

HOUSE BILL No. 2035

By Representative Mast

1-10

9 AN ACT relating to the registration of vehicles; concerning the use of
10 farm trucks; amending K.S.A. 2004 Supp. 8-142 and 8-143 and re-
11 pealing the existing sections.
12

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

14 Section 1. K.S.A. 2004 Supp. 8-142 is hereby amended to read as
15 follows: 8-142. It shall be unlawful for any person to commit any of the
16 following acts and except as otherwise provided, violation is subject to
17 penalties provided in K.S.A. 8-149, and amendments thereto:

18 *First:* To operate, or for the owner thereof knowingly to permit the
19 operation, upon a highway of any vehicle, as defined in K.S.A. 8-126, and
20 amendments thereto, which is not registered, or for which a certificate
21 of title has not been issued or which does not have attached thereto and
22 displayed thereon the license plate or plates assigned thereto by the di-
23 vision for the current registration year, including any registration decal
24 required to be affixed to any such license plate pursuant to K.S.A. 8-134,
25 and amendments thereto, subject to the exemptions allowed in K.S.A. 8-
26 135, 8-198 and 8-1751a, and amendments thereto.

27 *Second:* To display or cause or permit to be displayed, or to have in
28 possession, any registration receipt, certificate of title, registration license
29 plate, registration decal, accessible parking placard or accessible parking
30 identification card knowing the same to be fictitious or to have been
31 canceled, revoked, suspended or altered. A violation of this part *Second*
32 shall constitute an unclassified misdemeanor punishable by a fine of not
33 less than \$100 and forfeiture of the item. A mandatory court appearance
34 shall be required of any person violating this part *Second*. This part *Sec-*
35 *ond* shall not apply to the possession of: (a) Model year license plates
36 displayed on antique vehicles as allowed under K.S.A. 8-172, and amend-
37 ments thereto; or (b) distinctive license plates allowed under K.S.A. 8-
38 1,147, and amendments thereto.

39 *Third:* To lend to or knowingly permit the use by one not entitled
40 thereto any registration receipt, certificate of title, registration license
41 plate or registration decal issued to the person so lending or permitting
42 the use thereof.

43 *Fourth:* To fail or refuse to surrender to the division, upon demand,

1 any registration receipt, certificate of title, registration license plate or
2 registration decal which has been suspended, canceled or revoked.

3 *Fifth:* To use a false or fictitious name or address in any application for
4 a certificate of title, the registration of any vehicle or for any renewal or
5 duplicate thereof, or knowingly to make a false statement or knowingly
6 to conceal a material fact or otherwise commit a fraud in any such
7 application.

8 *Sixth:* For the owner of a motor vehicle to file application for the reg-
9 istration thereof, in any county other than the county in which the owner
10 of the vehicle resides or has a bona fide place of business, which place is
11 not an office or facility established or maintained solely for the purpose
12 of obtaining registration.

13 *Seventh:* To operate on the highways of this state a vehicle or combi-
14 nation of vehicles whose weight with cargo is in excess of the gross weight
15 for which the truck or truck tractor propelling the same is registered,
16 except as provided by K.S.A. 8-143, and amendments thereto, and sub-
17 sections (a) to (f), inclusive, of K.S.A. 8-1911, and amendments thereto.
18 Such gross weight shall not be required to be in excess of the limitations
19 described by K.S.A. 8-1908 and 8-1909, and amendments thereto, for
20 such vehicle or combination of vehicles of which it is a part. Any person
21 or owner who operates a vehicle in this state with a registration in violation
22 of subsection (2) of K.S.A. 8-143, and amendments thereto, shall be re-
23 quired to pay the additional fee equal to the fee required by the applicable
24 registration fee schedule, less the amount of the fee required for the gross
25 weight for which the vehicle is registered to obtain the proper registration
26 therewith. A fine of \$75 shall be assessed for all such gross weight reg-
27 istration violations.

28 *Eighth:* To operate a local truck or truck tractor which is registered for
29 a gross weight of more than 12,000 pounds as a common carrier outside
30 a radius of three miles beyond the corporate limits of the city in which
31 such vehicle was based when registered and licensed or to operate any
32 other local truck or truck tractor licensed for a gross weight of more than
33 12,000 pounds outside a radius of 25 miles beyond the corporate limits
34 of the city in which such vehicle was based when registered and licensed,
35 except as provided in subsection (2) of K.S.A. 8-143 or 8-143i, and amend-
36 ments thereto.

37 *Ninth:* To operate on the highways of this state a farm truck or farm
38 trailer other than to transport: (a) Agricultural products produced by such
39 owner; (b) commodities purchased by the owner for use on the farm
40 owned or rented by the owner of such vehicles; (c) commodities for re-
41 ligious or educational institutions being transported by the owner of such
42 vehicles for charity and without compensation of any kind, except as pro-
43 vided in subsection (c) of K.S.A. 66-1,109, and amendments thereto; or

1 (d) sand, gravel, slag stone, limestone, crushed stone, cinders, black top,
2 dirt or fill material to a township road maintenance or construction site
3 of the township in which the owner of such truck resides; or (e) debris,
4 trash or rubbish collected on the owner's farm for the purpose of disposal
5 at a site located away from the farm, including the transportation of metal
6 articles to a recycling facility.

7 *Tenth:* To operate a farm truck or truck tractor used in combination
8 with a trailer or semitrailer for a gross weight which does not include the
9 empty weight of the truck or truck tractor or of the combination of any
10 truck or truck tractor and any type of trailer or semitrailer, plus the max-
11 imum weight of cargo which will be transported on or with the same; and
12 such farm truck or farm truck tractor used to transport a gross weight of
13 more than 54,000 pounds shall have durably lettered on the side of the
14 motor vehicle the words "farm vehicle—not for hire."

15 *Eleventh:* To operate on the highways of this state any truck or truck
16 tractor without the current quarter of license fees being paid thereon.

17 *Twelfth:* To operate on the highways of this state a truck or truck tractor
18 without carrying in the cab a copy of the registration receipt for such
19 vehicle or without having painted or otherwise durably marked on said
20 vehicle on both sides thereof, the gross weight for which said vehicle is
21 licensed and the name and address of the owner thereof, except as pro-
22 vided in K.S.A. 8-143e, and amendments thereto.

23 *Thirteenth:* To operate on the highways of this state a farm trailer car-
24 rying more than 6,000 pounds without being registered and the registra-
25 tion fees paid thereon.

26 *Fourteenth:* To operate more than 6,000 miles in any calendar year any
27 truck or truck tractor which has been registered and licensed to operate
28 not more than 6,000 miles in such calendar year, as provided in subsection
29 (2) of K.S.A. 8-143, and amendments thereto, unless the additional fee
30 required by said subsection (2) has been paid.

31 *Fifteenth:* For any owner who has registered a truck or truck tractor
32 on the basis of operating not more than 6,000 miles to fail to keep the
33 records required by the director of vehicles, or to fail to comply with rules
34 and regulations of the secretary of revenue relating to such registration.

35 *Sixteenth:* To operate a vehicle or combination of vehicles on the na-
36 tional system of interstate and defense highways with a gross weight
37 greater than permitted by the laws of the United States Congress.

38 Sec. 2. K.S.A. 2004 Supp. 8-143 is hereby amended to read as fol-
39 lows: 8-143. (1) All applications for the registration of motorcycles, mo-
40 torized bicycles and passenger vehicles other than trucks and truck trac-
41 tors, except as otherwise provided, shall be accompanied by an annual
42 license fee as follows: For motorized bicycles, \$11; for motorcycles, \$16;
43 for passenger vehicles, other than motorcycles, used solely for the car-

1 rying of persons for pleasure or business, and for hearses and ambulances
 2 a fee of (i) \$30 for those having a gross weight of 4,500 pounds or less;
 3 (ii) \$40 for those having a gross weight of more than 4,500 pounds; for
 4 each electrically propelled motor vehicle, except electrically propelled
 5 vehicles intended for the purpose of transporting any commodity, goods,
 6 merchandise, produce or freight, or passengers for hire, a fee of \$14.
 7 Except for motor vehicles, trailers or semitrailers registered under the
 8 provisions of K.S.A. 8-1,134, and amendments thereto, the annual reg-
 9 istration fee for each motor vehicle, trailer or semitrailer owned by any
 10 political or taxing subdivision of this state or by any agency or instrumen-
 11 tality of any one or more political or taxing subdivisions of this state and
 12 used exclusively for governmental purposes and not for any private or
 13 utility purposes, which is not otherwise exempt from registration, shall be
 14 \$2.

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

40	For a gross weight of 12,000 lbs. or less	\$40
41	For a gross weight of more than 12,000 lbs. and not more than 16,000	
42	lbs.	102
43		

1	For a gross weight of more than 16,000 lbs. and not more than 20,000	
2	lbs.	132
3	For a gross weight of more than 20,000 lbs. and not more than 24,000	
4	lbs.	197
5	For a gross weight of more than 24,000 lbs. and not more than 26,000	
6	lbs.	312
7	For a gross weight of more than 26,000 lbs. and not more than 30,000	
8	lbs.	312
9	For a gross weight of more than 30,000 lbs. and not more than 36,000	
10	lbs.	375
11	For a gross weight of more than 36,000 lbs. and not more than 42,000	
12	lbs.	475
13	For a gross weight of more than 42,000 lbs. and not more than 48,000	
14	lbs.	605
15	For a gross weight of more than 48,000 lbs. and not more than 54,000	
16	lbs.	805
17	For a gross weight of more than 54,000 lbs. and not more than 60,000	
18	lbs.	1,010
19	For a gross weight of more than 60,000 lbs. and not more than 66,000	
20	lbs.	1,210
21	For a gross weight of more than 66,000 lbs. and not more than 74,000	
22	lbs.	1,535
23	For a gross weight of more than 74,000 lbs. and not more than 80,000	
24	lbs.	1,735
25	For a gross weight of more than 80,000 lbs. and not more than 85,500	
26	lbs.	1,935

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

34 If the applicant for registration of any truck or truck tractor for a gross
35 weight of more than 12,000 pounds shall under oath state in writing on
36 a form prescribed and furnished by the director of vehicles that the ap-
37 plicant does not expect to operate it more than 6,000 miles in the calendar
38 year for which the applicant seeks registration, and that if the applicant
39 shall operate it more than 6,000 miles during such registration year such
40 applicant will pay an additional fee equal to the fee required by the pre-
41 ceding schedule, less the amount of the fee paid at time of registration,
42 such vehicle may be licensed for a fee in accordance with the schedule
43 hereinafter prescribed for local trucks or truck tractors; and whenever

1 the same is registered on a local truck or truck tractor fee basis a tab or
 2 marker shall be issued in connection with the regular license plate, which
 3 tab or marker shall be attached or affixed to and displayed with the regular
 4 license plate and the failure to have the same attached, affixed or dis-
 5 played shall be subject to the same penalties as provided by law for the
 6 failure to display the regular license plate; and the secretary of revenue
 7 may adopt rules and regulations requiring the owners of trucks and truck
 8 tractors so registered on a local truck or truck tractor fee basis to keep
 9 such records and make such reports of mileage of such vehicles as the
 10 secretary of revenue shall deem proper.

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

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

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

35 For a gross weight of more than 12,000 lbs. and not more than 16,000	
36 lbs.	\$62
37 For a gross weight of more than 16,000 lbs. and not more than 20,000	
38 lbs.	102
39 For a gross weight of more than 20,000 lbs. and not more than 24,000	
40 lbs.	132
41 For a gross weight of more than 24,000 lbs. and not more than 26,000	
42 lbs.	177

43

1	For a gross weight of more than 26,000 lbs. and not more than 30,000	
2	lbs.	177
3	For a gross weight of more than 30,000 lbs. and not more than 36,000	
4	lbs.	215
5	For a gross weight of more than 36,000 lbs. and not more than 42,000	
6	lbs.	245
7	For a gross weight of more than 42,000 lbs. and not more than 48,000	
8	lbs.	315
9	For a gross weight of more than 48,000 lbs. and not more than 54,000	
10	lbs.	415
11	For a gross weight of more than 54,000 lbs. and not more than 60,000	
12	lbs.	480
13	For a gross weight of more than 60,000 lbs. and not more than 66,000	
14	lbs.	580
15	For a gross weight of more than 66,000 lbs. and not more than 74,000	
16	lbs.	760
17	For a gross weight of more than 74,000 lbs. and not more than 80,000	
18	lbs.	890
19	For a gross weight of more than 80,000 lbs. and not more than 85,500	
20	lbs.	1,010
21	A truck or truck tractor registered for a gross weight of more than	
22	12,000 pounds, which is owned by a person engaged in farming and which	
23	truck or truck tractor is used by such owner to transport agricultural	
24	products produced by such owner or commodities purchased by such	
25	owner for use on the farm owned or rented by the owner of such farm	
26	truck or truck tractor, shall be classified as a farm truck or truck tractor	
27	and the annual license fee for such farm truck shall be as follows:	
28	For a gross weight of more than 12,000 lbs. and not more than 16,000	
29	lbs.	\$37
30	For a gross weight of more than 16,000 lbs. and not more than 20,000	
31	lbs.	42
32	For a gross weight of more than 20,000 lbs. and not more than 24,000	
33	lbs.	52
34	For a gross weight of more than 24,000 lbs. and not more than 26,000	
35	lbs.	72
36	For a gross weight of more than 26,000 lbs. and not more than 36,000	
37	lbs.	72
38	For a gross weight of more than 36,000 lbs. and not more than 54,000	
39	lbs.	75
40	For a gross weight of more than 54,000 lbs. and not more than 60,000	
41	lbs.	190
42	For a gross weight of more than 60,000 lbs. and not more than 66,000	
43	lbs.	370

1 For a gross weight of more than 66,000 lbs. 610

2 A vehicle licensed as a farm truck or truck tractor may be used:

3 (a) By the owner thereof to transport, for charity and without com-
4 pensation of any kind, commodities for religious or educational institu-
5 tions. ~~A truck which is licensed as a farm truck may also be used.~~

6 (b) for the transportation of sand, gravel, slag stone, limestone,
7 crushed stone, cinders, black top, dirt or fill material to a township road
8 maintenance or construction site of the township in which the owner of
9 such truck resides; or

10 (c) *by the owner to transport debris, trash or rubbish collected on the*
11 *owner's farm for the purpose of disposal at a site located away from the*
12 *farm, including the transportation of metal articles to a recycling facility.*

13 Any applicant for registration of any farm truck or farm truck tractor
14 used in combination with a trailer or semitrailer shall register the farm
15 truck or farm truck tractor for a gross weight which shall include the
16 empty weight of the truck or truck tractor or of the combination of any
17 truck or truck tractor and any type of trailer or semitrailer, plus the max-
18 imum weight of cargo which will be transported on or with the same. The
19 applicant for registration of any farm truck or farm truck tractor used to
20 transport a gross weight of more than 54,000 pounds shall durably letter
21 on the side of the motor vehicle the words "farm vehicle—not for hire."
22 If an applicant for registration of any farm truck or farm truck tractor
23 operates such vehicle for any use or purpose not authorized for a farm
24 truck or farm truck tractor, such applicant shall pay an additional fee equal
25 to the fee required for the registration of all trucks or truck tractors not
26 registered as local, 6,000-mile or farm truck or farm truck tractor motor
27 vehicles, less the amount of the fee paid at time of registration. Nothing
28 in this or the preceding paragraph shall authorize a gross weight of a
29 vehicle or combination of vehicles on the national system of interstate
30 and defense highways greater than permitted by laws of the United States
31 congress.

32 Except as hereinafter provided, the annual license fee for each local
33 urban transit bus used in local urban transit operations exempted under
34 the provisions of subsection (a) of K.S.A. 66-1,109, and amendments
35 thereto, shall be based on the passenger seating capacity of the bus and
36 shall be as follows:

37	8 or more, but less than 31 passengers	\$15
38	31 or more, but less than 40 passengers	30
39	More than 39 passengers	60

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

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

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

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

27 At the option of the owner, any trailer, semitrailer or pole trailer, with
28 a gross weight of more than 12,000 pounds, may be issued a multi-year
29 registration for a five-year period upon payment of the appropriate reg-
30 istration fee. The fee for a five-year registration of such trailer shall be
31 five times the annual fee for such trailer. If the annual registration fee is
32 increased during the multi-year registration period, the owner of the
33 trailer with such multi-year registration shall be subject to the amount of
34 the increase of the annual registration fee for the remaining calendar
35 years of such multi-year registration. When the owner of any trailer, sem-
36 itrailer or pole trailer registered under this multi-year provision transfers
37 or assigns the title, or interest thereto, the registration of such trailer shall
38 expire. The owner shall remove the license plate from such trailer and
39 forward the license plate to the division of vehicles or may have such
40 license plate assigned to another trailer, semitrailer or pole trailer upon
41 the payment of fees required by law. Any owner of a trailer, semitrailer
42 or pole trailer where the multi-year registration fee has been paid and
43 the trailer is sold, junked, repossessed, foreclosed by a mechanic's lien or

1 title transferred by operation of law, and the registration thereon is not
2 going to be transferred to another trailer, may secure a refund for the
3 registration fee for the remaining calendar years by making application
4 to the division of vehicles on a form and in the manner prescribed by the
5 director of vehicles. The secretary of revenue may adopt such rules and
6 regulations necessary to implement the multi-year registration of such
7 trailers, semitrailers and pole trailers.

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

42 (c) The owner of any motorcycle, motorized bicycle, passenger ve-
43 hicle, truck, truck tractor, trailer, semitrailer, or electrically propelled ve-

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

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

35 (4) Any owner of any motor vehicle which is subject to taxation under
36 the provisions of article 51 of chapter 79 of the Kansas Statutes Annotated
37 or any other truck or truck tractor where the annual registration fee has
38 been paid and the vehicle is sold, junked, repossessed, foreclosed by a
39 mechanic's lien or title transferred by operation of law, and the registra-
40 tion thereon is not going to be transferred to another vehicle may secure
41 a refund for the registration fee for the remaining portion of the year by
42 making application to the division of vehicles on a form and in the manner
43 prescribed by the director of vehicles, accompanied by all license plates

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

37 (5) Every owner of a travel trailer designed for or intended to be
38 moved upon any highway in this state shall, before the same is so moved,
39 apply for and obtain the proper registration thereof as provided in this
40 act, except when such unit is permitted to be moved under the special
41 provisions relating to secured parties, manufacturers, dealers and non-
42 residents contained in this act. At the time of registering any travel trailer
43 for the purpose of moving any such vehicle upon any highway in this

1 state, the owner thereof shall indicate on the registration form whether
2 or not such vehicle is being moved permanently to a location outside of
3 the county in which such vehicle is being registered. No such vehicle
4 which the owner thereof intends to move to a permanent location outside
5 the boundaries of such county shall be registered for movement on the
6 highways of this state until all taxes levied against such vehicle have been
7 paid. A copy of such registration form shall be sent to the county clerk
8 or assessor of the county to which such vehicle is being moved. When
9 such travel trailer is used for living quarters and not operated on the
10 highways, the owner shall be exempt from the license fees as provided in
11 paragraph (a) of subsection (2) so long as such travel trailer is not operated
12 on the highway.

13 Sec. 3. K.S.A. 2004 Supp. 8-142 and 8-143 are hereby repealed.

14 Sec. 4. This act shall take effect and be in force from and after its
15 publication in the statute book.