

MINUTES OF THE House COMMITTEE ON TransportationThe meeting was called to order by Representative Rex Crowell at
Chairperson1:30 ~~xxx~~ a.m./p.m. on February 25, 1985 in room 519-S of the Capitol.All members were present except: Representatives Adam, Campbell, Erne, Freeman,
Justice, Lacey, Ott, all excused.

Committee staff present:

Hank Avila, Legislative Research Department
Fred Carman, Office of the Revisor of Statutes
Donna Mulligan, Committee Secretary

Conferees appearing before the committee:

Representative Charles Laird
Mr. Brian Moline, Kansas Corporation Commission
Mr. Bill Edds, Kansas Department of Revenue
Mrs. Patricia Wiechman, Kansas Automotive Dismantlers Association
Mr. Bill Green, Kansas Corporation Commission
Mr. Richard Froyd, Bicycle USA
Representative Rex Hoy
Mr. Dale Lehning
Mr. Jerel Wright, Kansas Credit Union League
Sgt. Bill Jacobs
Representative Snowbarger
Mr. Tom Glinstra, City of Olathe
Mr. Ed DeSoignie, Kansas Department of Transportation

The meeting was called to order by Chairman Rex Crowell, and he announced the first order of business was bill requests.

Representative Charles Laird requested that a bill be introduced to tighten up the requirements on a person obtaining a handicapped parking permit.

A motion was made by Representative Spaniol to introduce the legislation as requested by Representative Laird and request it be referred back to this Committee. The motion was seconded by Representative Wilbert. Motion passed.

Mr. Brian Moline of the Kansas Corporation Commission requested legislation which would clarify the Commission's authority in regard to pipeline safety. (See Attachment 1)

A motion was made by Representative Dillon to introduce the bill as requested by Mr. Moline and request it be referred back to this Committee. The motion was seconded by Representative Brown. Motion passed.

Mr. Bill Edds of the Kansas Department of Revenue requested the Committee introduce legislation which would honor out-of-state handicapped parking stickers in Kansas.

A motion was made by Representative Dillon to introduce the requested legislation and request it be referred back to this Committee. The motion was seconded by Representative Sutter. Motion passed.

Mrs. Patricia Wiechman, representing the Kansas Automotive Dismantlers and Recyclers Association requested that a bill be introduced which would define a vehicle salvage dealer, as well as a salvage yard. (See Attachment 2)

A motion was made by Representative Knopp to introduce such legislation and request it be referred back to this Committee. The motion was seconded by Representative Spaniol. Motion passed.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Transportation,
room 519-S, Statehouse, at 1:30 ~~am~~ p.m. on February 25, 1985

Mr. Bill Green of the Kansas Corporation Commission requested two bills be introduced. (See Attachment 3) He explained the first bill is a "cleanup" of the registration statute regarding interstate carriers. The other bill is an amendment to the transfer statute regarding certificates.

A motion was made by Representative Schmidt that the requested legislation be introduced and request it be referred back to this Committee. The motion was seconded by Representative Dillon. Motion passed.

Mr. Richard Froyd representing bicycle clubs affiliated with Bicycle USA, requested a bill be introduced which would update Kansas bicycle statutes.

The motion was made by Representative Dillon to introduce the proposed legislation and request it be referred back to this Committee. The motion was seconded by Representative Spaniol. Motion passed.

The next order of business was a hearing on HB-2173, concerning exemptions from vehicle identification number checks.

Representative Rex Hoy, sponsor of the bill, briefed the Committee on its contents. Representative Hoy outlined recommended changes to HB-2173. This would have only applied to about 250 cars last year.

Chairman Crowell asked Representative Hoy if he wanted Lines 39, 40, 41, and 42 stricken from the bill. Representative Hoy said that was correct.

Mrs. Patricia Wiechman, representing Kansas Automotive Dismantlers and Recyclers Association, appeared in support of HB-2173. (See Attachment 4)

Mr. Dale Lehning appeared before the Committee in support of HB-2173. (See Attachments 5 and 6) Mr. Lehning gave a detailed account of his experiences and delays involving the vehicle identification number inspections.

Mr. Jerel Wright, of the Kansas Credit Union League, appeared in support of HB-2173. (See Attachment 7) He said the bill would eliminate the additional expense credit unions are currently experiencing in such cases.

Sgt. Bill Jacobs of the Kansas Highway Patrol commented on HB-2173 and said the section Representative Hoy wished to omit from the bill, is not required at this time.

The public hearing on HB-2173 was concluded.

The next order of business was a hearing on HB-2295 concerning cities issuing bonds for highway improvements.

Representative Snowbarger, sponsor of the bill, briefed the Committee on its contents.

Mr. Tom Glinstra, City of Olathe, was the next conferee appearing in support of HB-2295. He said that the bill is supported by the League of Kansas Municipalities.

Mr. Ed DeSoignie of the Kansas Department of Transportation testified favorably concerning HB-2295.

The hearing on HB-2295 was ended.

Representative Snowbarger requested a bill be introduced providing that no trip permit be required between two contiguous cities within the same commercial zone as designated by the ICC.

A motion was made by Representative Spaniol to introduce the legislation and request it be referred back to this Committee. The motion was seconded by Representative Patrick. Motion passed.

Chairman Crowell explained a bill request from Representative Duncan

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Transportation,
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requiring front license plates.

A motion was made by Representative Knopp to introduce this bill and request it be referred back to this Committee. The motion was seconded by Representative Shore. Motion passed.

The meeting was adjourned at 2:25 p.m.


Rex Crowell, Chairman

GUEST LIST

COMMITTEE: Transportation

DATE: 2-25-85

PLEASE PRINT

NAME	ADDRESS	COMPANY/ORGANIZATION
Bill Green	STATE CORP. COMM.	
Shan Just	" " "	
SJM	" " "	
Bill Eder	STATE STATE	REVENUE
Harold B. Luntz	TOPEKA STATE	DEPT OF REV
Dloyd Seidl	Wichita, Ks	Schmid Auto Serv.
Rala Schuring	Wichita Ks	A and Auto.
Wayne Castle	Wichita, Ks	Foreign Cars Unlimited
Pat Wierhman	Topeka, Ks.	Ks. Automotive Dismantlers & Recyclers Assn.
Rich Lund	Topeka, Ks	bicycle USA
EDWARD R. DE SOIGNIE	TOPEKA	KDOT
Tom Whittaker	Topeka	Ks Motor Carrier Assn.
Tom Reagan	"	Ks Ethanol Assoc.
BILL JACOBS	TOPEKA	KANSAS HIGHWAY PATROL
Raymond Martin	Olathe	Chamber of Commerce
Rex Hay		Leg
Janel Wright	Topeka	Ks Credit Union League
Tom Glinster	Olathe	City of Olathe
Stanley Lead	CC Ks.	Ks. Assn. of Fin. Cos.

The attached bill would clarify the Commission's authority with regard to pipeline safety. In the last two years the Commission's pipeline safety inspectors have come across several situations involving pipelines which arguably are not "public utilities" under K.S.A. 66-104. They are, however, clearly subject to the Federal natural gas pipeline safety act and probably were intended to be under the Commission's delegated authority. K.S.A. 66-1,150 does arguably limit the Commission's jurisdiction to public utilities and therefore should be clarified. The Federal Department of Transportation which partially funds the Commission program has been urging us to seek this clarification.

Attachment 1
2/25/85

AN ACT concerning natural gas pipeline safety; amending K.S.A. 66-1,150 and repealing the existing section.

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

Section 1. K.S.A., 66-1,150 is hereby amended to read as follows:
66-1,150 The state corporation commission is hereby authorized to adopt such rules and regulations as may be necessary to be in conformance with the natural gas pipeline safety act of 1968 (49 USCA 1671 et seq.) For the purpose of gas pipeline safety such rules and regulations shall be applicable to all public utilities, ~~and~~ all municipal corporations or quasi-municipal corporations rendering gas utility service, the exemption provisions of K.S.A. 66-104, 66-131 and related statutes notwithstanding, and all owners and operators of natural gas facilities which would otherwise be subject to federal jurisdiction pursuant to 49 USCA 1671 et seq. Nothing in this section shall be construed as invalidating any present rules or regulations of the state corporation commission, concerning the regulation of pipelines and pipeline companies.


Section 2. K.S.A., 66-1,150 is hereby repealed.

Section 3. This act shall take effect and be in force from and after its publication in the statute book.

K.C. 10 E

MEMORANDUM

TO: Chairman Lennen
Commissioner Wright
Commissioner Henley

FROM: Don Low 

RE: Proposed Statutory Changes

DATE: February 20, 1985

Attached is a copy of a memo concerning problems in the pipeline safety area. To correct these problems I would suggest the following amendments:

K.S.A. 77-420(a) & (b)

(a) "Every rule and regulation submitted to the secretary of administration under this subsection (a) shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation; except that documents adopted by reference in Federal regulations which are adopted by reference in the rule and regulation need not be submitted."

(b) "Every rule and regulation submitted to the attorney general under this subsection (b) shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation; except that documents adopted by reference in Federal regulations which are adopted by reference in the rule and regulation need not be submitted."

K.S.A. 66-1,150:

For the purpose of gas pipeline safety such rules and regulations shall be applicable to all public utilities, ~~and~~ all municipal corporations or quasi-municipal corporations rendering gas utility service, the exemption provisions of K.S.A. 66-104, 66-131 and related statutes notwithstanding, and all owners and operators of natural gas facilities which would otherwise be subject to Federal jurisdiction pursuant to 49 USCA 1671 et seq.

jr

M E M O R A N D U M

TO: Brian J. Moline
FROM: Jeff Kennedy JK
DATE: October 31, 1984
RE: Gas Pipeline Safety Regulations

Please find attached a copy of a letter I received from Carl Anderson. The basis for the AG's disapproval of the proposed regulations is the following language from K.S.A. 74-420(b): "Every rule and regulation submitted to the attorney general under this subsection (b) shall be accompanied by a copy of any document which is adopted by reference by the rule and regulation." Our proposed regulations incorporate portions of the federal regulations which in turn incorporate by reference various other documents. The AG's interpretation of 74-420 requires us to submit all of these documents to satisfy the law.

It is my understanding that obtaining these materials may cost as much as \$25,000 with continuing costs for updating. It will also require a fairly large time expenditure to maintain such a library. One state, Wisconsin, purchased the materials but has few, if any, requests for access to them by jurisdictional operators. It is my opinion that purchasing these materials would be a waste of time and money.

Carl Anderson seems sympathetic to our problem but otherwise inflexible. He suggests we should advise the Legislature of our situation and work for some type of clarifying amendment. Since the Legislative Committee on Rules and Regulations has urged a greater use of adoption by reference by state agencies, this might be fairly easy. In the interim, we will need to issue a new order in Docket No. 91,100-U to reflect changes in the federal safety standards. I will draft these orders as soon as possible.

If we are going to approach the Legislature with this matter it might be advisable to request an amendment to K.S.A. 66-1,150. That statute extends our jurisdiction concerning pipeline safety to "all public utilities and all municipal corporations or quasi-municipal corporations rendering gas utility service." There may be gas transmission operators in Kansas who may not be jurisdictional under this statute but who are contemplated as subject to the federal standards. I believe we will eventually be in court on this jurisdictional issue unless the statute is made more specific.

JK:hb
cc: Don Low
Wayne Weber
James Dober

STATE JURISDICTION OVER INTRASTATE GAS FACILITIES AS OF DECEMBER 31, 1984.

Type of Intrastate Gas Facility	State Agency Has Jurisdiction Under Existing Law	State Agency Does Not Have Jurisdiction Under Existing Law	If State Does Not Have Jurisdiction, Please Place <input checked="" type="checkbox"/> Where Appropriate				Remarks
			State Does Not Want Jurisdiction	State Intends to Seek Jurisdiction	State Has Taken Action to Obtain Jurisdiction	State Expects to Obtain Jurisdiction by End of Next Calendar Year	
Gathering lines in non-rural areas.	X						
Transmission lines (including transmission lines of distribution systems)	X						
Privately owned distribution public utilities	X						
Privately owned facilities not public utilities under State law (industrial or farm taps, etc.)		X		X			Kansas will seek jurisdiction
Municipally owned distribution systems	X						
Other publicly owned distribution systems (water districts, highway districts, etc.)		X					See above
Petroleum gas facilities covered by 49 CFR 192.11			X				
Gas facilities beyond the master meter		X		X			See above
Offshore facilities as defined in 49CFR 192.3	N/A						

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KANSAS AUTOMOTIVE DISMANTLERS AND RECYCLERS ASSOCIATION

HOUSE TRANSPORTATION COMMITTEE

February 25, 1985

PROPOSED BILL TO DEFINE VEHICLE SALVAGE DEALER and VEHICLE SALVAGE YARD

CHAIRMAN REX CROWELL, MEMBERS OF THE COMMITTEE:

I am Patricia Wiechman, representing the Kansas Automotive Dismantlers and Recyclers Association, with me are Wayne Castle of Foreign Cars Unlimited at Wichita, President of the Association; Board Members Floyd Seidl of Don Schmidt Motor, Inc., at Wichita; and Dale Lehning of A-One Auto Salvage, Inc., at Haysville. We certainly appreciate the opportunity to appear before you to present our draft of a bill that would define vehicle salvage dealer and vehicle salvage yard.

Very briefly, the proposed legislation would define a Vehicle Salvage Dealer as "a licensed salvage vehicle dealer pursuant to K.S.A. 8-240 (gg) such term shall not include an automobile graveyard, body shop or garage location." The bill goes on to state "'Salvage Yard' means the established place of business as defined by K.S.A. 8-2404 and maintained by a salvage vehicle dealer." Additionally, the proposed bill more specifically defines "automobile graveyard" and "junkyard." The bill proposes changes in the requirements for licensing under the beautification law by stating "Salvage vehicle dealer shall comply with provisions of this section except that no license shall be required other than the license as issued by the Director of Vehicles.

It is important to note that Salvage Dealers are required to purchase dual licensing from the State, first from the D.O.T. to comply with the beautification law; and secondly from the Department of Revenue to comply with dealers licensing.

Additionally the bill proposes that "No Salvage Vehicle Dealers License shall be issued to any person, except an initial application, unless such person shall surrender to the Director of Vehicles at least fifty (50) vehicle titles in a calendar year. Initial license issuance may be made upon meeting the other requirements of K.S.A. 8-2401 et seq and K.S.A. 68-2201."

Attached is a bill balloon as to our recommended changes.



Attachment 2
2/25/85

Proposed Bill to Define Vehicle Salvage Dealer and
Vehicle Salvage Yard
February 25, 1985

We, the members of the Kansas Automotive Dismantlers & Recyclers Association, thank you for your consideration. If you have questions, myself or one of our members will be happy to try to give you answers. Thank you for the opportunity to appear before you.

Respectfully submitted,

PATRICIA M. WIECHMAN
Kansas Automotive Dismantlers &
Recyclers Association

bond required, when; place of business required, when. (a) No vehicle dealer or mobile home dealer who is or has been engaged in business as such, shall engage in such business in this state without obtaining a license as required by this act. Any vehicle dealer or mobile home dealer holding a valid license and acting as a vehicle salesman shall not be required to secure a salesman's license.

(b) No first stage manufacturer, second stage manufacturer, mobile home manufacturer, factory branch, factory representative, distributor branch, or distributor representative who is or has been engaged in business as such, shall engage in such business in this state without a license as required by this act, regardless of whether or not an office or other place of business is maintained in this state for the purpose of conducting such business.

(c) An application for any such license shall be made to the director and shall contain such information as hereinafter provided, together with such other information as may be deemed reasonable and pertinent, and shall be accompanied by the required fee. The director may require in such application, or otherwise, information relating to the applicant's solvency, financial standing, or other pertinent matter commensurate with the safeguarding of the public interest in the locality in which the applicant proposes to engage in business, all of which may be considered by the director in determining the fitness of the applicant to engage in business as set forth in this section. The director may require the applicant for licensing to appear at such time and place as may be designated by the director for examination to enable the director to determine the accuracy of the facts set forth in the written application, either for initial licensure or renewal thereof. Every application under this section shall be verified by the applicant.

(d) All licenses shall be granted or refused within 30 days after application is received by the director and shall expire, unless previously suspended or revoked, on December 31 of the calendar year for which they are granted, except that where a complaint respecting the cancellation, termination or nonrenewal of a sales agreement is in the process of being heard, no replacement application for such agreement shall be

8-2404. License required; license fees;

considered until a final order is issued by the director. Applications for renewals received by the director after February 15 shall be considered as new applications.

(e) License fees for each calendar year, or any part thereof shall be as follows:

- (1) For new vehicle dealers or new mobile home dealers, \$50;
- (2) for distributors, \$50;
- (3) for wholesalers, \$50;
- (4) for distributor branches, \$50;
- (5) for used vehicle dealers or used mobile home dealers, \$50;
- (6) for first and second stage manufacturers, \$200 plus \$50 for each factory branch in this state;
- (7) for mobile home manufacturers, \$200 plus \$50 for each mobile home branch in this state;
- (8) for factory representatives, \$25;
- (9) for distributor representatives, \$25;
- (10) for brokers, \$50;
- (11) for lending agencies, \$25;
- (12) for first and second stage converters, \$25;
- (13) for salvage vehicle dealers, \$50;
- (14) for auction motor vehicle dealers, \$50;
- (15) for vehicle salesman, or mobile home salesman \$5.

Any salvage vehicle dealer who is also licensed as a used vehicle dealer shall be required to pay only one \$50 fee for both licenses. Any new vehicle dealer or mobile home dealer who is also licensed as a used vehicle dealer or mobile home dealer shall be required to pay only one \$50 fee for both licenses.

(f) Dealers establishing supplemental places of business within the same county of their licensure shall be required to pay a supplemental license fee of \$10. Original inspections by the division of a proposed established place of business shall be made at no charge except that a \$5 fee shall be charged by the division for each additional inspection the division must make of such premises in order to approve the same.

(g) The license of all persons licensed under the provisions of this act shall state the address of the established place of business, office or branch and must be conspicuously displayed therein. If such address is changed, the director shall endorse the change of address on the license without charge, if it is within the same county. A

change of address to a different county shall require a new license, and payment of the required fees.

(h) Every salesman, factory representative or distributor representative shall carry on their person a certification that such person holds a valid state license. Such certification shall name such person's employer and shall be displayed upon request. An original copy of the state license for a vehicle salesman shall be mailed or otherwise delivered by the division to the employer of the salesman for public display in the employer's established place of business. Whenever a salesman ceases to be employed as such, the former employer shall mail or otherwise return the original copy of the employee's state license to the division. A salesman, a factory representative or distributor representative who terminates employment with one employer may file an application with the director to transfer such person's state license in the name of another employer, such application to be accompanied by a \$2 transfer fee. A salesman, factory representative or distributor representative who terminates employment, and does not transfer such person's state license, shall mail or otherwise return the certification that such person holds a valid state license to the division.

(i) If the director has reasonable cause to doubt the financial responsibility or the compliance by the applicant or licensee with the provisions of this act, the director may require such applicant or licensee to furnish and maintain a bond in such form, amount and with such sureties as the director approves, but such amount shall be not less than \$5,000 nor more than \$15,000, conditioned upon such applicant or licensee complying with the provisions of the statutes applicable to the licensee and as indemnity for any loss sustained by any person by reason of any act by the licensee constituting grounds for suspension or revocation of the license. Any such bond shall be a corporate surety bond issued by a company authorized to do business in the state of Kansas and shall be executed in the name of the state of Kansas for the benefit of any aggrieved party. The aggregate liability of the surety for all breaches of the conditions of the bond in no event shall exceed the amount of such bond. The surety on the bond shall have the right to cancel the bond

by giving 30 days' notice to the director, and thereafter the surety shall be relieved of liability for any breach of condition occurring after the effective date of such cancellation. Such bonding requirements shall not apply to first or second stage manufacturers, factory branches, factory representatives or salesmen.

(j) No license shall be issued by the director to any person to act as a new or used dealer, wholesaler, broker, salvage vehicle dealer, auction motor vehicle dealer, second stage manufacturer, first stage converter, second stage converter or distributor unless the applicant for the vehicle dealer's license maintains an established place of business which has been inspected and approved by the division. First stage manufacturers, factory branches, factory representatives, distributor branches, distributor representatives and lending agencies are not required to maintain an established place of business to be issued a license.

(k) Dealers required under the provisions of this act to maintain an established place of business shall own or have leased and use sufficient lot space to display vehicles or mobile homes at least equal in number to the number of dealer plates such dealer has had assigned.

(l) A sign easily visible from the street identifying the established place of business must be displayed by each vehicle dealer.

(m) If the established place of business or lot is zoned, approval must be secured from the proper zoning authority and proof that the use complies with the applicable zoning law, ordinance or resolution must be furnished to the director by the applicant for licensing.

(n) An established place of business, otherwise meeting the requirements of this act may be used by a dealer to conduct more than one business, provided that suitable space and facilities exist therein to properly conduct the business of a vehicle dealer.

(o) Any dealer selling, exchanging or transferring or causing to be sold, exchanged or transferred new vehicles or new mobile homes in this state must satisfactorily demonstrate to the director that such vehicle dealer or mobile home dealer has a bona fide franchise agreement or mobile home sales agreement with the first or second stage manufacturer or distributor of the vehicle or mobile home manufacturer, to sell, ex-

change or transfer the same or to cause to be sold, exchanged or transferred.

(p) No Salvage vehicle dealers license shall be issued to any person, except an initial application, unless such person shall surrender to the Director of Vehicles at least fifty (50) vehicle titles in a calendar year. Initial license issuance may be made upon meeting the other requirements of K.S.A. 8-2401 et seq and K.S.A. 68-2201.

History: L. 1980, ch. 36, § 4; L. 1980, ch. 28, § 1; L. 1981, ch. 48; § 4; L. 1982, ch. 49, § 1; July 1.

Source or prior law:

8-180, 8-181, 8-2304 and 8-2306.

68-2203. Definitions. (a) The term "junk" shall mean old or scrap copper, brass, rope, rags, batteries, paper, trash, rubber debris, waste, or junked, dismantled, or wrecked automobiles, or parts thereof, iron, steel, and other old or scrap ferrous or non-ferrous material.

(b) "Automobile graveyard" shall mean any establishment which is maintained, used, or operated, for storing, keeping, buying, or selling ten (10) or more wrecked, scrapped, ruined, dismantled or inoperative motor vehicles, but such term shall not include any location where motor vehicle bodies are placed along stream banks for purposes of bank stabilization and soil erosion control, if such placement conforms with guidelines established by the chief engineer of the division of water resources of the state board of agriculture or licensed salvage vehicle dealers pursuant to K.S.A. 8-2401 et seq.

(c) "Junkyard" shall mean an establishment which is maintained, operated, or used for storing, keeping, buying, or selling junk, or for the maintenance or operation of an automobile graveyard, and the term shall include garbage dumps

except such term shall not include salvage vehicle dealers.

(d) "Interstate system" means that portion of the national system of interstate and defense highways, including city connecting links and portions of the Kansas turnpikes, located within this state, as officially designated, or as may hereafter be so designated, by the secretary, and approved by the proper federal authority as provided by law.

(e) "Primary system" means that portion of connected main highways, including city connecting links, as officially designated, or as may hereafter be so designated, by the secretary, and approved by the proper federal authority as provided by law.

(f) "Person" means any individual, firm, agency, company, association, partnership, business trust, joint stock company or corporation, including municipal corporation.

(g) "Commission" means the secretary of transportation.

(h) "Board" means the secretary of transportation.

(i) "Salvage Vehicle Dealer" shall mean a licensed salvage vehicle dealer pursuant to K.S.A. 8-240(gg) but such term shall not include an automobile graveyard, body shop or garage location.

(j) "Salvage Yard" means the established place of business as defined by K.S.A. 8-2404 and maintained by a salvage vehicle dealer.

68-2205. License required; issuance of license; fee; terms; renewal; failure to make an original or renewal application; injunction. No person shall establish, operate, or maintain a junkyard, any portion of which is within one thousand (1,000) feet of the nearest edge of the right-of-way of any street or highway on the interstate or the primary systems, or any other portion of which is within one thousand (1,000) feet of the nearest edge of the right-of-way of any other state, county, township highway, road or city street, without obtaining a license from the secretary of transportation, which licenses shall be issued only for junkyards not prohibited by K.S.A. 68-2204. The secretary of transportation shall have the sole authority to issue licenses for the establishment, maintenance, and operation of junkyards within the limits defined herein and shall charge therefor an annual fee of fifty dollars (\$50) payable on or before the first day of January. Anyone establishing a junkyard after July 1 of any year shall pay a fee of twenty-five dollars (\$25) for the remaining portion of the year. No city or county gov-

aining body sh. be required to pay any fees provided for herein. All licenses issued under this section shall expire on the first day of January following the date of issue. A license may be renewed from year to year upon paying to the secretary of transportation the sum of fifty dollars (\$50) in advance for such renewal.

Salvage vehicle dealer shall comply with provisions of this section except that no license shall be required other than the license as issued by the Director of Vehicles.

Any person who shall willfully or intentionally refuse to make an original application or renewal application, or to pay the annual license fee, as prescribed in this act, shall be deemed delinquent on and after February 16 of any year, or in cases where business is established after the first of the year he or she shall be deemed delinquent on and after forty-five (45) days after establishment of the business and shall be assessed a penalty fee by the secretary of transportation of one dollar (\$1) per day for each day he or she continues to do business thereafter until the application is made and the fees have been paid. After such time it shall be unlawful for the owner, or any person, to operate the junkyard. Proceeds from such fees shall be deposited with the state treasurer in the state highway fund and be subject to disbursement as provided by law to defray the expenses of administering the provisions of this act. Whenever any person required to be licensed under this act fails to make application with the secretary of transportation, or to pay the license fee when due, or continues to do business when the secretary of transportation has denied, suspended or revoked such application or license, the secretary of transportation may file an action to enjoin such person from operating in violation of this act.

History: L. 1967, ch. 357, § 5; L. 1968, ch. 154, § 1; L. 1972, ch. 250, § 1; L. 1973, ch. 271, § 4; L. 1976, ch. 296, § 2; July 1.

68-2207. Junkyards lawfully in existence. Any junkyard or salvage yard which was lawfully in

existence on May 4, 1967, and duly licensed in the subsequent year and which is within one thousand (1,000) feet of the nearest edge of the right-of-way and visible from the main traveled way of any street or highway on the interstate or the primary systems and any junkyard within one thousand (1,000) feet of the nearest edge of the right-of-way and visible from the main traveled way of any other state, county, township highway, road or city street, and which is not located as specified in subsection (b) or (c) of K.S.A. 68-2204, shall be screened, if feasible and if federal funds are available therefor, by the secretary of transportation at locations on the highway right-of-way or in areas acquired for such purposes outside the right-of-way so as not to be visible from the main traveled way of such highway.

History: L. 1967, ch. 357, § 7; L. 1973, ch. 271, § 5; L. 1975, ch. 427, § 215; Aug. 15.

68-2208. Acquisition of land, when. When the secretary of transportation determines that the topography of the land adjoining the highway, road or street will not permit adequate screening of any junkyard or salvage yard

lawfully in existence, or the screening of such a junkyard or salvage yard

would not be economically feasible, the secretary shall have the authority to acquire by gift, purchase, exchange, or condemnation, such interests in lands as may be necessary to secure the relocation, removal or disposal of the junkyards; and to pay for the costs of relocation, removal, or disposal, thereof. When the secretary determines that it is in the best interest of the state the secretary may acquire such lands, or interests in lands, as may be necessary to provide adequate screening of such junkyards.

History: L. 1967, ch. 357, § 8; L. 1973, ch. 271, § 6; L. 1975, ch. 427, § 216; Aug. 15.

68-2209. Nuisances. Any junkyard which comes into existence after the effective date of this act, or was being maintained in violation of law on the effective date of this act, or after said date is altered, changed or enlarged so as not to conform to this act, and which is not made to conform to the act by the owner or operator thereof or is operated or maintained in violation of this act is declared to be a public and private nuisance.

History: L. 1967, ch. 357, § 9; L. 1973, ch. 271, § 7; July 1.



JOHN CARLIN
MICHAEL LENNEN
MARGALEE WRIGHT
KEITH R. HENLEY
JUDITH A. McCONNELL
BRIAN J. MOLINE

Governor
Chairman
Commissioner
Commissioner
Executive Secretary
General Counsel

State Corporation Commission

Fourth Floor, State Office Bldg.
Ph. 913/296-3355
TOPEKA, KANSAS 66612-1571

STATEMENT PRESENTED ON FEBRUARY 25, 1985, TO THE HOUSE TRANSPORTATION
COMMITTEE REGARDING THE INTRODUCTION OF COMMITTEE BILLS PROPOSED BY
THE STATE CORPORATION COMMISSION OF KANSAS

MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE, I AM BILL GREEN, ADMINISTRATOR OF THE TRANSPORTATION DIVISION OF THE STATE CORPORATION COMMISSION. I APPEAR HERE TODAY REPRESENTING THE COMMISSION REQUESTING THAT THIS COMMITTEE INTRODUCE TWO COMMITTEE BILLS.

THE BILLS REQUESTED BY THE COMMISSION ARE AMENDMENTS TO EXISTING STATUTES. DURING 1984, THE COMMISSION CHANGED ITS POLICY ON VEHICLE REGISTRATION FOR INTERSTATE CARRIERS. THIS CHANGE IN THE COMMISSION'S POLICY BROUGHT THE COMMISSION IN LINE WITH REQUIREMENTS CONTAINED IN PUBLIC LAW 89-170. THE AMENDMENT REQUESTED, STATES THAT INTERSTATE CARRIERS ARE NOT REQUIRED TO REGISTER THE MAKE, YEAR OR VEHICLE IDENTIFICATION NUMBER WITH THE COMMISSION IN ORDER TO RECEIVE CREDENTIALS ISSUED BY THE CORPORATION COMMISSION. ALSO, IN AN EFFORT TO CLARIFY THE ISSUANCE OF KCC TAGS TO INTRASTATE AND INTERSTATE DRIVEAWAY OPERATORS WE ARE PROPOSING NEW LANGUAGE EXPLAINING THAT THESE TYPES OF CARRIERS CAN BE ISSUED KCC TAGS, EVEN THOUGH SOME DRIVEAWAY OPERATORS ARE INTERSTATE CARRIERS. (SEE K.S.A. 1984 SUPP. 66-1,139)

Attachment 3
2/25/85

THE LAST COMMITTEE BILL BEING REQUESTED BY THE COMMISSION IS AN AMENDMENT TO THE TRANSFER STATUTE REGARDING CERTIFICATES. SINCE THE LEGISLATURE CHANGED THE ENTRY STANDARD IN 1982 MOTOR CARRIERS WHO DECIDE TO PURCHASE EXISTING AUTHORITY MUST MEET THE SAME STANDARDS OF ENTRY AS NEW MOTOR CARRIER APPLICANTS. THE COMMISSION IS PROPOSING THAT TRANSFERS OF CERTIFICATES BE LIMITED SOLELY TO SPECIFIC REASONS, SUCH AS:

1.) CHANGE IN LEGAL IDENTIFY; 2.) MERGER OF CORPORATION; 3.) LAWFUL SUCCESSOR OF THE CERTIFICATE IN EVENT OF DEATH BY THE HOLDER; AND 4.) BY ORDER OF THE COURT IN DIVORCES AND PROPERTY SETTLEMENT. (SEE K.S.A. 66-1,118)

AT THIS TIME SHOULD YOU HAVE ANY QUESTIONS, I WILL ATTEMPT TO ANSWER THEM.

2/21/85

KADRA

KANSAS AUTOMOTIVE DISMANTLERS AND RECYCLERS ASSOCIATION

HOUSE TRANSPORTATION COMMITTEE

February 25, 1985

HOUSE BILL NO. 2173

CHAIRMAN REX CROWELL, MEMBERS OF THE COMMITTEE:

I am Patricia Wiechman, representing the Kansas Automotive Dismantlers and Recyclers Association, with me are Wayne Castle of Foreign Cars Unlimited at Wichita, President of the Association; Board Members Floyd Seidl of Don Schmidt Motor, Inc., at Wichita; and Dale Lehning of A-One Auto Salvage, Inc., at Haysville. We certainly appreciate the opportunity to appear before you regarding House Bill No. 2173, which concerns vehicle identification number inspection requirements.

Our Association has some specific experiences with the inspection law that we wish to relate. Mr. Wayne Castle and Mr. Dale Lehning would like to address you.

* * * * *

To summarize their comments, we are concerned with the implementation problems of the legislation, but realize many of those concerns have been addressed.

In HB 2025, the problem of duplicate fees for inspection was addressed. However, the law still continues to require dealers to have a double inspection on salvage vehicles titled in another state. To get a Kansas Title, vehicles are required to be inspected. We agree with this requirement. However, to get a Kansas Non-Highway Title, we are required to have an inspection; apply for and receive the non-highway title; then, we must have a second inspection to go from a non-highway title to a highway title. This would not be a difficult problem, IF we could receive instant titles from the Department of Revenue, Division of Vehicles. Unfortunately, this cannot be accomplished.

Some vehicles that are titled on salvage titles from other states are not really salvage vehicles. We need a method to go from the salvage title issued by a foreign state directly to a regular Kansas title. Some vehicles titled as salvage are theft recovery or similiar kinds of vehicles that do not have major repair requirements and are perfectly safe and operable vehicles. These vehicles are caught in the time delay of title issuance. They usually do not require repairs that alter the



Attachment 4
2/25/85

identification number of the vehicle. These types of vehicles could, at the time of the first inspection, be designated by the highway patrol as a theft recovery or a type of vehicle that will not require repairs to parts marked with an identification number. Going directly from the foreign salvage title to a Kansas title will cause efficient inspection and titling. The Kansas title would bear the inscription that the vehicle is no longer a non-highway titled vehicle. This would avoid double title application and the delays associated with such applications. Delays cost the State and dealers money. This method would allow the vehicle to be registered and operated, yet will still protect the title history and the consumer.

Not to be redundant, but it is important that you understand the burden that is being placed on our dealers by the duplicate inspection and the requirement that two titles, a non-highway and then a highway title, be issued on each salvage vehicle that is brought in from out-of-state, regardless of the condition of the vehicle. You have addressed the double fees we pay; however, the time delay caused by double titling and double inspection has not been addressed. This becomes duplicate work for the patrol, county treasurers, the state and vehicle dealers.

Our proposal would be to issue from the Department of Revenue a Kansas Highway Title which states that "This Vehicle Was Formerly A Salvage Vehicle" or "This Vehicle Is No Longer Titled As A Non-Highway Vehicle" or words of similar import on vehicles which, upon initial inspection by the Highway Patrol, bear only slight damage or no damage at all. Therefore, if a vehicle is driveable, has only slight damage or no damage at all, then that vehicle would only have to be inspected by the Patrol once to assure that the vehicle identification number is correct; and at the time of inspection by the Patrol, the Patrol could indicate on the inspection form that "repairs of the vehicle will not require replacement of parts that bear an identification number and such vehicle will require only minor repairs." If major repairs are required, then the double inspection requirement to prevent the problems originally addressed by the law change should be required.

Attached is a bill balloon as to our recommended changes.

We, the members of the Kansas Automotive Dismantlers & Recyclers Association, pledge our support and willingness to cooperate to whatever ends are necessary. Myself or one of our members will be happy to try to answer your questions, if you have any. Thank you for the opportunity to appear before you.

Respectfully submitted,

PATRICIA M. WIECHMAN
Kansas Automotive Dismantlers &
Recyclers Association

HOUSE BILL No. 2173

By Representative Hoy

2-5

0017 AN ACT concerning motor vehicles; checks of vehicle identi-
0018 cation numbers not required in certain cases; amending K.S.A.
0019 1984 Supp. 8-116a and repealing the existing section.

0020 *Be it enacted by the Legislature of the State of Kansas:*

0021 Section 1. K.S.A. 1984 Supp. 8-116a is hereby amended to
0022 read as follows: 8-116a. (a) When an application is made for a
0023 vehicle which has been assembled, reconstructed, reconstituted
0024 or restored from one or more vehicles, or the proper identifica-
0025 tion number of a vehicle is in doubt, the procedure in this section
0026 shall be followed. The owner of the vehicle shall request the
0027 Kansas highway patrol to check the vehicle. At the time of such
0028 check the owner shall supply the highway patrol with informa-
0029 tion concerning the history of the various parts of the vehicle.
0030 Such information shall be supplied by affidavit of the owner, if so
0031 requested by the highway patrol. If the highway patrol is satis-
0032 fied that the vehicle is not a stolen vehicle, it shall assign an
0033 existing or new identification number to the vehicle and direct
0034 the places and manner in which the identification number is to
0035 be located and affixed or implanted. A charge of \$10 per hour or
0036 part thereof, with a minimum charge of \$10, shall be made to the
0037 owner of a vehicle requesting a check under this subsection, and
0038 such charge shall be paid prior to the check under this section.
0039 *When a vehicle is registered in Kansas with a Kansas title and is*
0040 *financed by a Kansas financial institution, such vehicle shall not*
0041 *be required to have a check under this section if repossessed in*
0042 *another state and returned to this state.*

0043 (b) From and after the effective date of this act, any person
0044 making application for any original Kansas title for a used vehicle
0045 which is, at the time of making application, titled in another

0046 jurisdiction, with a salvage or similiar title,

shall, as a condition precedent to obtaining any
0047 Kansas title, have such vehicle checked by the Kansas highway
0048 patrol for verification that the vehicle identification number
0049 shown on the foreign title is genuine and agrees with the iden-
0050 tification number on the vehicle.

and that the vehicle is not substantially damaged to the extent
that parts bearing the vehicle identification number will not be
required to be replaced.

The verification shall be made
0051 upon forms prescribed by the division of vehicles which shall
0052 contain such information as the secretary of revenue shall re-
0053 quire by rules and regulations.

The Division of Vehicles, upon such verification, shall issue an
original Kansas title reflecting that the vehicle is no longer
titled as a non-highway type vehicle.

A charge of \$10 per hour or part
0054 thereof, with a minimum charge of \$10, shall be made for checks
0055 under this subsection. *When a vehicle is registered in another*
0056 *state, but is financed by a Kansas financial institution and is*
0057 *repossessed in another state for return to Kansas, the check*
0058 *required by this subsection (b) shall not be required to obtain a*
0059 *valid Kansas title or registration.*

0060 (c) As used in this act, "identification number" or "vehicle
0061 identification number" means an identifying number, serial
0062 number, engine number, transmission number or other distin-
0063 guishing number or mark, placed on a vehicle, engine, trans-
0064 mission or other essential part by its manufacturer or by authority
0065 of the division of vehicles or the Kansas highway patrol or in
0066 accordance with the laws of another state or country.

0067 (d) The checks made under subsection (b) may be made by a
0068 designee of the superintendent of the Kansas highway patrol.
0069 For checks made by designees, \$1 of each ~~check~~ charge shall be
0070 remitted to the Kansas highway patrol and deposited in the state
0071 general fund, and the balance of such charges shall be retained
0072 by such designee. When a check is made under either subsection
0073 (a) or (b) by personnel of the Kansas highway patrol, the entire
0074 amount of the charge therefor shall be deposited in the state
0075 general fund.

0076 Sec. 2. K.S.A. 1984 Supp. 8-116a is hereby repealed.

0077 Sec. 3. This act shall take effect and be in force from and
0078 after its publication in the statute book.

HOUSE TRANSPORTATION COMMITTEE
February 25, 1985

HOUSE BILL NO. 2173

The attached picture and copies of documents represent the steps that an out-of-state salvage vehicle and title must go through in order to become a Kansas highway vehicle with a Kansas highway title. The vehicle, a 1981 Chevrolet Impala, was not damaged and was perfectly driveable at the time it was purchased on the Oklahoma Salvage Title.

- Step 1. Vehicle purchased on Oklahoma Salvage Title.
- Step 2. The vehicle is returned to Kansas and the Vehicle is inspected by the Kansas Highway Patrol for VIN/Title Verification in order to apply for a Kansas Non-Highway title.
- Step 3. Application is made and the State of Kansas issues the Non-Highway Title as much as ten (10) days to fourteen (14) days later.
- Step 4. Once the Non-Highway Title is received, the Vehicle is re-inspected by the Kansas Highway Patrol for VIN/Title Verification.
- Step 5. A second Application for a Kansas Title is made and, as much as ten (10) to fourteen (14) days later, the Kansas Highway Title bearing the statement, "This vehicle is no longer titled as a Non-Highway vehicle" is issued.

The entire period of time will be from twenty (20) to twenty eight (28) days to complete. No repairs will have been done to the vehicle and the dealer will have as much as one-month's interest to pay on the floor plan if he elects not to sell the vehicle until he knows he has a title.

The proposed amendment will eliminate Step 2 after the inspection through Step 5, receipt of the title with the statement printed upon it without jeopardizing the credibility of the Kansas title or any Kansas consumer. It will save the Highway Patrol and the Division of Vehicles both time and money. It will save the Dealer both time and money.

2/25/85
Attachment 5

State of Oklahoma — VEHICLE CERTIFICATE OF TITLE

BODY TYPE SEDAN		MODEL YEAR 84	VEHICLE IDENTIFICATION NUMBER 1J1A17THRP 1038129		ORIGINAL OKLAHOMA TITLE NO. N496796-B
MAKE CHEV		DATE FIRST SOLD 6 27 84	TOTAL DELIVERED PRICE \$ 8008		DATE INS. 06 27 84
MODEL IMPALA		AGENT NO. 6604	TOTAL DELIVERED PRICE \$ 10218		LOSS ON SALVAGE INS LOSS
DATE 10 04 83	TIME 0930	NAME PIONEER BK & TR	ADDRESS FONCA CITY	CITY L286345	STATE OK
DATE 10 04 83	TIME 0930	NAME PRUDENTIAL PROPERTY & CASUALTY INS	ADDRESS P. O. BOX 90745	CITY HOUSTON	STATE TX
TAXING SALVAGE		MILEAGE 45262		DECAL 4Y272755	
TRANSFER DUPLICATE 786556		CITY HOUSTON		STATE TX	ZIP 77096

SALE

I hereby certify that according to the records of the Oklahoma Tax Commission, the person named herein is the owner of the vehicle described above and is subject to a lien as shown, however, the vehicle may be subject to other liens or security interests.

GM/MM 84179
GEORGIA MCAFEE
By _____ AGENT

KEEP THIS CERTIFICATE OF TITLE IN A SAFE PLACE. DO NOT ACCEPT ANY TITLE SHOWING ANY ERASURE, ALTERATION OR MUTILATION.



#1

CASUALTY LOSS NOTICE

This vehicle has been involved in a casualty loss and the buyer should determine the extent of said loss from any seller of said vehicle.

Notice acknowledged

Signature of purchaser

IMPORTANT NOTICE

Each person, except a licensed used car dealer, is required by law to obtain a transfer title in his name within TWENTY days after acquiring ownership or possession of this vehicle. Failure to do so subjects the owner or possessor to a fine and a penalty.

Assignment below positively must be signed and sworn to before a Notary Public

Registration No. _____ Year 19 _____

Attached to this Vehicle when assigned.

ASSIGNMENT OF TITLE

For value received I/we hereby sell, assign or transfer unto

A. One. Date Sabong
Last _____ First _____ Middle _____

Address _____ Town _____

County _____ State _____

the vehicle described on the reverse side of this certificate and I/we hereby warrant the Title to said vehicle and hereby certify that at the time of delivery the same is subject to the following liens or encumbrances and none other.

Date _____

Kind _____ Amount _____

In favor of _____

whose address is _____

2-84 _____ Signature of Seller _____ Odometer _____

Subscribed and sworn to before me this 30 day of Dec 19 84

Notary Public _____

My Commission Expires 12-7 19 86

RE ASSIGNMENT BY REGISTERED DEALER IN USED CARS OR PARTS ONLY

Registration No. _____ Year 19 _____

Attached to this Vehicle when Re-assigned

Dealer's License No. _____

For value received I/we hereby sell, assign or transfer unto

Last _____ First _____ Middle _____

Address _____ Town _____

County _____ State _____

the vehicle described on the reverse side of this certificate and I/we hereby warrant the Title to said vehicle and hereby certify that at the time of delivery the same is subject to the following liens or encumbrances and none other.

Date _____

Kind _____ Amount _____

In favor of _____

whose address is _____

Signature of Registered Dealer Seller _____ Odometer _____

Subscribed and sworn to before me this _____ day of _____

19 _____ Notary Public _____

My commission expires _____ 19 _____

VOID IF ALTERED
OR ERASED

No. 123629

KANSAS HIGHWAY PATROL MOTOR VEHICLE EXAMINATION CERTIFICATE

VIN/Title Verification

Assembled, Reconstructed, Reconstituted or Restored Motor Vehicle.

Title Correction

Non-Highway Title Verification

ASSIGNED NUMBER KS

I certify that I physically examined the vehicle described below on 7/5/84

date

and the information is true and correct to the best of my knowledge.

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
PUBLIC VIN	1	G	2	A	P	3	7	A	8	B	P	5	7	0	7	9	4

OWNER A-ONE AUTO SALVAGE ADDRESS 7335 S. BRDWAY

CITY HAYSVILLE KS ZIP 67030 POLICE VIN _____

Not applicable for VIN verification

YEAR 1981 MAKE PONT MODEL G. PRIX ENGINE VIN _____

Not applicable for VIN verification

STYLE 2S CYLINDERS 6 COLOR MARON TRANSMISSION VIN _____

Not applicable for VIN verification

TITLING STATE OKLAHOMA TITLE NUMBER W035749 A

EPA STICKER 1G2AP37A8BP570794 DEALER NUMBER 3792

ODOMETER READING 58807

Further, it has been verified that no stolen record was found on the above V.I.N.'s when checked in the federal stolen vehicle file.

REMARKS: _____

#2

[Signature]
Signature of law enforcement officer

[Signature] 271
Department Officer No.

FEES COLLECTED \$ 10.00

COPIES: PINK copy to applicant to be surrendered with title
WHITE copy to Kansas Highway Patrol with designated fee
YELLOW copy retained as receipt for fees by owner
BLUE copy to designee where applicable

STATE OF KANSAS CERTIFICATE OF TITLE

NON-HIGHWAY

TITLE NO	VEHICLE IDENTIFICATION NO	YEAR	MAKE	
12638003	1G2AP37A8BP570794	B	PONT	
STYLE	EMPTY WEIGHT	APPLICATION DATE	MILEAGE	ISSUE DATE
2S	3965	07/05/84	58807	07/09/84

NAME(S) AND ADDRESS OF OWNER(S)

A ONE AUTO SALVAGE

7335 S EDWY
HAYSVILLE KS 67060

THIS VEHICLE SHALL NOT BE OPERATED ON THE STREETS OR HIGHWAYS OF THE STATE OF KANSAS UNTIL THE OWNER SURRENDERS THIS TITLE TO THE COUNTY TREASURER, MAKES APPLICATION FOR A REGULAR TITLE, AND PURCHASES A LICENSE PLATE.

**DEPARTMENT OF REVENUE
DIVISION OF VEHICLES
State Office Building
Topeka, Kansas 66626**

This vehicle is subject to the following lien(s):

I, the undersigned hereby certify that I have approved an application for certificate of title for the vehicle described hereon, pursuant to the provisions of the Motor Vehicle Laws of this State, and the applicant named on the face hereof has been duly recorded as the lawful owner of said vehicle.

I further certify that the vehicle is subject to the security interests shown hereon, if any. But however the vehicle may be subject to other security interests

Harley T. Duncan

Harley T. Duncan
Secretary of Revenue

Robert Bugg

Robert Bugg
Director of Vehicles

#3

H0226060

TR-19F
Rev. 6-83

Application for title must be made in the treasurer's office in county in which you reside. Carriers having vehicles eligible for proration of fleet registration shall make application for Certificate of Title by applying directly to the Kansas Department of Revenue, Division of Vehicles, Topeka, Kansas 66626. Penalty if not applied for within 15 days from assignment. Notary public in executing this instrument, wears and affirms that seller's signature was affixed in their presence as provided by Kansas Statute. For VALUE RECEIVED SELLER ASSIGNS, TRANSFERS AND CONVEYS UNTO THE PURCHASER THE VEHICLE DESCRIBED ON THE CERTIFICATE AND SELLER WARRANTS THE TITLE TO BE FREE FROM ALL LIENS AND ENCUMBRANCES EXCEPT AS STATED IN THE ASSIGNMENT, that the odometer reading stated hereon is correct and that a Federal Odometer Statement has been completed with each assignment, a copy of which will be kept for three (3) years.

Name of Purchaser _____
 Street Address _____ City _____ State _____
 Lienholder or Secured Party _____ Address _____
 The odometer mileage on this vehicle is _____ miles/kilometers. (Check following statement if applicable)
 The actual miles/kilometers differs from the odometer reading.
 SEAL Signature _____ (Seller)
 Subscribed and Sworn to before me in my presence this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

Name of Purchaser _____
 Street Address _____ City _____ State _____
 Lienholder or Secured Party _____ Address _____
 The odometer mileage on this vehicle is _____ miles/kilometers (Check following statement if applicable)
 The actual miles/kilometers differs from the odometer reading.
 _____ By: _____
 Dealer's name & Dealer number _____
 SEAL
 Subscribed and Sworn to before me in my presence this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

Name of Purchaser _____
 Street Address _____ City _____ State _____
 Lienholder or Secured Party _____ Address _____
 The odometer mileage on this vehicle is _____ miles/kilometers (Check following statement if applicable)
 The actual miles/kilometers differs from the odometer reading.
 _____ By: _____
 Dealer's name & Dealer number _____
 SEAL
 Subscribed and Sworn to before me in my presence this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

Lien or Encumbrance on this title released _____ By _____
 _____ Name _____ Title _____
 SEAL
 Subscribed and sworn before me this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

Lien or Encumbrance on this title released _____ By _____
 _____ Name _____ Title _____
 SEAL
 Subscribed and sworn before me this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

OF TITLE
 DEPARTMENT OF REVENUE
 DEPARTMENT OF REVENUE

VOID IF ALTERED
OR ERASED

No. 123629

KANSAS HIGHWAY PATROL MOTOR VEHICLE EXAMINATION CERTIFICATE

VIN/Title Verification

Assembled, Reconstructed, Reconstituted or Restored Motor Vehicle.

Title Correction

Non-Highway Title Verification

ASSIGNED NUMBER KS

I certify that I physically examined the vehicle described below on 7/5/84 date

and the information is true and correct to the best of my knowledge.

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
PUBLIC VIN	1	G	2	A	P	3	7	A	8	B	P	5	7	0	7	9	4

OWNER A-ONE AUTO SALVAGE ADDRESS 7335 S. BRDWAY

CITY HAYSVILLE, KS ZIP 67030 POLICE VIN _____
Not applicable for VIN verification

YEAR 1981 MAKE PONT MODEL G. PRIX ENGINE VIN _____
Not applicable for VIN verification

STYLE 2S CYLINDERS 6 COLOR MARON TRANSMISSION VIN _____
Not applicable for VIN verification

TITLING STATE OKLAHOMA TITLE NUMBER NO35749 A

EPA STICKER 1G2AP37A8BP570794 DEALER NUMBER 3792

ODOMETER READING 58807

Further, it has been verified that no stolen record was found on the above V.I.N.'s when checked in the federal stolen vehicle file.

REMARKS: _____

[Signature]
Signature of law enforcement officer

#4
RHF 1271
Department Officer No.

FEES COLLECTED \$ 10.00

COPIES: PINK copy to applicant to be surrendered with title
WHITE copy to Kansas Highway Patrol with designated fee
YELLOW copy retained as receipt for fees by owner
BLUE copy to designee where applicable

STATE OF KANSAS CERTIFICATE OF TITLE

TITLE NO. 06313039	VEHICLE IDENTIFICATION NO. WBADK7305C7951433	YEAR L 1982	MAKE BMW
STYLE 4S	EMPTY WEIGHT 2783	APPLICATION DATE 04/11/84	MILEAGE 9922
		ISSUE DATE 04/16/84	

NAME(S) AND ADDRESS OF OWNER(S)

A ONE AUTO

7335 S EDWY
HAYSVILLE KS 67060

THIS VEHICLE HAS PASSED THE OFFICIAL KANSAS SAFETY INSPECTION AND IS NO LONGER TITLED AS A NON-HIGHWAY VEHICLE.

**DEPARTMENT OF REVENUE
DIVISION OF VEHICLES
State Office Building
Topeka, Kansas 66625**

This vehicle is subject to the following lien(s):

I, the undersigned hereby certify that I have approved an application for certificate of title for the vehicle described hereon, pursuant to the provisions of the Motor Vehicle Laws of this State, and the applicant named on the face hereof has been duly recorded as the lawful owner of said vehicle.

I further certify that the vehicle is subject to the security interests shown hereon, if any. But however the vehicle may be subject to other security interests.

Michael Lennen

Michael Lennen
Secretary of Revenue

Robert Bugg

Robert Bugg
Director of Vehicles

G 1042470

TR-19T
Rev. 1-82

#5

Application for title must be made in the treasurer's office in county in which you reside. Carriers having vehicles eligible for proration of fleet registration shall make application for Certificate of Title by applying directly to the Kansas Department of Revenue, Division of Vehicles, Topeka, Kansas 66626. Penalty if not applied for within 15 days from assignment. Notary public in executing this instrument, swears and affirms that seller's signature was affixed in their presence as provided by Kansas Statute. For VALUE RECEIVED SELLER ASSIGNS, TRANSFERS AND CONVEYS UNTO THE PURCHASER THE VEHICLE DESCRIBED ON THE CERTIFICATE AND SELLER WARRANTS THE TITLE TO BE FREE FROM ALL LIENS AND ENCUMBRANCES EXCEPT AS STATED IN THE ASSIGNMENT that the odometer reading stated hereon is correct and that a Federal Odometer Statement has been completed with each assignment, a copy of which will be kept for three (3) years.

ASSIGNMENT OF TITLE

Name of Purchaser _____
 Street Address _____ City _____ State _____
 Lienholder or Secured Party _____ Address _____
 The odometer mileage on this vehicle is _____ miles/kilometers. (Check following statement if applicable.)
 The actual miles/kilometers differs from the odometer reading.
 SEAL Signature _____ (Seller)
 Subscribed and Sworn to before me in my presence this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

KANSAS REGISTERED DEALERS RE-ASSIGNMENT

Name of Purchaser _____
 Street Address _____ City _____ State _____
 Lienholder or Secured Party _____ Address _____
 The odometer mileage on this vehicle is _____ miles/kilometers. (Check following statement if applicable.)
 The actual miles/kilometers differs from the odometer reading.
 _____ By _____
 Dealer's name & Dealer number _____
 SEAL
 Subscribed and Sworn to before me in my presence this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

KANSAS REGISTERED DEALERS RE-ASSIGNMENT

Name of Purchaser _____
 Street Address _____ City _____ State _____
 Lienholder or Secured Party _____ Address _____
 The odometer mileage on this vehicle is _____ miles/kilometers. (Check following statement if applicable.)
 The actual miles/kilometers differs from the odometer reading.
 _____ By _____
 Dealer's name & Dealer number _____
 SEAL
 Subscribed and Sworn to before me in my presence this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

LIEN RELEASE

Lien or Encumbrance on this title released _____ By _____
 Lienholder or Secured Party _____ Name _____ Title _____
 SEAL
 Subscribed and sworn before me this _____ day of _____, 19____ County _____ State _____
 Notary Public _____ My Commission expires the _____ day of _____, 19____

Lien or Encumbrance on this title released _____ By _____
 Lienholder or Secured Party _____ Name _____ Title _____
 Subscribed and sworn before me this _____ day of _____, 19____ County _____ State _____
 SEAL
 Notary Public _____ My Commission expires the _____ day of _____, 19____

CERTIFICATE OF TITLE

STATE OF OKLAHOMA

VEHICLE IDENTIFICATION NUMBER	YEAR	MAKE	TITLE NO.	
1G3AM19T0ED316509	84	OLDSMOBI	H287858B	
BODY TYPE	MODEL	F.D. PRICE	DATE 1st SOLD	DATE ISSUED
4DR SDN	CUTCIER	9,721.00	02/08/84	12/17/84
AGENT NO.	T.D. PRICE	ODOMETER	TYPE OF TITLE	
5523	13,000.00	20300	SALVAGE	
NAME AND ADDRESS OF VEHICLE OWNER			DATE INS. LOSS OR SALVAGE	
EMPLOYERS CASUALTY INSURANCE			12/17/84	

1317 S. BRYANT
OKLAHOMA CITY, OK 73115

THIS VEHICLE IS SUBJECT TO THE FOLLOWING LIEN(S):

Salvage

It is hereby certified that according to the records of the Oklahoma Tax Commission, the person named hereon is the owner of the vehicle described above which is subject to a lien(s) as shown; however, the vehicle may be subject to other liens or security interests.

CONTROL NO.
0042980
(This is not a title number)



VOID IF ALTERED

AMERICAN BANK NOTE COMPANY

2/25/85
Attachment 6

VOID IF ALTERED
OR ERASED

No. 237819

KANSAS HIGHWAY PATROL MOTOR VEHICLE EXAMINATION CERTIFICATE

VIN/Title Verification

Assembled, Reconstructed, Reconstituted or Restored Motor Vehicle.

Title Correction

Non-Highway Title Verification

ASSIGNED NUMBER KS

I certify that I physically examined the vehicle described below on 2-1-85,
date
and the information is true and correct to the best of my knowledge.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
1	6	3	C	X	6	9	3	8	F	1	3	1	6	6	6	2

PUBLIC VIN

OWNER A-ONE AUTO SALVAGE ADDRESS 7335 S. BROADWAY

CITY WICHITA, KS ZIP 67060 POLICE VIN _____
Not applicable for VIN verification

YEAR 1985 MAKE OLDS MODEL 98 ENGINE VIN _____
Not applicable for VIN verification

STYLE 4-0 CYLINDERS 6 COLOR BLUE TRANSMISSION VIN _____
Not applicable for VIN verification

TITLING STATE TEXAS TITLE NUMBER 05489653

EPA STICKER UNREADABLE DEALER NUMBER D-379Z

ODOMETER READING 2,617

Further, it has been verified that no stolen record was found on the above V.I.N.'s when checked in the federal stolen vehicle file.

REMARKS: VEHICLE IS NOT ROADWORTHY.

#1 inspection

A. J. Kewley
Signature of law enforcement officer

KHP, 297
Department/Officer No.

FEEES COLLECTED \$ 10.00

STATE OF KANSAS CERTIFICATE OF TITLE

TITLE NO. 02052019		VEHICLE IDENTIFICATION NO. 1G2AM0897BA230101		YEAR 81	MAKE PONT
STYLE CP	EMPTY WEIGHT 2072	APPLICATION DATE 01/26/84	MILEAGE 28028	ISSUE DATE 02/04/84	

NAME(S) AND ADDRESS OF OWNER(S)

WEST AMERICAN INS CO

BX 1738

WICHITA

KS 67201

THIS VEHICLE SHALL NOT BE OPERATED ON THE STREETS OR HIGHWAYS OF THE STATE OF KANSAS UNTIL THE OWNER OBTAINS FROM AN AUTHORIZED KANSAS OFFICIAL INSPECTION STATION A CERTIFICATION OF INSPECTION, SURRENDERS THIS TITLE TO THE COUNTY TREASURER, MAKES APPLICATION FOR A REGULAR TITLE, AND PURCHASES A LICENSE PLATE.

**DEPARTMENT OF REVENUE
DIVISION OF VEHICLES
State Office Building
Topeka, Kansas 66626**

This vehicle is subject to the following lien(s):

First title

I, the undersigned hereby certify that I have approved an application for certificate of title for the vehicle described hereon, pursuant to the provisions of the Motor Vehicle Laws of this State, and the applicant named on the face hereof has been duly recorded as the lawful owner of said vehicle.

I further certify that the vehicle is subject to the security interests shown hereon, if any. But, however the vehicle may be subject to other security interests.

Michael Lennen

Michael Lennen
Secretary of Revenue

Robert Bugg

Robert Bugg
Director of Vehicles

G 0929914

TR-19T
Rev. 1-82

KEEP IN SAFE PLACE - ANY ALTERATION OR ERASURE VOIDS THIS TITLE

VOID IF ALTERED
OR ERASED

No. 237819

KANSAS HIGHWAY PATROL MOTOR VEHICLE EXAMINATION CERTIFICATE

VIN/Title Verification

Assembled, Reconstructed, Reconstituted or Restored Motor Vehicle.

Title Correction

Non-Highway Title Verification

ASSIGNED NUMBER KS

I certify that I physically examined the vehicle described below on 2-1-85
date
and the information is true and correct to the best of my knowledge.

PUBLIC VIN	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
	1	6	3	C	X	6	9	3	8	F	1	3	1	6	6	6	2

OWNER A-ONE AUTO SALVAGE ADDRESS 7335 S. BROADWAY

CITY WICHITA, KS ZIP 67060 POLICE VIN _____
Not applicable for VIN verification

YEAR 1985 MAKE OLDS MODEL 98 ENGINE VIN _____
Not applicable for VIN verification

STYLE 4-0 CYLINDERS 6 COLOR BLUE TRANSMISSION VIN _____
Not applicable for VIN verification

TITLING STATE TEXAS TITLE NUMBER 05489653

EPA STICKER UNREADABLE DEALER NUMBER D-379Z

ODOMETER READING 2,617

Further, it has been verified that no stolen record was found on the above V.I.N.'s when checked in the federal stolen vehicle file.

REMARKS: VEHICLE IS NOT ROADWORTHY.

2nd. inspection

A. J. Newidge
Signature of law enforcement officer

KHP, 297
Department/Officer No.

FEES COLLECTED \$ 10.00

STATE OF KANSAS CERTIFICATE OF TITLE

TITLE NO. 06313039		VEHICLE IDENTIFICATION NO. WBADK7305C7951433		YEAR L 1982	MAKE BMW
STYLE 4S	EMPTY WEIGHT 2783	APPLICATION DATE 04/11/84	MILEAGE 9922	ISSUE DATE 04/16/84	

NAME(S) AND ADDRESS OF OWNER(S)

A ONE AUTO

7335 S BDWY
HAYSVILLE KS 67060

THIS VEHICLE HAS PASSED THE OFFICIAL KANSAS SAFETY INSPEC-
TION AND IS NO LONGER TITLED AS A NON-HIGHWAY VEHICLE.

DEPARTMENT OF REVENUE
DIVISION OF VEHICLES
State Office Building
Topeka, Kansas 66626

This vehicle is subject to the following lien(s):

I, the undersigned hereby certify that I have approved an application for certificate of title for the vehicle described hereon, pursuant to the provisions of the Motor Vehicle Laws of this State, and the applicant named on the face hereof has been duly recorded as the lawful owner of said vehicle.

I further certify that the vehicle is subject to the security interests shown hereon, if any. But, however the vehicle may be subject to other security interests.

Michael Lennen

Michael Lennen
Secretary of Revenue

Robert Bugg

Robert Bugg
Director of Vehicles

G 1042470

TR-19T
Rev. 1-82

TESTIMONY ON H.B. 2173
AN ACT concerning motor vehicles; checks of
vehicle identification numbers not required in certain cases

Presented to the
HOUSE COMMITTEE ON TRANSPORTATION

February 25, 1985
by the

KANSAS CREDIT UNION LEAGUE

Mr. Chairman, members of the Committee:

I am Jerel Wright, Legislative spokesperson for the Kansas Credit Union League (KCUL). Our association represents 97% of the 168 state-chartered and 46 federally-chartered credit unions located in Kansas. Credit unions are non-profit financial cooperatives chartered under state and federal law which are owned by the people who save and borrow there. Kansas credit unions serve the personal financial needs of over 400,000 individual credit union members and have almost \$1 billion in combined assets. Kansas credit unions range in asset size from approximately \$26,000 to \$61 million and range in size of membership from 57 members to 25,000 members.

KCUL POSITION

I appreciate having the opportunity to appear before the committee to support passage of HB 2173, the bill designed to exempt Kansas financial institutions from certain vehicle identification number checks. Although our association has no official policy statement addressing vehicle identification checks, we have been contacted by our member credit unions about the problem of vehicle identification number checks when the automobile is recovered outside of the state. Because of the required vehicle identification number check, the time period necessary to obtain a repossession title from the state of Kansas is extended by several days. This extension of time leads to additional automobile storage costs which can be \$7 per day or more. Therefore, the cost of recovering a vehicle outside of the state increases depending on the timing of the out of state inspection and the issuance of a Kansas repossession title. In addition to rising storage costs,

2/25/85
Attachment 7

recovery costs may increase if an inoperable vehicle must be towed to a designated out of state inspection location.

SUMMARY

HB 2173 exempts credit unions as well as other Kansas financial institutions from the vehicle identification number check required under K.S.A. 8-116a. The bill effectively eliminates the cause of our concern about additional expenses to credit unions. For this reason, KCUL supports passage of HB 2173.

Thank you, Mr. Chairman, for this opportunity to appear before the Committee. I will respond to questions at your direction.