

## HOUSE BILL No. 2074

By Committee on Federal and State Affairs

1-18

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9 AN ACT relating to motor vehicles; providing for distinctive license  
10 plates for United States armed forces reserve; amending K.S.A. 2004  
11 Supp. 8-1,141 and 8-1,147 and repealing the existing sections.  
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 New Section 1. (a) On and after January 1, 2006, any owner or lessee  
15 of one or more passenger vehicles or trucks of a gross weight of 20,000  
16 pounds or less, who is a resident of the state of Kansas, and who submits  
17 satisfactory proof to the director of vehicles, in accordance with rules and  
18 regulations adopted by the secretary of revenue, that such person is a  
19 member of the United States armed forces reserve, upon compliance with  
20 the provisions of this section, may be issued one distinctive license plate  
21 for each such passenger vehicle or truck designating such person as a  
22 member of the United States armed forces reserve. Such license plates  
23 shall be issued for the same period of time as other license plates upon  
24 proper registration and payment of the regular license fee as provided in  
25 K.S.A. 8-143, and amendments thereto.

26 (b) Any person who is a member of the United States armed forces  
27 reserve may make application for such distinctive license plates, not less  
28 than 60 days prior to such person's renewal of registration date, on a form  
29 prescribed and furnished by the director of vehicles, and any applicant  
30 for the distinctive license plates shall furnish the director with proof as  
31 the director shall require that the applicant is a member of the United  
32 States armed forces reserve. Application for the registration of a passen-  
33 ger vehicle or truck and issuance of the license plates under this section  
34 shall be made by the owner or lessee in a manner prescribed by the  
35 director of vehicles upon forms furnished by the director.

36 (c) No registration or distinctive license plates issued under the au-  
37 thority of this section shall be transferable to any other person.

38 (d) Renewals of registration under this section shall be made an-  
39 nually, upon payment of the fee prescribed in subsection (a), in the man-  
40 ner prescribed in subsection (b) of K.S.A. 8-132, and amendments  
41 thereto. No renewal of registration shall be made to any applicant until  
42 such applicant has filed with the director a form as provided in subsection  
43 (b). If such form is not filed, the applicant shall be required to comply

1 with K.S.A. 8-143, and amendments thereto, and return the distinctive  
2 license plates to the county treasurer of such person's residence.

3 Sec. 2. K.S.A. 2004 Supp. 8-1,141 is hereby amended to read as fol-  
4 lows: 8-1,141. (a) Any new distinctive license plate authorized for issuance  
5 on and after July 1, 1994, shall be subject to the personalized license plate  
6 fee prescribed by subsection (c) of K.S.A. 8-132, and amendments  
7 thereto. This section shall not apply to any distinctive license plate au-  
8 thorized prior to July 1, 1994.

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

12 (c) The provisions of this section shall not apply to distinctive license  
13 plates issued under the provisions of K.S.A. 8-1,145, and amendments  
14 thereto.

15 (d) The provisions of subsection (a); shall not apply to distinctive li-  
16 cense plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148, and  
17 amendments thereto, or K.S.A. 2004 Supp. 8-1,153, and amendments  
18 thereto, *or section 1, and amendments thereto.*

19 (e) (1) Any person or organization sponsoring any distinctive license  
20 plate authorized by the legislature on and after July 1, 2004, shall submit  
21 to the division of vehicles a nonrefundable amount not to exceed \$10,000,  
22 to defray the division's cost for developing such distinctive license plate.

23 (2) All moneys received under this subsection shall be remitted by  
24 the secretary of revenue to the state treasurer in accordance with the  
25 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of  
26 each such remittance, the state treasurer shall deposit the entire amount  
27 in the state treasury to the credit of the distinctive license plate fund  
28 which is hereby created in the state treasury. All moneys credited to the  
29 distinctive license plate fund shall be used by the department of revenue  
30 only for the purpose associated with the development of distinctive li-  
31 cense plates. All expenditures from the distinctive license plate applica-  
32 tion fee fund shall be made in accordance with appropriation acts, upon  
33 warrants of the director of accounts and reports issued pursuant to vouch-  
34 ers approved by the secretary of the department of revenue.

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

40 (A) Less than 500 license plates, including annual renewals, are is-  
41 sued for that distinctive license plate by July 1, 2006; and

42 (B) less than 250 license plates, including annual renewals, are issued  
43 for that distinctive license plate during any subsequent two-year period

1 after July 1, 2006.

2 (2) The director of vehicles shall discontinue the issuance of any dis-  
3 tinctive license plate authorized on and after July 1, 2004, if:

4 (A) Less than 500 plates, including annual renewals, are issued for  
5 that distinctive license plate by the end of the second year of sales; and

6 (B) less than 250 license plates, including annual renewals, are issued  
7 for that distinctive license plate during any subsequent two-year period.

8 (g) *The provisions of subsection (e) shall not apply to distinctive li-*  
9 *cence plates issued under the provisions of section 1, and amendments*  
10 *thereto.*

11 Sec. 3. K.S.A. 2004 Supp. 8-1,147 is hereby amended to read as fol-  
12 lows: 8-1,147. In the event of the death of any person issued distinctive  
13 license plates under the provisions of K.S.A. 8-161, 8-177a, 8-177c, 8-  
14 1,139, 8-1,140, 8-1,145 or 8-1,146, and amendments thereto, *or section*  
15 *1, and amendments thereto*, the surviving spouse or other family member,  
16 if there is no surviving spouse, shall be entitled to possession of any such  
17 distinctive license plates. Such license plates shall not be displayed on any  
18 vehicle unless otherwise authorized by statute.

19 Sec. 4. K.S.A. 2004 Supp. 8-1,141 and 8-1,147 are hereby repealed.

20 Sec. 5. This act shall take effect and be in force from and after its  
21 publication in the statute book.