

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES

The meeting was called to order by Sen. Bill Morris at
Chairperson

9:00 a.m./~~p.m.~~ on January 22, 1986 in room 254-E of the Capitol.

All members were present ~~except~~.

Committee staff present:

Fred Carman, Revisor
Ben Barrett, Legislative Research Department
Hank Avila, Legislative Research Department
Louise Cunningham, Secretary

Conferees appearing before the committee:

Ben Barrett reviewed the work completed by the Interim Committee. The Interim Committee had been directed to study enforcement of laws and penalties applied regarding gross weight limits. This was covered under Proposal No. 52 and resulted in H.B. 2665. One of the most important recommendations of the Committee was to ask the Secretary of Transportation to urge the Federal Highway Administration to achieve uniformity in weight limits throughout the states.

Mr. Barrett reviewed Proposal No. 62 dealing with handicapped parking. S.B. 429 was the result of the Committee recommendations.

Hank Avila reviewed the recommendations of Proposal No. 53 regulating excavation and underground explosives and Proposal No. 63 concerning the funding of city connecting links.

Mr. Avila said in regard to Proposal No. 54, transfers of certificates of need, the Committee felt the system was working and should not be changed.

Mr. Avila submitted a Memorandum dated January 15, 1986 in re to the bills in committee. (Att. 1).

The committee took action on several bills as follows:

S.B. 243 - Requiring two license plates for vehicles under 12,000 pounds.

A motion was made by Sen. Francisco and was seconded by Sen. Hayden to report S.B. 243 adversely. Motion carried.

S.B. 345 - Gross weight of vehicles under certain circumstances.

A motion was made by Sen. Hayden and was seconded by Sen. Thiessen to report S.B. 345 adversely. Motion carried.

S.B. 354 - Concerning LP-gas tax.

A motion was made by Sen. Francisco and was seconded by Sen. Martin to recommend S.B. 354 favorably for passage. Motion carried.

A motion was made by Sen. Francisco and was seconded by Sen. Hayden to introduce 5 RS 1739 (Att. 2) as a committee bill. This would require two license plates on certain motor vehicles. Motion carried.

H.B. 2158 - Concerning handicapped persons, relating to motor vehicle license plates and identification cards. This bill was incorporated into S.B. 429. A motion was made by Sen. Walker and was seconded by Sen. Hoferer to recommend H.B. 2158 adversely. Motion carried.

The committee did not review all the bills held over and the Chairman said they would be taken up at a later meeting. A hearing was to be held on S.B. 429 next week.

Meeting was adjourned at 10:05 a.m.

SENATE TRANSPORTATION AND UTILITIES COMMITTEE

Date 1-22-86 Place 254-E Time 9:00

GUEST LIST

<u>NAME</u>	<u>ADDRESS</u>	<u>ORGANIZATION</u>
Dan Seeburger	Hannover Kas	Brotherhood of Motor
RON CALBERT	NEWTON	United Transportation Union
Judy Anderson	Wichita	City of Wichita
ED DE SOIGNIE	TOPEKA	KDOT
BILL GREEN	TOPEKA	K.C.C.
To Jenkins	Topeka	KCC
Richard Schlegel	MANHATTAN	ABATE

MEMORANDUM

January 15, 1986

TO: Senate Transportation and Utilities Committee
FROM: Kansas Legislative Research Department
RE: Bills in Committee

Senate Bill No. 158 (Senators Martin, Johnston, and Parrish)

S.B. 158 defines cable television service companies as public utilities and subjects them to jurisdiction of the State Corporation Commission.

Senate Bill No. 221 (Senator Johnston)

S.B. 221 provides that no dealer shall transfer title to a trade-in motor vehicle the dealer receives in a transaction until the title to the motor vehicle sold by the dealer has been transferred to and received by the purchaser.

Senate Bill No. 235 (Senator Frey)

S.B. 235 relates to parallel generation of electricity. Whenever a customer of a public utility installs parallel generation equipment which has a combined rated capacity of 20 kilowatts or less, a single nonratcheted meter must be used for billing purposes. When the meter indicates that the customer during a billing period consumed zero or more net energy, the customer must be charged the same rate as that rate approved by the State Corporation Commission for other customers of the public utility. If the meter indicates that during the billing period, the customer supplied more energy to the utility than was consumed from the utility, the customer is charged for that billing period the minimum approved by the Commission or the customer charge, less a fair and equitable compensation for energy supplied to the utility, as determined by the Commission. If the customer and the utility cannot agree to terms and conditions of a contract, they shall be established by the Commission.

Senate Bill No. 241 (Senator Winter)

S.B. 241 relates to the carriage of natural gas by pipeline companies. When a pipeline company operates a pipeline for carriage of natural gas (a) from one or more producers of natural gas, or (b) to one or more users of natural gas, and the pipeline company and one or more producers or one or more users have not been able to agree upon contract terms for carriage of natural gas or have a dispute over terms of such a contract, the pipeline company, producers or users may apply to the State Corporation Commission for determination of the rate or rates which shall apply to such

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carriage. The rates shall be reasonable and apply only to the services performed by the pipeline company under the contract. The State Corporation Commission shall adopt rules and regulations establishing the guidelines to be applied in determining such reasonable rates.

Senate Bill No. 243 (Senator Francisco)

S.B. 243 amends K.S.A. 1984 Supp. 8-132. Currently, every owner of a registered vehicle shall be issued one license plate, and for each year in which a license plate is not issued, one renewal of registration decal.

Enactment of S.B. 243 would provide that two license plates be issued to registered vehicles with a gross weight of 12,000 pounds or less. The bill also provides for the issuance of two renewal of registration decals for each year in which a license plate is not issued.

Senate Bill No. 246 (Senator Bogina)

S.B. 246 amends K.S.A. 1984 Supp. 8-134 to change the current system of annual vehicle registration. This bill provides that the registration date of vehicles weighing 12,000 pounds or less correspond with the birth date of the first-named registered owner beginning on January 1, 1986. If the vehicle owner is not an individual, the Director of Vehicles would assign the registration date. The bill also includes provisions for fee adjustment when the current registration date and the proposed date vary.

Senate Bill No. 248 (Senators Johnston, Anderson, Feleciano, Francisco, Gannon, Karr, Martin, Parrish, and Strick)

S.B. 248 relates to persons who intervene in hearings held by the State Corporation Commission. The State Corporation Commission shall provide financial assistance to an intervenor where the State Corporation Commission determines that: (1) such person represents an interest which would not otherwise be represented adequately in the proceeding or hearing and which is necessary for the fair disposition of the proceeding or hearing; and (2) such person has insufficient resources to participate effectively in the proceeding or hearing in the absence of financial assistance.

Senate Bill No. 257 (Senator Martin)

S.B. 257 creates the Citizen Utility Board (CUB). The bill seeks to promote the health, welfare, and prosperity of the citizens of Kansas by ensuring effective and democratic representation of individual residential utility customers before regulatory agencies, the Legislature, and other public bodies and to provide consumer education on utility service costs and on benefits and methods of energy conservation. The bill details: the qualifications for members of the board and its duties, functions, and powers, the qualifications of the Executive Director of CUB; the voting rights of members; utility bill enclosure provisions (cards, envelopes, leaflets); penalty provisions for persons who interfere with the activities of CUB,

provisions for an interim Board of Directors prior to the formation of the Board; various provisions for the election of officers; a requirement that all statements filed with CUB be available for public inspection; prohibitions against offers of monetary value to CUB members, the intent of which is to influence official action of the Board; a provision for the handling of expenses of the Board; a provision which allows CUB to receive Intervenor Compensation Funds authorized by the State Corporation Commission; and a provision for the dissolution of the Board.

Senate Bill No. 345 (Federal and State Affairs)

S.B. 345 amends K.S.A. 1984 Supp. 8-1908 and 8-1909 concerning motor vehicle axles and weight limitations. The bill imposes weight limitations on triple and quad axles. Quad axles are defined as spaced more than 120 inches but not more than 150 inches apart. The gross weight on triple axles shall not exceed 43,500 pounds. The gross weight on quad axles spaced under 12 feet shall not exceed 49,000 pounds. The gross weight on quad axles spaced 12 feet and over shall not exceed 50,500 pounds. The changes in line 88 and 91 were intended to bring the state into compliance with changes made in April 1984 by the Federal Highway Administration. The bill was requested by the Motor Vehicle Inspection Bureau, Department of Revenue. Currently, Kansas law provides for gross weight limitation on single and tandem axles but not on triple and quad axles.

Senate Bill No. 354 (Ways and Means)

S.B. 354 would exempt counties, municipalities, or other political subdivisions and the state of Kansas from the payment of the liquified petroleum motor fuel tax.

Senate Bill No. 377 (Federal and State Affairs)

S.B. 377 relates to port authorities. The bill provides that any property of a public corporation, public utility, or common carrier which has been designated for abandonment or which is being liquidated in a legal proceedings may be obtained by the exercise of the right of eminent domain without the obligation to restore, relocate, or duplicate such property or facility. The bill also amends current law to allow bids received for a contract by the port authority from one or more disadvantaged business enterprises to be negotiated.

House Bill No. 2158 (Representative Vancrum)

H.B. 2158, as amended, permits extension of parking privileges for the handicapped to any person certified by a physician to have a visual impairment of both eyes, either temporarily or permanently, to the extent that the person meets the federal definition of what constitutes a legally blind person.

House Bill No. 2173 (Representative Hoy)

H.B. 2173, as amended, relates to checks of vehicle identification numbers. K.S.A. 1984 Supp. 8-116a would be amended to provide that when a Kansas financial institution repossesses a vehicle in another state, which vehicle will not be returned to Kansas, no vehicle identification number check will be required in order to obtain a Kansas title.

House Substitute for House Bill No. 2202
(Federal and State Affairs)

Substitute for H.B. 2202, as amended, relates to natural gas utilities. The bill adds to the definition of "public utility" all sellers, resellers and commissioned brokers of natural gas doing business within the state who do not own, control, operate, or manage pipeline and distribution facilities, except for natural gas producers who sell to public utilities who sell to customers not served by public utilities or who sell by private contract to an end-use customer, and except for (1) the sale of natural gas for on-farm use, or (2) the sale of natural gas through a farm tap granted pursuant to a right-of-way.

The bill also defines the term "municipally-owned" to city-owned when applicable to natural gas or to a natural gas utility. The term "municipality" means city when applicable to natural gas or to a natural gas utility.

Under the bill, a city has authority to control and regulate (1) all public utilities and common carriers which are situated and operated wholly or principally within any city or principally operated for the benefit of such city or its people prior to the effective date of the act; and (2) all natural gas utilities that begin operation after the effective date of the act which are wholly or principally situated and operated within any city not being provided that service by a natural gas public utility subject to the jurisdiction of the Commission.

Natural gas utilities that begin operation after the effective date of this act which are wholly or principally situated and operated within any city already being provided similar service by a natural gas utility which is subject to the jurisdiction of the Commission, shall be deemed to be a public utility and shall be subject to the jurisdiction of the State Corporation Commission.

All rights of a supplier of natural gas to provide distribution service in an area annexed by a city shall terminate 180 days from the date of annexation, unless such natural gas supplier is then holding a valid franchise for services in such area granted by the annexing city. The 180-day period shall be extended to 210 days from the date of annexation if a franchise is granted to such natural gas supplier pursuant to referendum conducted according to applicable franchise laws of the state within the 210-day period.

House Bill No. 2257 (Committee on Communication,
Computers, and Technology)

H.B. 2257, as introduced, would amend K.S.A. 1984 Supp. 66-101, K.S.A. 66-104a, and K.S.A. 66-1,143 to remove radio common carriers (RCCs) from the jurisdiction, regulation, supervision, and control of the State Corporation Commission. The bill further amends K.S.A. 66-1,143 to provide the State Corporation Commission the power and authority to regulate RCCs whenever it is necessary to protect the public interest against cross-subsidization of competitive goods or services by the monopoly goods and services. The bill also amends K.S.A. 66-1,145 to remove the requirement that an RCC must hold a certificate from the State Corporation Commission in order to interconnect its common carrier radio telephone facilities with the telephone facilities of the telephone company serving the area in which the base station of the RCC is located.

The House Committee amended the bill to limit the above action to the period commencing on January 1, 1986, and ending on December 31, 1987. The House amended K.S.A. 66-1,144 to remove, until after December 31, 1987, the requirement that RCCs must hold a certificate from the State Corporation Commission in order to transact business in the state of Kansas. The bill was further amended to require that each RCC engaged in the construction or operation of any RCC or in the transaction of the business of any RCC during the period commencing on January 1, 1986, and ending on December 31, 1987, keep all such construction, operation, and business records during such period and make those records available to the State Corporation Commission after December 31, 1987.

House Bill No. 2295 (Representative Snowbarger)

H.B. 2295 allows cities to pay the state's share of the cost of highway improvements in a city by issuing general obligation bonds. The bonds issued would be subject to the general bond law. The question of issuing of such bonds would be submitted to the electors of the city when a petition is signed by not less than 10 percent of the qualified electors of the city.

Within one year of the scheduled construction of the improvements, the city may participate with the state in the funding of the project. The Secretary of Transportation may contract with a city regarding the repayment of the funds provided by the city and provide for the repayment from the State Highway Fund. If the funds are derived from the issuance of the bonds, any repayment is deposited in the city general fund.

House Bill No. 2348 (Representatives Louis, Blumenthal, Brown,
Cloud, Douville, Fox, Hoy, Kline, Mayfield, D. Miller,
Patrick, Sifers, Snowbarger, and Vancrum)

H.B. 2348 designates certain highways in Johnson County as "Shawnee Mission Parkway." This highway begins where K-12 and K-7 intersect and continues easterly to where Highway 56 and I-35 intersect and continues northeasterly on Highway 56 to the Kansas-Missouri line. The Santa Fe Trail

designation is removed from that portion of Highway 56 to the Kansas-Missouri line.

The bill requires the Secretary of Transportation to place markers along the highway right-of-way at proper intervals to indicate that the route described is Shawnee Mission Parkway. Also, each city through which Shawnee Mission Parkway passes must reimburse the Secretary for the cost of placing the markers on the route in their city in the amount as each city is billed by the Secretary.

House Bill No. 2552 (Committee on Transportation)

H.B. 2552 relates to interstate agreements between Kansas and other states. The bill authorizes the Director of the Division of Vehicles to enter into interstate agreements at they pertain to parking privileges for handicapped persons.

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SENATE BILL NO. _____

By

AN ACT concerning motor vehicles; requiring two license plates on certain motor vehicles; amending K.S.A. 8-139, 8-161 and 8-162 and K.S.A. 1985 Supp. 8-132, 8-132a, 8-133, 8-134, 8-147, 8-177a and 8-177c and repealing the existing sections.

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

Section 1. K.S.A. 1985 Supp. 8-132 is hereby amended to read as follows: 8-132. (a) Subject to the provisions of this section and K.S.A. 8-132a and amendments thereto, the division of vehicles shall furnish to every owner whose vehicle shall be registered one two license plate plates for such vehicle, except for vehicles registered for a gross weight of more than 12,000 pounds and except for motorcycles and unless otherwise specifically provided by this act. Owners of motor vehicles which are registered and to which the exception in the preceding sentence applies shall be furnished one license plate. Such license plate plates shall have displayed ~~on--it~~ thereon the registration number assigned to the vehicle and to the owner thereof, the name of the state, which may be abbreviated, and the year or years for which ~~it-is~~ issued. The same type of license plates shall be issued for passenger motor vehicles, rented without a driver, as are issued for private passenger vehicles.

(b) ~~During~~ Subject to the provisions of subsection (a), for the calendar year 1975 1988 commencing on the effective date of this act, and during for every fifth calendar year thereafter, the division of vehicles, shall furnish ~~one~~ two license plate plates for any type of vehicle an owner registers or has the registration thereof renewed, but during the succeeding four-year period following calendar year 1975 1988 and during the

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succeeding four-year period following every fifth calendar year subsequent to 1975 1988, the division of vehicles shall not furnish any license ~~plate~~ plates for the renewal of a vehicle's registration. During calendar year 1976 1989 and during each calendar year thereafter in which a license ~~plate-is~~ plates are not issued for the renewal of registration of a vehicle, the division of vehicles shall furnish ~~one-decal~~ two decals for the license ~~plate~~ plates issued for a vehicle as provided in K.S.A. 8-134 and amendments thereto for each registration and renewal of registration of such vehicle, except that motor vehicles required to have only one license plate shall be issued only one decal. Notwithstanding the foregoing provisions of this subsection, ~~whenever~~ when, in the discretion of the director of vehicles, it is determined that the license plates currently being issued and displayed are not deteriorating to the extent that their replacement is warranted, the director may adopt rules and regulations to extend the five-year issuance cycle provided for in this subsection by one year at a time, and in the same manner the director may further extend such cycle by one year at a time, successively as the director determines appropriate. If ~~the~~ a cycle is extended, at the expiration of ~~the~~ that extended term, new license plates shall again be issued in the manner and for the term provided in such rules and regulations.

(c) Two personalized license plates may be issued to any owner of a passenger vehicle or a truck licensed for a gross weight of not more than 16,000 pounds, who makes proper application to the division of vehicles not less than 60 days prior to such owner's renewal of registration date. Such application shall be on a form prescribed by the division and accompanied by a fee of \$40, which shall be in addition to any other fee required to renew the registration of such passenger vehicle under the laws of this state. One such personalized license plate shall be displayed on the rear of the vehicle and the other shall be displayed on the front of the vehicle. One personalized license plate may be issued to any owner of a

motorcycle upon proper application in the same manner provided in this subsection (c) for passenger vehicles and trucks. Such personalized license plate shall be displayed on the rear of the motorcycle. ~~The--changed-provisions-of-this-subsection-(c)--shall become-effective-for-all-personalized-license-plates--issued--for the--year--1985--and--thereafter,--and--the--provisions--of--this subsection-(c)--which-are--changed--shall--be--deemed--not--to--be changed--for--license--plates-issued-for-use-prior-to-1985.~~ Such fee shall be paid only once during the registration period for which such license plates were are issued, and any subsequent renewals during the registration period shall be subject only to the registration fee prescribed by K.S.A. 8-143 and amendments thereto. The division shall design distinctive, personalized license plates to be issued hereunder which shall contain not more than seven letters or numbers on truck or passenger vehicle license plates and not more than five letters or numbers on motorcycle license plates, or a combination thereof, to be designated by the applicant in lieu of the letters and numbers required by K.S.A. 8-147 and amendments thereto, other than the letters required to designate the county in which such vehicle is registered. Unless the letters or numbers designated by the applicant have been assigned to another vehicle of the same type registered in the same county, or unless the letters or numbers designated by the applicant have a profane, vulgar, lewd or indecent meaning or connotation, as determined by the director of vehicles, the division shall assign such letters or numbers to the applicant's vehicle, and the letters or numbers, or combination thereof, so assigned shall be deemed the registration number of such vehicle. Subject to the foregoing provisions, all license plates issued under this section shall be manufactured in accordance with K.S.A. 8-147 and amendments thereto. Such license plates shall be issued for a registration period of five years commencing in 1985 and each five years thereafter.

The secretary of revenue shall adopt rules and regulations necessary to carry out the provisions of this act, including,

without limitation, rules and regulations concerning (1) the procedure for insuring that duplicate license plates are not issued in the same county, (2) the procedure for reserving distinctive license plates for the purpose of obtaining the same on each annual renewal of registration, (3) the procedure for allowing the transfer of personalized license plates from one the motor vehicle to--another for which such license plates were originally issued to another motor vehicle, when the title to the original vehicle has not been transferred and the name or names of the owner or owners listed on the titles to both vehicles are identical, and (4) procedures necessary to coordinate this act with other laws of this state governing registration of vehicles. The director of vehicles shall remit all moneys received by the division of vehicles under this section to the state treasurer at least monthly. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury to the credit of the state highway fund.

Sec. 2. K.S.A. 1985 Supp. 8-132a is hereby amended to read as follows: 8-132a. (a) As used in this section, "handicapped person" means any person who:

(1) Has a temporary or permanent physical disability that requires the use of a wheelchair, walker, braces or crutches;

(2) has temporarily or permanently lost the use of one or both legs; or

(3) is determined and certified by a physician to be severely restricted in mobility, either temporarily or permanently, by a pulmonary or cardiovascular disability, arthritic condition or orthopedic or neurological impairment.

(b) Any person who submits satisfactory proof to the director of vehicles, in accordance with rules and regulations of the secretary of revenue, that such person is a handicapped person or is responsible for the transportation of a handicapped person shall be issued by the director of vehicles a special license ~~plate~~ plates for any motor vehicle owned by such person or a temporary or permanent identification card to be suspended

from the rear view mirror of any motor vehicle used for the transportation of a handicapped person. Such special license plates and identification cards shall display the international symbol of access to the physically handicapped.

(c) Special license plates issued pursuant to this section shall be issued for the same period of time as other license plates are issued or for the remainder of such period if an existing license ~~plate--is~~ plates are to be exchanged for the special license ~~plate~~ plates. There shall be no fee for such special license plates in addition to the regular registration fee.

(d) Identification cards issued pursuant to this section shall be issued for such period of time as the person to whom issued continues to be a handicapped person or a person responsible for the transportation of a handicapped person, as determined in accordance with procedures established by rules and regulations of the secretary of revenue for periodic determination of continued eligibility. The secretary of revenue may adopt rules and regulations prescribing a fee for identification cards issued pursuant to this section, however, such fee shall not exceed the actual cost of issuance thereof.

(e) Beginning in the year in which new license plates are issued pursuant to subsection (b) of K.S.A. 8-132 and amendments thereto, a person submitting satisfactory proof that the disability, condition or impairment referred to in subsection (a) is permanent in nature, and upon such person's request and payment of the fee referred to in subsection (d), such person shall be issued such special license ~~plate~~ plates and a permanent identification card.

(f) Notwithstanding instructions of K.S.A. 8-2003 and amendments thereto to the contrary, signs to indicate spaces for handicapped parking shall be displayed with the bottom of the sign not less than 32 inches above the surface of the roadway.

(g) When a motor vehicle which bears a special license ~~plate~~ plates or an identification card issued pursuant to this

section is being operated by or used for the transportation of a handicapped person, such motor vehicle:

(1) May be parked in any parking space, whether on public or private property, which is clearly marked as being reserved for the use of handicapped persons or persons responsible for the transportation of a handicapped person, except a parking space on private property which is clearly marked as being reserved for the use of a specified handicapped person;

(2) may be parked for an unlimited period in any parking zone which is restricted as to the length of parking time permitted, except where stopping, standing or parking is prohibited to all vehicles, where parking is reserved for special types of vehicles or where parking would clearly present a traffic hazard; and

(3) shall be exempt from any parking meter fees of the state or any city, county or other political subdivision.

(h) Any person who willfully and falsely represents that such person has the qualifications to obtain a special license plate plates or an identification card pursuant to this section or who falsely utilizes any parking privilege provided for in subsection (e) (g) may be fined \$50 and, in addition, may be confined for not more than 10 days in the county jail.

(i) The secretary of revenue shall adopt such rules and regulations for the administration of this section.

(j) This section shall be a part of and supplemental to K.S.A. 8-126 et seq., and amendments thereto.

Sec. 3. K.S.A. 1985 Supp. 8-133 is hereby amended to read as follows: 8-133. The One license plate assigned to the a vehicle shall be attached to and displayed on the rear thereof and of the vehicle and the other shall be attached to and displayed on the front of the vehicle. Such license plates shall be so displayed during the current registration year or years, and no Kansas registration plate plates for any other year shall appear on the front--of--the vehicle,--except--that. The license plate issued for a motor vehicle required to have only one

license plate shall be attached to and displayed on the rear of such motor vehicle and a license plate issued for a truck tractor shall be attached to and displayed on the front of the truck tractor. Beginning in 1985 and thereafter two personalized license plates may be issued for passenger vehicles and trucks licensed for a gross weight of not more than 16,000 pounds. One such personalized license plate shall be displayed on the rear of the vehicle and the other shall be displayed on the front of the vehicle,~~---but no registration decal shall be issued for any plate affixed to the front of a vehicle pursuant to K.S.A. 8-134, and amendments thereto.~~ Every. Each license plate shall at all times be securely fastened to the vehicle to which it is assigned so as to prevent the plate from swinging, and at a height not less than 12 inches from the ground, measuring from the bottom of such plate, in a place and position to be clearly visible, and shall be maintained free from foreign materials and in a condition to be clearly legible. ~~During any period in which the construction of license plates has been suspended pursuant to the provisions of K.S.A. 8-132, and amendments thereto, the plate, tag, token, marker or sign assigned to such vehicle shall be attached to and displayed on such vehicle in such place, position, manner and condition as shall be prescribed by the director of vehicles.~~

Sec. 4. K.S.A. 1985 Supp. 8-134 is hereby amended to read as follows: 8-134. (a) Every vehicle registration under this act shall expire December 31 of each year, except passenger vehicles and vehicles provided for in K.S.A. 8-134a and amendments thereto. The registration of vehicles to which K.S.A. 8-134a and amendments thereto applies shall expire ~~in 1982 and thereafter~~ in accordance with the provisions of subsections (b) and (c). Registration of vehicles shall be renewed annually upon application by the owner and by payment of the fees required by law. Except vehicles subject to K.S.A. 8-134a and amendments thereto and passenger vehicles, the renewal shall take effect on January 1 of each year but the owner of the vehicle shall have until and including February 15 of each year within which to make

application for such renewal. Criminal sanctions provided in K.S.A. 8-142 and amendments thereto, for failure to display any license plate or plates or any registration decal required to be affixed to any such license plate for the current registration year shall not be enforced until after February 15 of each year. An owner who has made proper application for renewal of registration of a vehicle ~~prior to January 1~~, but who has not received the license plate or plates or decal or decals or registration card for the ensuing year, shall be entitled to operate or permit the operation of such vehicle upon the highways upon displaying thereon the license plate or plates or decal or decals issued for the preceding year for such time as the director of vehicles finds necessary for issuance of such new license plate or plates or decal or decals.

(b) Every passenger vehicle required by this act to be registered, except as otherwise provided, shall be registered for a period of 12 consecutive months. The division of vehicles, in order to initiate a system of registering or reregistering passenger vehicles during any month of a calendar year, may register or reregister a passenger vehicle for less than a twelve-month period, prorating the annual registration fee, when in the director's opinion such proration tends to fulfill the purpose of the monthly registration system.

(c) Passenger vehicle registration, and the authority to legally operate, use, or tow such vehicle on the highway shall expire at 12:00 a.m. midnight on the last day of the last month of the twelve-month period for which such vehicle was registered, and the owner shall see that such vehicle is reregistered as required by this act. The director of vehicles shall designate the registration period for each passenger vehicle in order to as nearly as feasible equalize registration or reregistration within the 12 months of the year. Any vehicle after having once been registered shall upon reregistration, be registered for the same twelve-month period except when the certificate of title has been transferred as provided by law. In this case, the vehicle shall

be registered by the division of vehicles in accordance with the system adopted.

(d) For the purpose of this act, hearses and electrically propelled vehicles shall be classified as passenger vehicles.

(e) Every owner who registers or reregisters a vehicle in a calendar year, and in any calendar year in which a license plate is plates are not issued for the renewal of registration of such vehicle, shall be furnished by the division ~~one decal~~ two decals for the license plate plates issued for such vehicle and required by K.S.A. 8-133 and amendments thereto to be affixed to the front and rear of such vehicle. Such decal shall be affixed to the number-plate license plates affixed to the front and rear of such vehicle ~~and shall contain the letters designating the county in which such vehicle is registered, as provided in K.S.A. 8-147 and amendments thereto, shall be numbered serially in each county and shall indicate the year in which such registration expires.~~ When a motor vehicle is required to have only one license plate one decal shall be issued therefor and it shall be displayed on such license plate. The color of ~~a decal~~ decals shall be such that it contrasts with the color of the license plate plates to which ~~it~~ is they are to be affixed, and the director of vehicles shall change the color of such decals each year, without duplicating the same color in any five-year period or such extended period as the director designates under subsection (b) of K.S.A. 8-132 and amendments thereto. Such decals shall be so constructed that once a decal has been affixed to a license plate it cannot be removed without destroying the decal, and the surface of such decals shall be capable of reflecting light. Consistent with the foregoing, the director of vehicles shall prescribe the size of and material to be used in the production of such decals, and the director of vehicles shall designate the location on a number license plate where such decal shall be affixed.

(f) The secretary of revenue shall adopt rules and regulations necessary to accomplish the purpose of this act.

Sec. 5. K.S.A. 8-139 is hereby amended to read as follows:

8-139. In the event that any number license plate, certificate of title, registration decal or registration receipt issued hereunder, ~~shall be~~ is lost, mutilated, or ~~shall have~~ has become illegible, the person who is entitled thereto shall make ~~immediate application for and obtain~~ apply for a duplicate or substitute therefor, ~~upon furnishing~~ and the same shall be issued when information of such fact satisfactory to the division is made and upon payment of ~~the required fees~~ as follows: Namely, Certificate of title, ~~one dollar (\$1.00) until January 1, 1981 and three dollars and fifty cents (\$3.50) thereafter,~~ \$3.50; registration receipt, ~~fifty cents (50¢),~~ \$.50; registration decal, ~~fifty cents (50¢),~~ \$.50; license number plates, two dollars ~~(\$2.00).~~ ~~In case the license number plate is of such type or constructed in such a way that it is not reasonably possible to remove it from the vehicle to which it is attached without destroying or mutilating such license number plate, and the ownership of such vehicle shall be transferred and the license number plate shall be mutilated or destroyed by the owner thereof as a result of his or her effort to comply with the provisions of K.S.A. 8-135 by removing the same from the vehicle so transferred, then and in such case no fee shall be charged for such duplicate or substitute license number plate, including any registration decal affixed thereto, but the same shall be furnished free of charge providing such person shall otherwise in all respects have complied with the laws governing the transfer of ownership of such motor vehicle~~ §4.

Sec. 6. K.S.A. 1985 Supp. 8-147 is hereby amended to read as follows: 8-147. As used in this section "license plate" means the a license plate used to externally evidence registration of a vehicle under chapter 8 of Kansas Statutes Annotated. Prior to November 1 of each year, the director of vehicles shall furnish the secretary of revenue with complete and detailed specifications for the manufacture of all license plates and registration decals, together with the number required for delivery in the succeeding year for use during the following

year, and the state corporation commission shall furnish the secretary of revenue with complete and detailed specifications for the manufacture of identification tags together with the number required for delivery in the succeeding year for use in the following year. The secretary of revenue shall cause to be manufactured all license plates and registration decals and state corporation commission identification tags based on such specifications and estimates. For such purpose, the secretary of revenue shall enter into a contract for the manufacture of license plates, tags and decals with any organization or institution designated in K.S.A. 39-1208 and amendments thereto. Any such contract may provide that the secretary of revenue shall furnish or cause to be furnished the materials and supplies necessary for the manufacture and distribution of license plates, tags and decals if, in the opinion of the secretary of revenue, a reduction in the cost of manufacturing and distribution of the license plates, tags and decals under such contract will be achieved. Subject to the foregoing, the cost to the state for the manufacture of the license plates, tags and decals pursuant to any contract entered into under this section shall be substantially equivalent to such costs for each under prior contracts, with the cost of license plates increased in the amount of the cost of coating with reflective material, but any such contract shall not be subject to the provisions of K.S.A. 75-3739 and amendments thereto. Except as authorized by other provisions of law, license plates, beginning in the year in which new license plates are issued pursuant to K.S.A. 8-132 and amendments thereto, shall be lettered, numbered and designed as provided in this section. Each license plate shall contain a combination of three letters followed by a combination of three numerals. The secretary of revenue shall design decals to be affixed to the license plates to identify the county by two letters chosen from the name of the county distinctly indicative of the name of the county in which the vehicle is registered and the date registration is to expire. The letters and numerals of

such license plates shall be in such contrast of colors to the background of the license plate as to make such letters and numerals easily read. As new license plates are issued, the face of every license plate shall be completely coated with a reflective material. The reflectorized material shall be of such nature as to provide effective and dependable performance in the promotion of highway safety and vehicle identification throughout the service period for which the license plates are issued. The sum of \$.50 shall be added to the cost of each reflectorized license plate. The sum of \$.50 shall be added to the amount of each motor vehicle annual registration fee when such vehicle is required to display two license plates. The director shall change the color of such license plates every time new license plates are issued under subsection (b) of K.S.A. 8-132 and amendments thereto. The quantity of license plates and registration decals to be furnished each county shall be computed upon the basis of the number of motor vehicles registered and reregistered in such county for the preceding year, and additional license plates and decals shall be furnished as required. Any contract entered into pursuant to this section for the manufacture of license plates and decals shall provide that the license plates and decals, other than prorate license plates and prorate backing plates, shall be shipped directly to the treasurer of the county where they are to be used. Any such contract for the manufacture of state corporation commission identification tags shall provide that such tags shall be shipped directly to the state corporation commission.

Sec. 7. K.S.A. 8-161 is hereby amended to read as follows:
8-161. (a) Any disabled veteran who makes application to the director of vehicles on a form furnished by the director for registration of a motor vehicle that is a passenger vehicle or a truck with a gross weight of not more than 12,000 pounds and is owned and used by such veteran may have such motor vehicle registered, and the director shall issue a distinctive license plate plates for it. Such license plate plates shall be issued

for the same period of time as other license plates are issued. Such registration shall be made and such license plates issued free of charge to the disabled veteran.

(b) Any person who owns a motor vehicle and who is responsible for the transportation of a disabled veteran or any disabled veteran desiring a distinctive license ~~plate~~ plates for a vehicle other than a motor vehicle owned by the veteran may make application to the director of vehicles for such a license ~~plate~~ plates. Such license ~~plate~~ plates shall be issued for the same period of time as other license plates are issued. There shall be no fee for such license plates in addition to the regular registration fee.

(c) The director of vehicles shall design a special license ~~plate~~ plates to be issued as provided in this act. No registration or license plates issued under this act shall be transferable to any other person. No registration under this act shall be made until the applicant has filed with the director acceptable proof that the applicant is a disabled veteran as defined by in K.S.A. 8-1607--er-any and amendments thereto, or is responsible for the transportation of such a veteran. Motor vehicles displaying the distinctive license plates provided for in this act shall be permitted to park in any parking space on public or private property which is clearly marked as being reserved for the use of handicapped persons or persons responsible for the transportation of a handicapped person, except a parking space on private property which is clearly marked as being reserved for the use of a specified handicapped person, or park without charge in any metered zone and shall be exempt from any time limitation imposed on parking in any zone designated for parking, during the hours in which parking is permitted in any city. License plates issued under this section shall be displayed as provided by K.S.A. 8-133 and amendments thereto.

Any person who willfully and falsely represents that such person has the qualifications to obtain the distinctive license

plates provided for by this section, or who falsely utilizes the parking privilege accorded by this section, shall be guilty of an unclassified misdemeanor punishable by a fine of not more than \$250.

Sec. 8. K.S.A. 8-162 is hereby amended to read as follows:
8-162. Owners of private passenger motor vehicles or trucks licensed for a gross weight of not more than ~~sixteen--thousand~~ ~~{16,000}~~ 16,000 pounds who are residents of the state of Kansas, and who hold an unrevoked and unexpired official amateur radio station license issued by the federal communications commission, upon application, accompanied by proof of ownership of such amateur radio station license, complying with the state motor vehicle laws relating to registration and licensing of motor vehicles, and upon the payment of the regular license fee for ~~plates~~ motor vehicle registration, as prescribed ~~under~~ by K.S.A. 8-143, ~~--or--any~~ and amendments thereto, and the payment of an additional fee of ~~one-dollar-(\$1.00)~~ \$1, shall be issued license plates as prescribed ~~under~~ by K.S.A. 8-147, ~~--or--any~~ and amendments thereto, upon which, in lieu of the letters and numbers as prescribed by K.S.A. 8-147 and amendments thereto, shall be inscribed the official amateur radio call letters of such applicant as assigned by the federal communications commission. License plates issued under this section shall be displayed as provided by K.S.A. 8-133 and amendments thereto.

Sec. 9. K.S.A. 1985 Supp. 8-177a is hereby amended to read as follows: 8-177a. (a) Any owner of one or more passenger vehicles or trucks registered for a gross weight of not more than 16,000 pounds who is a resident of the state of Kansas, and who is a regularly enlisted, warrant or commissioned member of the Kansas national guard, may, upon compliance with the provisions of this section, be issued ~~one~~ two distinctive license ~~plate~~ plates for each such motor vehicle or truck that is not required to be registered with the state corporation commission designating the owner of such vehicle as a member of the Kansas national guard. Such license plates shall be issued for the same

period of time as other license plates upon proper registration and payment of the regular license fee as provided in K.S.A. 8-1437 and amendments thereto.

(b) Any such member of the Kansas national guard may make application for such distinctive license plates, not less than 60 days prior to such member's renewal of registration date, on a form furnished by the director of vehicles, and any applicant for such distinctive license plates shall furnish the director with such proof as the director requires that the applicant is a member of the Kansas national guard, including the current term of enlistment or service of such applicant. Application for the registration of passenger vehicles or trucks and issuance of the distinctive license plates under this section shall be made by the owner in a manner prescribed by the director of vehicles upon forms furnished by the director.

(c) No registration or distinctive license plate issued under this section shall be transferable to any other person. License plates issued under this section shall be displayed as provided by K.S.A. 8-133 and amendments thereto.

(d) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection (a), in the manner prescribed in subsection (b) of K.S.A. 8-1327 and amendments thereto. No renewal of registration shall be made to any applicant until such applicant has filed with the director a form as provided in subsection (b). If such form is not filed, the applicant shall be required to comply with K.S.A. 8-1437 and amendments thereto, and return the distinctive license plates to the county treasurer of such person's residence.

(e) The adjutant general, with the approval of the director of vehicles and subject to the availability of materials and equipment, shall design a distinctive license ~~plate~~ plates for issuance to members of the Kansas national guard.

Sec. 10. K.S.A. 1985 Supp. 8-177c is hereby amended to read as follows: 8-177c. (a) As used in this section, "prisoner of war" means any person who was held as a prisoner of war while

serving in the army, navy, coast guard, air force or marine corps of the United States in World War I or World War II or while serving with the armed forces of the United States during the military, naval and air operations in Korea, Viet Nam or other places under the flags of the United States and the United Nations or under the flag of the United States alone.

(b) Any owner of a passenger vehicle or truck of gross weight of 12,000 pounds or less, who is a resident of the state of Kansas, and who submits satisfactory proof to the director of vehicles, in accordance with rules and regulations adopted by the secretary of revenue, that such person is a former prisoner of war, may, upon compliance with the provisions of this section, be issued one two distinctive license plate plates designating such person as a prisoner of war. The license plate plates shall be issued for the same period of time as other license plates are issued upon proper registration without payment of the regular license fee as provided in K.S.A. 8-143 and amendments thereto. Only one two distinctive license plate plates may be issued to any prisoner of war, to be displayed on such a vehicle owned by such person. License plates issued under this section shall be displayed as provided by K.S.A. 8-133 and amendments thereto.

(c) Any such prisoner of war may make application for the distinctive license plate plates, not less than 60 days prior to such person's renewal of registration date, on a form prescribed and furnished by the director of vehicles, and any applicant for the distinctive license plate plates shall furnish the director with such proof as the director shall require that the applicant was a prisoner of war. Application for the registration of a passenger vehicle or truck and issuance of the distinctive license plate plates under the provisions of this section shall be made by the owner in a manner prescribed by the director of vehicles upon the appropriate form furnished by the director.

(d) Any Registration or distinctive license plate plates issued under the authority of this section shall not be transferable to any other person.

(e) Renewals of registration hereunder shall be made annually, without charge, in the manner prescribed in subsection (b) of K.S.A. 8-132, and amendments thereto. No renewal of registration shall be made to any applicant until the applicant has filed with the director a form as provided in subsection (c). If the form is not filed, the applicant shall be required to register the motor vehicle as provided in K.S.A. 8-143 and amendments thereto, and return the distinctive license plate plates to the county treasurer.

Sec. 11. K.S.A. 8-139, 8-161 and 8-162 and K.S.A. 1985 Supp. 8-132, 8-132a, 8-133, 8-134, 8-147, 8-177a and 8-177c are hereby repealed.

Sec. 12. This act shall take effect and be in force from and after its publication in the statute book.