of more than 20,000 lbs. and not more than	
21	24,000 lbs.....	130 134 132 [140]
22	For a gross weight of more than 24,000 lbs. and not more than	
23	26,000 lbs.....	175 190 177 [190]
24	For a gross weight of more than 26,000 lbs. and not more than	
25	30,000 lbs.....	175 190 177 [190]
26	For a gross weight of more than 30,000 lbs. and not more than	
27	36,000 lbs.....	210 216 215 [230]
28	For a gross weight of more than 36,000 lbs. and not more than	
29	42,000 lbs.....	240 247 245 [260]
30	For a gross weight of more than 42,000 lbs. and not more than	
31	48,000 lbs.....	310 320 315 [335]
32	For a gross weight of more than 48,000 lbs. and not more than	
33	54,000 lbs.....	410 422 415 [435]
34	For a gross weight of more than 54,000 lbs. and not more than	
35	60,000 lbs.....	470 494 480 [500]
36	For a gross weight of more than 60,000 lbs. and not more than	
37	66,000 lbs.....	570 597 580 [600]
38	For a gross weight of more than 66,000 lbs. and not more than	
39	74,000 lbs.....	750 773 760 [790]
40	For a gross weight of more than 74,000 lbs. and not more than	
41	80,000 lbs.....	880 906 890 [925]
42	For a gross weight of more than 80,000 lbs. and not more than	
43	85,500 lbs.....	1,000 1,030 1,010 [1,050]

1 —(b) A tab or marker shall be issued and displayed in connection with
 2 the regular license plate for a truck or truck tractor registered as a farm
 3 custom harvesting truck or truck tractor.

4 —(c) Trucks or truck tractors registered under this section shall be el-
 5 ible for apportioned registration under the provisions of K.S.A. 8-1,100
 6 *et seq.*, and amendments thereto.

7 —(d) As used in this section, “farm custom harvesting operations”
 8 means a person, firm, partnership, association or corporation engaged in
 9 farm custom harvesting operations if a truck or truck tractor is used to:

10 —(1) Transport farm machinery, supplies, or both, to or from a farm,
 11 for custom harvesting operations on a farm;

12 —(2) transport custom harvested crops only from a harvested field to
 13 initial storage or to initial market locations; or

14 —(3) transport agricultural products produced by such owner or com-
 15 modities purchased by such owner for use on the farm owned or rented
 16 by the owner of such vehicle.

17 [Sec. 2. On and after July 1, 2002, K.S.A. 8-143j is hereby
 18 amended to read as follows: 8-143j. (a) On and after January 1,
 19 1991, any truck or truck tractor registered for a gross weight of
 20 more than 12,000 pounds which is engaged in farm custom har-
 21 vesting operations may be registered in accordance with the sched-
 22 ule for such farm custom harvesting vehicles, but shall not be reg-
 23 istered as a farm truck or farm truck tractor. The annual license
 24 fee for a farm custom harvesting truck or truck tractor shall be as
 25 follows:

26 [For a gross weight of more than 12,000 lbs. and not more than	
27 16,000 lbs.	60 \$62
28 [For a gross weight of more than 16,000 lbs. and not more than	
29 20,000 lbs.	100 102
30 [For a gross weight of more than 20,000 lbs. and not more than	
31 24,000 lbs.	130 132
32 [For a gross weight of more than 24,000 lbs. and not more than	
33 26,000 lbs.	175 176
34 [For a gross weight of more than 26,000 lbs. and not more than	
35 30,000 lbs.	175 176
36 [For a gross weight of more than 30,000 lbs. and not more than	
37 36,000 lbs.	210 215
38 [For a gross weight of more than 36,000 lbs. and not more than	
39 42,000 lbs.	240 245
40 [For a gross weight of more than 42,000 lbs. and not more than	
41 48,000 lbs.	310 315
42 [For a gross weight of more than 48,000 lbs. and not more than	
43 54,000 lbs.	410 415

1	[For a gross weight of more than 54,000 lbs. and not more than	
2	60,000 lbs.	470 480
3	[For a gross weight of more than 60,000 lbs. and not more than	
4	66,000 lbs.	570 580
5	[For a gross weight of more than 66,000 lbs. and not more than	
6	74,000 lbs.	750 760
7	[For a gross weight of more than 74,000 lbs. and not more than	
8	80,000 lbs.	880 890
9	[For a gross weight of more than 80,000 lbs. and not more than	
10	85,500 lbs.	1,000 1,010

11 [(b) A tab or marker shall be issued and displayed in connection
 12 with the regular license plate for a truck or truck tractor reg-
 13 istered as a farm custom harvesting truck or truck tractor.

14 [(c) Trucks or truck tractors registered under this section shall
 15 be eligible for apportioned registration under the provisions of
 16 K.S.A. 8-1,100 *et seq.*, and amendments thereto.

17 [(d) As used in this section, “farm custom harvesting opera-
 18 tions” means a person, firm, partnership, association or corpora-
 19 tion engaged in farm custom harvesting operations if a truck or
 20 truck tractor is used to:

- 21 [(1) Transport farm machinery, supplies, or both, to or from a
 22 farm, for custom harvesting operations on a farm;
- 23 [(2) transport custom harvested crops only from a harvested
 24 field to initial storage or to initial market locations; or
- 25 [(3) transport agricultural products produced by such owner
 26 or commodities purchased by such owner for use on the farm
 27 owned or rented by the owner of such vehicle.]

28 Sec. 8.—On and after July 1, 2002, K.S.A. 8-143k is hereby amended
 29 to read as follows: 8-143k. (a) The owner of any truck or truck tractor
 30 which is duly registered and licensed in some other state and is engaged
 31 in farm custom harvesting operations and desiring to operate in intrastate
 32 commerce in this state for a temporary period only, may obtain a harvest
 33 permit, in lieu of the thirty-day license in K.S.A. 8-143b or 8-143h, and
 34 amendments thereto, authorizing the operation of such truck or truck
 35 tractor on the highways of this state for a period of not to exceed 60 days
 36 from the date of issuance of such permit. For a foreign-based truck or
 37 truck tractor, the fee for each permit shall be \$26 \$27 or 1/6 of the annual
 38 license fee for such vehicle, whichever sum is the larger. Where such fee
 39 is paid on a truck or truck tractor, no registration or fee shall be required
 40 for a trailer or semitrailer duly registered in this or another state and
 41 propelled by such truck or truck tractor. Application for such harvest
 42 permit shall be made to the division of vehicles of the department of
 43 revenue. The secretary of revenue may adopt rules and regulations to

1 implement the provisions of this section.

2 —(b) For the purpose of this section, “farm custom harvesting opera-
3 tions” means a person, firm, partnership, association or corporation en-
4 gaged in farm custom harvesting operations if the truck or truck tractor
5 is used to:

6 —(1) Transport farm machinery, supplies, or both, to or from a farm,
7 for custom harvesting operations on a farm;

8 —(2) transport custom harvested crops only from a harvested field to
9 initial storage or to initial market locations; or

10 —(3) transport agricultural products produced by such owner or com-
11 modities purchased by such owner for use on the farm owned or rented
12 by the owner of such vehicle.

13 —Sec. 9. On and after July 1, 2002, K.S.A. 8-172 is hereby amended
14 to read as follows: 8-172. (a) Except as provided in subsection (c), license
15 plates issued for antique vehicles shall be distinctive and shall contain the
16 words “Kansas” and “antique” and there shall be no year date thereon.
17 The numbering system shall consist of combinations of not more than
18 seven letters of the alphabet or numerals or a combination of such letters
19 and numerals. The combinations of such letters and numerals shall be at
20 the direction of the director of vehicles, except that any person owning
21 an antique vehicle, other than an antique motorcycle, may make appli-
22 cation for a special combination of letters and numerals not exceeding
23 seven. Antique motorcycle license plates shall be the same as other an-
24 tique vehicle license plates, except the numbering system shall consist of
25 not more than five letters of the alphabet or numerals or a combination
26 of letters and numerals. Such application shall be made in a manner
27 prescribed by the director of vehicles and shall be accompanied by a
28 special combination fee of \$40. Unless the combination of letters or nu-
29 merals designated by the applicant have been assigned to another antique
30 vehicle registered in this state, or unless the combination of letters or
31 numerals designated by the applicant have a profane, vulgar, lewd or
32 indecent meaning or connotation, as determined by the director, the di-
33 vision shall assign such combination of letters to the applicant’s vehicle.

34 —(b) In addition to the fees required under subsection (b) of K.S.A. 8-
35 167, and amendments thereto, and subsection (a) or (c) of this section,
36 the registration fee for any antique vehicle shall be \$40 ~~\$41~~ and once
37 paid shall not be required to be renewed.

38 —(c) On and after January 1, 2000, in lieu of the license plate issued
39 under subsection (a), a person who owns an antique vehicle who wants
40 to display a model year license plate on the vehicle shall make application
41 in a manner prescribed by the director of vehicles, including the execution
42 of an affidavit setting forth that the model year license plate the person
43 wants to display on the person’s antique vehicle is a legible and serviceable

1 license plate that originally was issued by this state. Such license plate
2 shall be inscribed with the date of the year corresponding to the model
3 year when the vehicle was manufactured. Duplicate numbers for any year
4 shall not be allowed for any model year license plate under the provisions
5 of this subsection. The model year license plate fee shall be \$40 ~~\$41~~.

6 —(d)—In addition to the license plates authorized under subsection (a)
7 or (c), a person who owns an antique vehicle may display a model year
8 license plate originally issued by the state of Kansas on the front of an
9 antique vehicle. Such license plate shall be inscribed with the date of the
10 year corresponding to the model year when the vehicle was manufac-
11 tured.

12 —Sec. 10.—On and after July 1, 2002, K.S.A. 8-195 is hereby amended
13 to read as follows: 8-195. (a) Any person who is the owner of a special
14 interest vehicle or street rod vehicle at the time of making application for
15 registration or transfer of title of the vehicle may upon application register
16 the same as a special interest vehicle or street rod vehicle upon payment
17 of an annual fee of \$26 ~~\$27~~ and be furnished each year upon the payment
18 of such fee license plates of a distinctive design in lieu of the usual license
19 plates which shall show in addition to the identification number, that the
20 vehicle is a special interest vehicle or that the vehicle is a special interest
21 vehicle and it meets the qualifications of a street rod, as the case may be,
22 owned by a Kansas collector. The registration shall be valid for one year
23 and may be renewed by payment of such annual fee. Special interest
24 vehicles including street rod vehicles may be used as are other vehicles
25 of the same type, except that special interest vehicles including street rod
26 vehicles may not transport passengers for hire, nor haul material weighing
27 more than 500 pounds.

28 —(b)—Each collector applying for special interest vehicle or street rod
29 vehicle license plates will be issued a collector's identification number
30 which will appear on each license plate. Second and all subsequent reg-
31 istrations under this section by the same collector will bear the same
32 collector's identification number followed by a suffix letter for vehicle
33 identification.

34 —(c)—A collector must own and have registered one or more vehicles
35 with regular license plates which are used for regular transportation.

36 —Sec. 11.—On and after July 1, 2002, K.S.A. 8-2406 is hereby amended
37 to read as follows: 8-2406. (a) The annual fee for the first dealer license
38 plate is \$275 ~~\$284~~, and the annual fee for additional dealer license plates
39 shall be an amount equal to the amount required to register a passenger
40 vehicle having a gross weight of less than 4,500 pounds, except that the
41 annual fee for dealer license plates used by trailer dealers on trailers
42 which they have purchased or own and are holding for resale shall be \$25
43 \$26 for each plate. To determine the number of dealer license plates the

1 dealer needs, the director may base the decision on the dealer's past sales,
2 inventory and any other pertinent factors as the director may determine.
3 After the end of the first year of licensure as a dealer, not more than one
4 dealer license plate shall be issued to any dealer who has not reported to
5 the division the sale of at least five motor vehicles in the preceding year.
6 There shall be no refund of fees for dealer license plates in the event of
7 suspension, revocation or voluntary cancellation of a license. The director
8 is hereby authorized to designate by identifying symbols on a dealer's
9 license plate the type of dealer's license that the person has been issued.
10 If a dealer has an established place of business in more than one county,
11 such dealer shall secure a separate and distinct dealer's license and dealer
12 license plates for each established place of business.

13 ~~—(b) New motor vehicle dealers and used motor vehicle dealers may~~
14 ~~authorize use of dealer license plates assigned to such motor vehicle deal-~~
15 ~~ers as follows:~~

16 ~~—(1) The licensed motor vehicle dealer and such dealer's spouse;~~

17 ~~—(2) the sales manager and all other sales personnel when such man-~~
18 ~~ager and sales personnel are properly licensed in Kansas, except that no~~
19 ~~dealer license plate shall be assigned to sales personnel who are working~~
20 ~~at the established place of business of the dealer less than 20 hours per~~
21 ~~week;~~

22 ~~—(3) any employee of such motor vehicle dealer when the use thereof~~
23 ~~is directly connected to a particular business transaction of such motor~~
24 ~~vehicle dealer;~~

25 ~~—(4) the customer when operating a motor vehicle in connection with~~
26 ~~negotiations to purchase such motor vehicle or during a demonstration~~
27 ~~of such motor vehicle;~~

28 ~~—(5) any school district and any accredited nonpublic school which has~~
29 ~~entered into an agreement with a dealer to use a motor vehicle as a driver~~
30 ~~training motor vehicle, as defined in K.S.A. 72-5015, and amendments~~
31 ~~thereto, in an approved driver training course.~~

32 ~~—(c) A wholesaler dealer may authorize the use of dealer license plates~~
33 ~~on vehicles purchased by the wholesaler for resale to a retail vehicle dealer~~
34 ~~as follows:~~

35 ~~—(1) To transport or operate a vehicle to or from a licensed retail or~~
36 ~~wholesale vehicle dealer for the purpose of buying, selling, or offering or~~
37 ~~attempting to negotiate a sale of the vehicle to a licensed vehicle dealer;~~

38 ~~—(2) to deliver a vehicle purchased from the wholesale vehicle dealer~~
39 ~~to a purchasing vehicle dealer.~~

40 ~~—(d) Salvage vehicle dealers may use dealer license plates only on ve-~~
41 ~~hicles which they have purchased for salvage, including dismantling, dis-~~
42 ~~assembling or recycling.~~

43 ~~—(e) Insurance companies may use dealer license plates only on vehi-~~

1 ~~cles purchased or acquired for salvage in the course of business of the~~
2 ~~insurance company.~~

3 ~~—(f) Lending agencies may use dealer license plates only on vehicles~~
4 ~~which they have repossessed or are holding for disposition due to repos-~~
5 ~~session.~~

6 ~~—(g) Trailer dealers may use dealer license plates only on trailers which~~
7 ~~they have purchased or own and are holding for resale.~~

8 ~~—(h) Brokers are not entitled to be assigned or to use any dealer license~~
9 ~~plates.~~

10 ~~—(i) Except as provided above, dealer license plates shall be used only~~
11 ~~in accordance with the provisions of K.S.A. 8-136, and amendments~~
12 ~~thereto. This subsection (i) does not apply to K.S.A. 8-2425, and amend-~~
13 ~~ments thereto, or full-privilege license plates issued thereunder.~~

14 ~~—Sec. 12. On and after July 1, 2002, K.S.A. 8-2400 is hereby amended~~
15 ~~to read as follows: 8-2400. (a) Any dealer may purchase from the division~~
16 ~~of vehicles thirty-day temporary registration permits, in multiples of five~~
17 ~~permits valid for 30 days at a cost of \$3 \$3.50 each. Such dealer shall have~~
18 ~~completed the application and permit as required by the division and mail~~
19 ~~a copy of such application to the division within 24 hours from the date~~
20 ~~of issuance. Such registration shall not extend the date when registration~~
21 ~~fees are due, but shall be valid registration for a period of 30 days from~~
22 ~~date of issuance. The dealer upon presentation of evidence of ownership~~
23 ~~in the applicant and evidence that the sales tax has been paid, if due, shall~~
24 ~~issue a sticker or paper registration as determined by the division. No~~
25 ~~dealer, or county treasurer, as authorized by K.S.A. 8-143, and amend-~~
26 ~~ments thereto, shall issue more than one thirty-day temporary registration~~
27 ~~permit to the purchaser of a vehicle.~~

28 ~~—(b) The division of vehicles may deny any dealer the authority to~~
29 ~~purchase thirty-day temporary permits if the vehicle dealer is delinquent~~
30 ~~in monthly sales reports to the division for two months or more or if the~~
31 ~~vehicle dealer is found to have issued more than one thirty-day permit to~~
32 ~~the purchaser of a vehicle.~~

33 ~~—(c) The temporary registration authorized by this section shall not~~
34 ~~entitle a truck, truck tractor or any combination of truck or truck tractor~~
35 ~~and any type of trailer or semitrailer to be operated under laden condi-~~
36 ~~tions, except that such temporary registration shall authorize any such~~
37 ~~vehicle or combination of vehicles to be operated under laden conditions~~
38 ~~for 48 hours after the time of issuance of the temporary permit.~~

39 ~~—Sec. 13. On and after July 1, 2002, K.S.A. 8-2425 is hereby amended~~
40 ~~to read as follows: 8-2425. (a) When a first dealer license plate has been~~
41 ~~issued under K.S.A. 8-2406, and amendments thereto, the secretary of~~
42 ~~revenue may issue full-privilege license plates to a licensed manufacturer~~
43 ~~of or licensed dealer in vehicles. In no calendar year shall the secretary~~

1 issue in excess of 10 such license plates to any licensed manufacturer or
2 dealer.

3 —(b)—The annual fee for each full-privilege license plate shall be \$350
4 \$361.

5 —(c)—The secretary shall, upon application provided by the secretary
6 and payment of the fee required in subsection (b), issue to the applicant
7 appropriate passenger car or truck license plates. Each license plate so
8 issued shall be a full-privilege license plate which shall expire on the
9 January 31 next following its issuance.

10 —(d)—Subject to subsection (c), a full-privilege license plate may be used
11 in lieu of regular vehicle registration and license plate. A full-privilege
12 license plate may be transferred from one vehicle to another owned or
13 in inventory of such manufacturer or dealer and may be assigned for use
14 by any person, at the discretion of the manufacturer or dealer to whom
15 it is issued. The person to whom a full-privilege license plate is assigned
16 for use shall be only a person who is: (1) A member of the immediate
17 family of the licensed manufacturer of or licensed dealer in vehicles; (2)
18 a corporate officer of the licensed manufacturer of or licensed dealer in
19 vehicles; or (3) an employee of the licensed manufacturer of or licensed
20 dealer in vehicles.

21 —(e)—A full-privilege license plate shall not be used on a lease or rental
22 vehicle. A full-privilege license plate shall not permit any vehicle to be
23 operated or moved upon a highway to haul commodities weighing in
24 excess of two tons. A full-privilege license plate shall not be used on a
25 wrecker or tow truck when providing wrecker or towing service as defined
26 by K.S.A. 66-1329, and amendments thereto.

27 —(f)—Fees received under this section shall be divided equally between
28 the county treasurer in which the licensed manufacturer or dealer has its
29 established place of business and the secretary of revenue. Amounts al-
30 lotted to the secretary of revenue shall be remitted to the state treasurer
31 in accordance with the provisions of K.S.A. 75-4215, and amendments
32 thereto. Upon receipt of each such remittance, the state treasurer shall
33 deposit the entire amount in the state treasury to the credit of the vehicle
34 dealers and manufacturers fee fund which fund is hereby created in the
35 state treasury. Expenditures from the vehicle dealers and manufacturers
36 fee fund shall be made on vouchers approved by the secretary of revenue,
37 or a person designated by the secretary, for enforcement of the vehicle
38 dealers and manufacturers licensing act in accordance with appropriations
39 therefor. Amounts allotted to the county treasurers shall be credited to
40 the county treasurers' vehicle licensing fee fund which fund is hereby
41 created in the state treasury. Amounts due each county treasurer shall be
42 paid quarterly from such fund upon vouchers approved by the secretary
43 of revenue or a person designated by the secretary. Amounts received by

1 ~~each county treasurer shall be deposited, appropriated and used as pro-~~
2 ~~vided by K.S.A. 8-145, and amendments thereto.~~

3 ~~—(g) The provisions of K.S.A. 8-136 and 8-2406, and amendments~~
4 ~~thereto, shall not apply to full privilege license plates or the use thereof.~~

5 ~~—(h) This section shall take effect and be in force from and after Jan-~~
6 ~~uary 1, 1986.~~

7 **Sec. 14.3.** On and after June 1, 2002, K.S.A. 2001 Supp. 79-3492b
8 is hereby amended to read as follows: 79-3492b. Alternatively to the
9 methods otherwise set forth in this act, special LP-gas permit users op-
10 erating motor vehicles on the public highways of this state may upon
11 application to the director on forms prescribed by the director elect to
12 pay taxes in advance on LP-gas for each and every motor vehicle owned
13 or operated by them and propelled in whole or in part with LP-gas during
14 the calendar year and thereafter to purchase LP-gas tax free in lieu of
15 securing a bonded user's permit and filing monthly reports and tax pay-
16 ments and keeping the records otherwise provided for in this act. The
17 amount of such tax for each motor vehicle shall, except as otherwise pro-
18 vided, be based upon the gross weight of the motor vehicle and the num-
19 ber of miles it was operated on the public highways of this state during
20 the previous year pursuant to the following schedules:

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1 In the event any additional motor vehicles equipped to use LP-gas as a
 2 fuel are placed in operation by a special LP-gas permit user after the first
 3 month of any calendar year, a tax shall become due and payable to this
 4 state and is hereby imposed at the tax rate prescribed herein prorated on
 5 the basis of the weight and mileage for the months operated in the cal-
 6 endar year. The director shall issue special permit decals for each motor
 7 vehicle on which taxes have been paid in advance as provided herein,
 8 which shall be affixed on each such vehicle in the manner prescribed by
 9 the director.

10 ~~Sec. 15. 4.~~ On and after June 1, 2002, K.S.A. 2001 Supp. 79-34,118
 11 is hereby amended to read as follows: 79-34,118. Upon application to the
 12 director of taxation and payment of the fee prescribed under this section
 13 any interstate motor fuel user may obtain a trip permit which will au-
 14 thorize one commercial motor vehicle to be operated within this state
 15 without compliance with the other provisions of the interstate motor fuel
 16 use act and in lieu of the tax imposed by K.S.A. 79-34,109 and amend-
 17 ments thereto. The fee for each trip permit issued under this section shall
 18 be ~~\$11 until July 1, 2001, and \$11.50 until July 1, 2003~~ **[\$12 until**
 19 **June 1, 2003, and \$12.50 until June 1, 2004]**, and ~~\$12~~ **\$13** until July
 20 1, 2020, and \$10 thereafter. The secretary of revenue shall adopt rules
 21 and regulations specifying the conditions under which trip permits will
 22 be issued and providing for the issuance thereof. The secretary may des-
 23 ignate agents or contract with private individuals, firms or corporations
 24 to issue such trip permits so that such permits will be obtainable at con-
 25 venient locations.

26 ~~Sec. 16. 5.~~ On and after June 1, 2002, K.S.A. 2001 Supp. 79-34,141
 27 is hereby amended to read as follows: 79-34,141. ~~(a) On and after July 1,~~
 28 ~~1999, until July 1, 2001, the tax imposed under this act shall be not less~~
 29 ~~than:~~

- 30 ~~— (1) On motor-vehicle fuels, \$.20 per gallon, or fraction thereof;~~
- 31 ~~— (2) on special fuels, \$.22 per gallon, or fraction thereof; and~~
- 32 ~~— (3) on LP-gas, \$.19 per gallon, or fraction thereof.~~

33 **[(a) On and after June 1, 2002, until June 1, 2003, the tax im-**
 34 **posed under this act shall be not less than:**

35 **[(1) On motor-vehicle fuels, \$.22 per gallon, or fraction**
 36 **thereof;**

37 **[(2) on special fuels, \$.24 per gallon, or fraction thereof; and**

38 **[(3) on LP-gas, \$.21 per gallon, or fraction thereof.]**

39 ~~(b) (a)~~ **[(b)]** On and after ~~July 1, 2001~~ **June 1, 2002, until July 1, 2003**
 40 **[2003, until June 1, 2004]**, the tax imposed under this act shall be not
 41 less than:

- 42 (1) On motor-vehicle fuels, ~~\$.21~~ **\$.23** per gallon, or fraction thereof;
- 43 (2) on special fuels, ~~\$.23~~ **\$.25** per gallon, or fraction thereof; and

1 (3) on LP-gas, ~~\$.20~~ \$.22 per gallon, or fraction thereof.
 2 ~~(c) (b)~~ [(c)] On and after ~~July 1, 2003~~ **[June 1, 2004]**, until July 1,
 3 2020, the tax imposed under this act shall be not less than:

4 (1) On motor-vehicle fuels, ~~\$.22~~ \$.24 per gallon, or fraction thereof;
 5 (2) on special fuels, ~~\$.24~~ \$.26 per gallon, or fraction thereof; and
 6 (3) on LP-gas, ~~\$.21~~ \$.23 per gallon, or fraction thereof.

7 ~~(d) (e)~~ [(d)] On and after July 1, 2020, the tax rates imposed under
 8 this act shall be not less than:

9 (1) On motor-vehicle fuels, \$.18 per gallon, or fraction thereof;
 10 (2) on special fuels, \$.20 per gallon, or fraction thereof; and
 11 (3) on LP-gas, \$.17 per gallon, or fraction thereof.

12 Sec. ~~17. 6.~~ On and after June 1, 2002, K.S.A. 2001 Supp. 79-34,142
 13 is hereby amended to read as follows: 79-34,142. ~~(a) On and after July 1,~~
 14 ~~1999, until July 1, 2001, the state treasurer shall credit amounts received~~
 15 ~~pursuant to K.S.A. 79-3408, 79-3408c, 79-3491a, 79-3492 and 79-34,118~~
 16 ~~and amendments thereto as follows: To the state highway fund 59.55%~~
 17 ~~and to the special city and county highway fund 40.45%.~~

18 ~~(b) (a)~~ (a) On and after ~~July 1, 2001~~ *June 1, 2002*, until ~~July~~ **[June]** 1,
 19 2003, the state treasurer shall credit amounts received pursuant to K.S.A.
 20 79-3408, 79-3408c, 79-3491a, 79-3492 and 79-34,118 and amendments
 21 thereto as follows: To the state highway fund ~~61.55%~~ ~~64.96%~~ **[63.3%]**
 22 and to the special city and county highway fund ~~38.45%~~ ~~35.14%~~ **[36.7%]**.

23 **[(b) On and after June 1, 2003, until June 1, 2004, the state**
 24 **treasurer shall credit amounts received pursuant to K.S.A. 79-**
 25 **3408, 79-3408c, 79-3491a, 79-3492 and 79-34,118 and amend-**
 26 **ments thereto, as follows: To the state highway fund 65.1% and to**
 27 **the special city and county highway fund 34.9%.]**

28 ~~(c) (b)~~ [(c)] On and after ~~July 1, 2003~~ **[June 1, 2004]**, until July 1,
 29 2020, the state treasurer shall credit amounts received pursuant to K.S.A.
 30 79-3408, 79-3408c, 79-3491a, 79-3492 and 79-34,118 and amendments
 31 thereto as follows: To the state highway fund ~~63.35%~~ ~~66.37%~~ **[66.35%]**
 32 and to the special city and county highway fund ~~36.65%~~ ~~33.63%~~
 33 **[33.65%]**.

34 ~~(d) (e)~~ [(d)] On and after July 1, 2020, the state treasurer shall credit
 35 amounts received pursuant to K.S.A. 79-3408, 79-3408c, 79-3491a, 79-
 36 3492 and 79-34,118 and amendments thereto as follows: To the state
 37 highway fund 55.3% and to the special city and county highway fund
 38 44.7%.

39 Sec. ~~18. 7.~~ On and after June 1, 2002, K.S.A. 2001 Supp. 79-34,147
 40 is hereby amended to read as follows: 79-34,147. (a) ~~(1) On July 1, 1999,~~
 41 ~~and quarterly thereafter the secretary of revenue shall certify to the di-~~
 42 ~~rector of accounts and reports the amount equal to 7.628% of the total~~
 43 ~~revenues received by the secretary from the taxes imposed under the~~

1 ~~Kansas retailers' sales tax act and deposited in the state treasury and~~
2 ~~credited to the state general fund during the preceding three calendar~~
3 ~~months.~~

4 ~~—(2) On July 1, 2001, and quarterly thereafter, the secretary of revenue~~
5 ~~shall certify to the director of accounts and reports the amount equal to~~
6 ~~9.5% of the total revenues received by the secretary from the taxes im-~~
7 ~~posed under the Kansas retailers' sales tax act and deposited in the state~~
8 ~~treasury and credited to the state general fund during the preceding three~~
9 ~~calendar months.~~

10 ~~—(3) On July 1, 2002, and quarterly thereafter, the secretary of revenue~~
11 ~~shall certify to the director of accounts and reports the amount equal to~~
12 ~~11% of the total revenues received by the secretary from the taxes im-~~
13 ~~posed under the Kansas retailers' sales tax act and deposited in the state~~
14 ~~treasury and credited to the state general fund during the preceding three~~
15 ~~calendar months.~~

16 ~~—(4) On July 1, 2003, and quarterly thereafter, the secretary of revenue~~
17 ~~shall certify to the director of accounts and reports the amount equal to~~
18 ~~11.25% of the total revenues received by the secretary from the taxes~~
19 ~~imposed under the Kansas retailers' sales tax act and deposited in the~~
20 ~~state treasury and credited to the state general fund during the preceding~~
21 ~~three calendar months.~~

22 ~~—(5) On July 1, 2004 2003, and quarterly thereafter, the secretary of~~
23 ~~revenue shall certify to the director of accounts and reports the amount~~
24 ~~equal to ~~12%~~ 14% of the total revenues *from the sale of new and used*~~
25 ~~*motor vehicles* received by the secretary from the taxes imposed under~~
26 ~~the Kansas retailers' sales tax act and deposited in the state treasury and~~
27 ~~credited to the state general fund during the preceding three calendar~~
28 ~~months.~~

29 (b) Upon receipt of each certification under subsection (a), the di-
30 rector of accounts and reports shall transfer from the state general fund
31 to the state highway fund an amount equal to the amount so certified, on
32 each July 1, October 1, January 1 and April 1, except that ~~the amount of~~
33 ~~the transfer on each such date during state fiscal year 2002 shall not~~
34 ~~exceed \$30,277,162. All transfers made pursuant to this section are sub-~~
35 ~~ject to reduction under K.S.A. 75-6704, and amendments thereto *no*~~
36 ~~*transfer shall be made pursuant to this section during state fiscal year*~~
37 ~~*2003.*~~

38 (c) All transfers made in accordance with the provisions of this section
39 shall be considered to be ~~demand~~ *revenue* transfers from the state general
40 fund.

41 ~~Sec. 19. 8.~~ On and after ~~June 1, 2002~~ **[January 1, 2003]**, K.S.A.
42 2001 Supp. 79-3603 is hereby amended to read as follows: 79-3603. For
43 the privilege of engaging in the business of selling tangible personal prop-

1 erty at retail in this state or rendering or furnishing any of the services
2 taxable under this act, there is hereby levied and there shall be collected
3 and paid a tax at the rate of ~~4.9%~~ 5.15% and, within a redevelopment
4 district established pursuant to K.S.A. 74-8921, and amendments thereto,
5 there is hereby levied and there shall be collected and paid an additional
6 tax at the rate of 2% until the earlier of the date the bonds issued to
7 finance or refinance the redevelopment project have been paid in full or
8 the final scheduled maturity of the first series of bonds issued to finance
9 any part of the project upon:

10 (a) The gross receipts received from the sale of tangible personal
11 property at retail within this state;

12 (b) (1) the gross receipts from intrastate telephone or telegraph serv-
13 ices; (2) the gross receipts received from the sale of interstate telephone
14 or telegraph services, which (A) originate within this state and terminate
15 outside the state and are billed to a customer's telephone number or
16 account in this state; or (B) originate outside this state and terminate
17 within this state and are billed to a customer's telephone number or ac-
18 count in this state except that the sale of interstate telephone or telegraph
19 service does not include: (A) Any interstate incoming or outgoing wide
20 area telephone service or wide area transmission type service which en-
21 titles the subscriber to make or receive an unlimited number of com-
22 munications to or from persons having telephone service in a specified
23 area which is outside the state in which the station provided this service
24 is located; (B) any interstate private communications service to the per-
25 sons contracting for the receipt of that service that entitles the purchaser
26 to exclusive or priority use of a communications channel or group of
27 channels between exchanges; (C) any value-added nonvoice service in
28 which computer processing applications are used to act on the form, con-
29 tent, code or protocol of the information to be transmitted; (D) any tel-
30 ecommunication service to a provider of telecommunication services
31 which will be used to render telecommunications services, including car-
32 rier access services; or (E) any service or transaction defined in this sec-
33 tion among entities classified as members of an affiliated group as pro-
34 vided by section 1504 of the federal internal revenue code of 1986, as in
35 effect on January 1, 2001. For the purposes of this subsection the term
36 gross receipts does not include purchases of telephone, telegraph or tel-
37 ecommunications using a prepaid telephone calling card or prepaid au-
38 thorization number. As used in this subsection, a prepaid telephone call-
39 ing card or prepaid authorization number means the right to exclusively
40 make telephone calls, paid for in advance, with the prepaid value meas-
41 ured in minutes or other time units, that enables the origination of calls
42 using an access number or authorization code or both, whether manually
43 or electronically dialed; and (3) the gross receipts from the provision of

1 services taxable under this subsection which are billed on a combined
2 basis with nontaxable services, shall be accounted for and the tax remitted
3 as follows: The taxable portion of the selling price of those combined
4 services shall include only those charges for taxable services if the selling
5 price for the taxable services can be readily distinguishable in the retailer's
6 books and records from the selling price for the nontaxable services. Oth-
7 erwise, the gross receipts from the sale of both taxable and nontaxable
8 services billed on a combined basis shall be deemed attributable to the
9 taxable services included therein. Within 90 days of billing taxable services
10 on a combined basis with nontaxable services, the retailer shall enter into
11 a written agreement with the secretary identifying the methodology to be
12 used in determining the taxable portion of the selling price of those com-
13 bined services. The burden of proving that any receipt or charge is not
14 taxable shall be upon the retailer. Upon request from the customer, the
15 retailer shall disclose to the customer the selling price for the taxable
16 services included in the selling price for the taxable and nontaxable serv-
17 ices billed on a combined basis;

18 (c) the gross receipts from the sale or furnishing of gas, water, elec-
19 tricity and heat, which sale is not otherwise exempt from taxation under
20 the provisions of this act, and whether furnished by municipally or pri-
21 vately owned utilities but such tax shall not be levied and collected upon
22 the gross receipts from: (1) The sale of a rural water district benefit unit;
23 (2) a water system impact fee, system enhancement fee or similar fee
24 collected by a water supplier as a condition for establishing service; or (3)
25 connection or reconnection fees collected by a water supplier;

26 (d) the gross receipts from the sale of meals or drinks furnished at
27 any private club, drinking establishment, catered event, restaurant, eating
28 house, dining car, hotel, drugstore or other place where meals or drinks
29 are regularly sold to the public;

30 (e) the gross receipts from the sale of admissions to any place pro-
31 viding amusement, entertainment or recreation services including admis-
32 sions to state, county, district and local fairs, but such tax shall not be
33 levied and collected upon the gross receipts received from sales of ad-
34 missions to any cultural and historical event which occurs triennially;

35 (f) the gross receipts from the operation of any coin-operated device
36 dispensing or providing tangible personal property, amusement or other
37 services except laundry services, whether automatic or manually operated;

38 (g) the gross receipts from the service of renting of rooms by hotels,
39 as defined by K.S.A. 36-501 and amendments thereto, or by accommo-
40 dation brokers, as defined by K.S.A. 12-1692, and amendments thereto;

41 (h) the gross receipts from the service of renting or leasing of tangible
42 personal property except such tax shall not apply to the renting or leasing
43 of machinery, equipment or other personal property owned by a city and

1 purchased from the proceeds of industrial revenue bonds issued prior to
2 July 1, 1973, in accordance with the provisions of K.S.A. 12-1740 through
3 12-1749, and amendments thereto, and any city or lessee renting or leas-
4 ing such machinery, equipment or other personal property purchased
5 with the proceeds of such bonds who shall have paid a tax under the
6 provisions of this section upon sales made prior to July 1, 1973, shall be
7 entitled to a refund from the sales tax refund fund of all taxes paid
8 thereon;

9 (i) the gross receipts from the rendering of dry cleaning, pressing,
10 dyeing and laundry services except laundry services rendered through a
11 coin-operated device whether automatic or manually operated;

12 (j) the gross receipts from the rendering of the services of washing
13 and washing and waxing of vehicles;

14 (k) the gross receipts from cable, community antennae and other sub-
15 scriber radio and television services;

16 (l) (1) except as otherwise provided by paragraph (2), the gross re-
17 cepts received from the sales of tangible personal property to all con-
18 tractors, subcontractors or repairmen for use by them in erecting struc-
19 tures, or building on, or otherwise improving, altering, or repairing real
20 or personal property.

21 (2) Any such contractor, subcontractor or repairman who maintains
22 an inventory of such property both for sale at retail and for use by them
23 for the purposes described by paragraph (1) shall be deemed a retailer
24 with respect to purchases for and sales from such inventory, except that
25 the gross receipts received from any such sale, other than a sale at retail,
26 shall be equal to the total purchase price paid for such property and the
27 tax imposed thereon shall be paid by the deemed retailer;

28 (m) the gross receipts received from fees and charges by public and
29 private clubs, drinking establishments, organizations and businesses for
30 participation in sports, games and other recreational activities, but such
31 tax shall not be levied and collected upon the gross receipts received from:
32 (1) Fees and charges by any political subdivision, by any organization
33 exempt from property taxation pursuant to paragraph *Ninth* of K.S.A. 79-
34 201, and amendments thereto, or by any youth recreation organization
35 exclusively providing services to persons 18 years of age or younger which
36 is exempt from federal income taxation pursuant to section 501(c)(3) of
37 the federal internal revenue code of 1986, for participation in sports,
38 games and other recreational activities; and (2) entry fees and charges for
39 participation in a special event or tournament sanctioned by a national
40 sporting association to which spectators are charged an admission which
41 is taxable pursuant to subsection (e);

42 (n) the gross receipts received from dues charged by public and pri-
43 vate clubs, drinking establishments, organizations and businesses, pay-

1 ment of which entitles a member to the use of facilities for recreation or
2 entertainment, but such tax shall not be levied and collected upon the
3 gross receipts received from: (1) Dues charged by any organization ex-
4 empt from property taxation pursuant to paragraphs *Eighth* and *Ninth* of
5 K.S.A. 79-201, and amendments thereto; and (2) sales of memberships
6 in a nonprofit organization which is exempt from federal income taxation
7 pursuant to section 501 (c)(3) of the federal internal revenue code of
8 1986, and whose purpose is to support the operation of a nonprofit zoo;

9 (o) the gross receipts received from the isolated or occasional sale of
10 motor vehicles or trailers but not including: (1) The transfer of motor
11 vehicles or trailers by a person to a corporation or limited liability com-
12 pany solely in exchange for stock securities or membership interest in
13 such corporation or limited liability company; or (2) the transfer of motor
14 vehicles or trailers by one corporation or limited liability company to
15 another when all of the assets of such corporation or limited liability
16 company are transferred to such other corporation or limited liability
17 company; or (3) the sale of motor vehicles or trailers which are subject
18 to taxation pursuant to the provisions of K.S.A. 79-5101 *et seq.*, and
19 amendments thereto, by an immediate family member to another im-
20 mediate family member. For the purposes of clause (3), immediate family
21 member means lineal ascendants or descendants, and their spouses. In
22 determining the base for computing the tax on such isolated or occasional
23 sale, the fair market value of any motor vehicle or trailer traded in by the
24 purchaser to the seller may be deducted from the selling price;

25 (p) the gross receipts received for the service of installing or applying
26 tangible personal property which when installed or applied is not being
27 held for sale in the regular course of business, and whether or not such
28 tangible personal property when installed or applied remains tangible
29 personal property or becomes a part of real estate, except that no tax shall
30 be imposed upon the service of installing or applying tangible personal
31 property in connection with the original construction of a building or
32 facility, the original construction, reconstruction, restoration, remodeling,
33 renovation, repair or replacement of a residence or the construction, re-
34 construction, restoration, replacement or repair of a bridge or highway.

35 For the purposes of this subsection:

36 (1) “Original construction” shall mean the first or initial construction
37 of a new building or facility. The term “original construction” shall include
38 the addition of an entire room or floor to any existing building or facility,
39 the completion of any unfinished portion of any existing building or fa-
40 cility and the restoration, reconstruction or replacement of a building or
41 facility damaged or destroyed by fire, flood, tornado, lightning, explosion
42 or earthquake, but such term, except with regard to a residence, shall not
43 include replacement, remodeling, restoration, renovation or reconstruc-

1 tion under any other circumstances;

2 (2) “building” shall mean only those enclosures within which individ-
3 uals customarily are employed, or which are customarily used to house
4 machinery, equipment or other property, and including the land improve-
5 ments immediately surrounding such building;

6 (3) “facility” shall mean a mill, plant, refinery, oil or gas well, water
7 well, feedlot or any conveyance, transmission or distribution line of any
8 cooperative, nonprofit, membership corporation organized under or sub-
9 ject to the provisions of K.S.A. 17-4601 et seq., and amendments thereto,
10 or of any municipal or quasi-municipal corporation, including the land
11 improvements immediately surrounding such facility; and

12 (4) “residence” shall mean only those enclosures within which indi-
13 viduals customarily live;

14 (q) the gross receipts received for the service of repairing, servicing,
15 altering or maintaining tangible personal property, except computer soft-
16 ware described in subsection (s), which when such services are rendered
17 is not being held for sale in the regular course of business, and whether
18 or not any tangible personal property is transferred in connection there-
19 with. The tax imposed by this subsection shall be applicable to the services
20 of repairing, servicing, altering or maintaining an item of tangible personal
21 property which has been and is fastened to, connected with or built into
22 real property;

23 (r) the gross receipts from fees or charges made under service or
24 maintenance agreement contracts for services, charges for the providing
25 of which are taxable under the provisions of subsection (p) or (q);

26 (s) the gross receipts received from the sale of computer software,
27 and the sale of the services of modifying, altering, updating or maintaining
28 computer software. As used in this subsection, “computer software”
29 means information and directions loaded into a computer which dictate
30 different functions to be performed by the computer. Computer software
31 includes any canned or prewritten program which is held or existing for
32 general or repeated sale, even if the program was originally developed
33 for a single end user as custom computer software. The sale of computer
34 software or services does not include: (1) The initial sale of any custom
35 computer program which is originally developed for the exclusive use of
36 a single end user; or (2) those services rendered in the modification of
37 computer software when the modification is developed exclusively for a
38 single end user only to the extent of the modification and only to the
39 extent that the actual amount charged for the modification is separately
40 stated on invoices, statements and other billing documents provided to
41 the end user. The services of modification, alteration, updating and main-
42 tenance of computer software shall only include the modification, alter-
43 ation, updating and maintenance of computer software taxable under this

1 subsection whether or not the services are actually provided;

2 (t) the gross receipts received for telephone answering services, in-
3 cluding mobile phone services, beeper services and other similar services;

4 (u) the gross receipts received from the sale of prepaid telephone
5 calling cards or prepaid authorization numbers and the recharge of such
6 cards or numbers. A prepaid telephone calling card or prepaid authori-
7 zation number means the right to exclusively make telephone calls, paid
8 for in advance, with the prepaid value measured in minutes or other time
9 units, that enables the origination of calls using an access number or
10 authorization code or both, whether manually or electronically dialed. If
11 the sale or recharge of such card or number does not take place at the
12 vendor's place of business, it shall be conclusively determined to take
13 place at the customer's shipping address; if there is no item shipped then
14 it shall be the customer's billing address; and

15 (v) the gross receipts received from the sales of bingo cards, bingo
16 faces and instant bingo tickets by licensees under K.S.A. 79-4701, *et seq.*,
17 and amendments thereto, shall be taxed at a rate of: (1) 4.9% on July 1,
18 2000, and before July 1, 2001; and (2) 2.5% on July 1, 2001, and before
19 July 1, 2002. From and after July 1, 2002, all sales of bingo cards, bingo
20 faces and instant bingo tickets by licensees under K.S.A. 79-4701 *et seq.*,
21 and amendments thereto, shall be exempt from taxes imposed pursuant
22 to this section.

23 ~~Sec. 20. 9.~~ On and after ~~June 1, 2002~~ **[January 1, 2003]**, K.S.A.
24 2001 Supp. 79-3620 is hereby amended to read as follows: 79-3620. (a)
25 All revenue collected or received by the director of taxation from the
26 taxes imposed by this act shall be remitted to the state treasurer in ac-
27 cordance with the provisions of K.S.A. 75-4215, and amendments thereto.
28 Upon receipt of each such remittance, the state treasurer shall deposit
29 the entire amount in the state treasury, less amounts withheld as provided
30 in subsection (b) and amounts credited as provided in subsection (c) and
31 (d), to the credit of the state general fund.

32 (b) A refund fund, designated as "sales tax refund fund" not to exceed
33 \$100,000 shall be set apart and maintained by the director from sales tax
34 collections and estimated tax collections and held by the state treasurer
35 for prompt payment of all sales tax refunds including refunds authorized
36 under the provisions of K.S.A. 79-3635, and amendments thereto. Such
37 fund shall be in such amount, within the limit set by this section, as the
38 director shall determine is necessary to meet current refunding require-
39 ments under this act. In the event such fund as established by this section
40 is, at any time, insufficient to provide for the payment of refunds due
41 claimants thereof, the director shall certify the amount of additional funds
42 required to the director of accounts and reports who shall promptly trans-
43 fer the required amount from the state general fund to the sales tax refund

1 fund, and notify the state treasurer, who shall make proper entry in the
2 records.

3 (c) (1) The state treasurer shall credit $\frac{5}{98}$ of the revenue collected
4 or received from the tax imposed by K.S.A. 79-3603, and amendments
5 thereto, at the rate of 4.9%, and deposited as provided in subsection (a),
6 exclusive of amounts credited pursuant to subsection (d), in the state
7 highway fund.

8 (2) *The state treasurer shall credit $\frac{10}{103}$ of the revenue collected or*
9 *received from the tax imposed by K.S.A. 79-3603, and amendments*
10 *thereto, at the rate of 5.15%, and deposited as provided by subsection (a),*
11 *exclusive of amounts credited pursuant to subsection (d), in the state high-*
12 *way fund.*

13 (d) The state treasurer shall credit all revenue collected or received
14 from the tax imposed by K.S.A. 79-3603, and amendments thereto, as
15 certified by the director, from taxpayers doing business within that por-
16 tion of a redevelopment district occupied by a redevelopment project that
17 was determined by the secretary of commerce and housing to be of state-
18 wide as well as local importance or will create a major tourism area for
19 the state as defined in K.S.A. 12-1770a, and amendments thereto, to the
20 city bond finance fund, which fund is hereby created. The provisions of
21 this subsection shall expire when the total of all amounts credited here-
22 under and under subsection (d) of K.S.A. 79-3710, and amendments
23 thereto, is sufficient to retire the special obligation bonds issued for the
24 purpose of financing all or a portion of the costs of such redevelopment
25 project.

26 ~~Sec. 21. 10.~~ On and after ~~June 1, 2002~~ **[January 1, 2003]**, K.S.A.
27 2001 Supp. 79-3703 is hereby amended to read as follows: 79-3703. There
28 is hereby levied and there shall be collected from every person in this
29 state a tax or excise for the privilege of using, storing, or consuming within
30 this state any article of tangible personal property. Such tax shall be levied
31 and collected in an amount equal to the consideration paid by the taxpayer
32 multiplied by the rate of ~~4.9%~~ 5.15%. Within a redevelopment district
33 established pursuant to K.S.A. 2001 Supp. 74-8921, and amendments
34 thereto, there is hereby levied and there shall be collected and paid an
35 additional tax of 2% until the earlier of: (1) The date the bonds issued to
36 finance or refinance the redevelopment project undertaken in the district
37 have been paid in full; or (2) the final scheduled maturity of the first
38 series of bonds issued to finance the redevelopment project. All property
39 purchased or leased within or without this state and subsequently used,
40 stored or consumed in this state shall be subject to the compensating tax
41 if the same property or transaction would have been subject to the Kansas
42 retailers' sales tax had the transaction been wholly within this state.

43 ~~Sec. 22. 11.~~ On and after ~~June 1, 2002~~ **[January 1, 2003]**, K.S.A.

1 2001 Supp. 79-3710 is hereby amended to read as follows: 79-3710. (a)
2 All revenue collected or received by the director under the provisions of
3 this act shall be remitted to the state treasurer in accordance with the
4 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
5 each such remittance, the state treasurer shall deposit the entire amount
6 in the state treasury, less amounts set apart as provided in subsection (b)
7 and amounts credited as provided in subsection (c) and (d), to the credit
8 of the state general fund.

9 (b) A revolving fund, designated as “compensating tax refund fund”
10 not to exceed \$10,000 shall be set apart and maintained by the director
11 from compensating tax collections and estimated tax collections and held
12 by the state treasurer for prompt payment of all compensating tax refunds.
13 Such fund shall be in such amount, within the limit set by this section,
14 as the director shall determine is necessary to meet current refunding
15 requirements under this act.

16 (c) (1) The state treasurer shall credit $\frac{5}{98}$ of the revenue collected
17 or received from the tax imposed by K.S.A. 79-3703, and amendments
18 thereto, at the rate of 4.9%, and deposited as provided in subsection (a),
19 exclusive of amounts credited pursuant to subsection (d), in the state
20 highway fund.

21 (2) *The state treasurer shall credit $\frac{10}{103}$ of the revenue collected or*
22 *received from the tax imposed by K.S.A. 79-3703, and amendments*
23 *thereto, at the rate of 5.15%, and deposited as provided in subsection (a),*
24 *exclusive of amounts credited pursuant to subsection (d), in the state high-*
25 *way fund.*

26 (d) The state treasurer shall credit all revenue collected or received
27 from the tax imposed by K.S.A. 79-3703, and amendments thereto, as
28 certified by the director, from taxpayers doing business within that por-
29 tion of a redevelopment district occupied by a redevelopment project that
30 was determined by the secretary of commerce and housing to be of state-
31 wide as well as local importance or will create a major tourism area for
32 the state as defined in K.S.A. 12-1770a, and amendments thereto, to the
33 city bond finance fund created by subsection (d) of K.S.A. 79-3620, and
34 amendments thereto. The provisions of this subsection shall expire when
35 the total of all amounts credited hereunder and under subsection (d) of
36 K.S.A. 79-3620, and amendments thereto, is sufficient to retire the special
37 obligation bonds issued for the purpose of financing all or a portion of
38 the costs of such redevelopment project.

39 ~~Sec. 23. 12.~~ On and after June 1, 2002, K.S.A. 2001 Supp. 79-3492b,
40 79-34,118, 79-34,141, 79-34,142, ~~79-34,147, 79-3603, 79-3603b, 79-3620,~~
41 ~~79-3703 and 79-3710 [and 79-34,147]~~ are hereby repealed.

42 ~~Sec. 24. 13.~~ On and after July 1, 2002, K.S.A. 8-143, ~~8-143b, 8-143c,~~
43 ~~8-143g, 8-143h, 8-143i, 8-143j, 8-143k, 8-172, 8-195, 8-2406, 8-2409 and~~

1 ~~8-2425~~ and 8-143j are hereby repealed.

2 [Sec. 14. On and after January 1, 2003, K.S.A. 2001 Supp. 79-
3 3603, 79-3603b, 79-3620, 79-3703 and 79-3710 are hereby re-
4 pealed.]

5 Sec. ~~25. 14.~~ [15.] This act shall take effect and be in force from and
6 after its publication in the Kansas register.

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