

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND TOURISM

The meeting was called to order by Chairman Ben Vidricksen at 9:05 a.m. on March 20, 1997 in Room 254-E of the Capitol.

All members were present except:

Committee staff present: Hank Avila, Legislative Research Department
Emalene Correll, Legislative Research Department
Bruce Kinzie, Revisor of Statutes
Marian Holeman, Committee Secretary

Conferees appearing before the committee: Rep. Powell
Betty McBride
Julene Miller
Rep. D. Johnson
Rep. Adkins
Gary Augustine

Others attending: See attached list

HB 2167 DISPLAYING OR POSSESSING SUSPENDED DRIVER'S LICENSE

Representative Powell advised that Gloria Oxendine was unable to appear because her handicapped child is having some problems. He explained the bill was introduced to correct inequities which resulted from a bill that was enacted last year (Attachment 1). **SB 265** which was passed out of this committee this year would have dealt with the issue of showing a suspended driver's license but it was re-referred to Judiciary where it has not been acted upon.

Betty McBride, Director, Division of Vehicles testified in support of **HB 2167** (Attachment 2); adding her Division has seen and has no objections to amendments to be proposed by the Attorney General's Office. Julene Miller, Deputy Attorney General, appeared in support of this bill. She proposed amending **SB 265** provisions contained in the balloon into this bill (Attachment 3). Senator Harrington moved to so amend the bill. Senator Tyson seconded the motion. Motion carried. The Chair called for questions on the bill. Members were advised that the provisions contained in this bill were agreed to by members of the University Task Force. This bill actually lessens penalties in current law.

Senator Tyson moved to recommend Amended HB 2167 favorable for passage. Senator Harrington seconded the motion. Motion carried. Senator Vidricksen will carry the bill.

HB 2170 DISTINCTIVE LICENSE PLATES FOR VETERANS

Representative Wilk had to keep another appointment but provided written testimony in support of this bill (Attachment 4). Representative Dan Johnson supports the bill and advised he was comfortable with the ideas of the Director, Division of Vehicles (Attachment 5). Representative David Adkins urged the Committee's favorable consideration of this bill. He provided a balloon to clarify/simplify issues related to National Guard and educational institution license plates (Attachment 6). SFC Gary L. Augustine, USAR, addressed the favorable aspects of **HB 2170** especially in terms of its impact in selling Kansas to other veterans (Attachment 7). Betty McBride, Director, Kansas Division of Vehicles, supports this bill (Attachment 8). As to Rep. Adkins' balloon, the Division has not previously seen it, but would prefer to leave it at 12m rather than including 16m as they would not be able to have programming available until January 1999. Senator Harrington moved to adopt Rep. Adkins proposed amendment, except that the gross weight shall be 12m rather than 16m. Senator Huelskamp seconded the motion. Motion carried. Senator Tyson moved to have an effective date of July 1 for implementation of the National Guard and educational institutions portion of the bill and January 1, 1998 for the veterans portion of the bill. Senator Salmans seconded the motion. Motion carried. Senator Goodwin recommended amended HB 2170 favorable for passage. Senator Salmans seconded the motion. Motion carried. Senator Goodwin will carry the bill on the floor.

APPROVAL OF MINUTES

Senator Gilstrap moved to approve the minutes of February 5 and February 6. Senator Salmans seconded the motion. Motion carried.

The meeting adjourned at 10:05 a.m.

The next meeting will be March 21 in Room 254-E upon adjournment of the Senate.

STATE OF KANSAS
HOUSE OF REPRESENTATIVES

TONY POWELL
REPRESENTATIVE, 85TH DISTRICT
SEDGWICK COUNTY
7313 WINTERBERRY
WICHITA, KANSAS 67226
(316) 634-0114

STATE CAPITOL, ROOM 155-E
TOPEKA, KANSAS 66612-1504
(913) 296-7694
email: tpowell@ink.org



TOPEKA

MAJORITY WHIP

COMMITTEE ASSIGNMENTS
VICE CHAIRMAN: TAXATION
MEMBER: HEALTH AND HUMAN SERVICES
JUDICIARY
RULES AND JOURNAL

TESTIMONY IN SUPPORT OF HB 2167
BEFORE THE SENATE TRANSPORTATION AND TOURISM COMMITTEE
BY
REPRESENTATIVE TONY POWELL

March 20, 1997

Mr. Chairman,

Thank you for the opportunity today to testify on behalf of HB 2167, legislation which will correct an inequity in the penalty assessed for displaying a suspended drivers license.

This matter came to my attention last summer when a friend and constituent of mine, Gloria Oxendine, was caught up in this new law. Mrs. Oxendine is a good, law-abiding citizen, who is active in her community and is the mother of two children, one of whom has spina bifida. She was involved in a minor automobile accident and during the course of the accident investigation, the officer with the Wichita Police Department asked to see her driver's license. She dutifully produced this license, whereupon the officer performed a check on it and informed Mrs. Oxendine that it was suspended. He further informed her that under a new law that went into effect on July 1, 1996, displaying a suspended license was a felony. Mrs. Oxendine was shocked and surprised by this, and informed the officer that she was not aware that her license had been suspended.

Despite Mrs. Oxendine's protestations, and despite the fact that Mrs. Oxendine had her 5 year old son with spina bifida with her in the back seat, the officer put her under arrest, handcuffed her, and took her downtown to be booked. When she was booked into the county jail, she was forced to undergo a strip search. This is an outrage!

No citizen should be forced to go through this kind of ordeal again. By reducing the penalty to its original level, a misdemeanor, hopefully, what happened to Gloria Oxendine will not happen to others.

I will be happy to stand for questions.

SENATE TRANSPORTATION & TOURISM
3/20/97
ATTACHMENT 1

1-1

Betty McBride, Director of Vehicles
Kansas Department of Revenue
Robert B. Docking State Office Building
915 SW Harrison St.
Topeka, KS 66626-0001



(913) 296-3601
FAX (913) 296-3852
TTY (913) 296-3601

Division of Vehicles

To: The Honorable Ben Vidricksen, Chairman
Senate Committee on Transportation

From: Betty McBride, Director Division of Vehicles
Kansas Department of Revenue

Date: March 20, 1997

Re: Amended House Bill 2167

Mr. Chairman, members of the Committee,

I am Betty McBride, Director of the Kansas Division of Vehicles. I appreciate the opportunity to appear before you today in support of Amended House Bill 2167.

Amended House Bill 2167 will accomplish and clarify the Division's intent in legislation passed last year, to prevent the use of fictitious or fraudulent documents to obtain a driver license.

Amended House Bill 2167 changes the offense for **displaying** a canceled, revoked, or suspended driver's license from a severity level 9, nonperson felony offense, to a class B misdemeanor. **Possession** of a canceled, revoked, or suspended driver's license would no longer be a class B misdemeanor. However, **unlawful use** of a **fictitious** or a **fraudulently altered** driver's license would be retained as a severity level 9, nonperson felony.

Mr. Chairman, the Division of Vehicles supports Amended House Bill 2167, with these amendments and asks for the Committee's favorable consideration for passage.

Thank you again for the opportunity to appear today . I would stand for questions.



State of Kansas

Office of the Attorney General

301 S.W. 10TH AVENUE, TOPEKA 66612-1597

CARLA J. STOVALL
ATTORNEY GENERAL

MAIN PHONE: (913) 296-2215
CONSUMER PROTECTION: 296-3751
FAX: 296-6296

SENATE COMMITTEE ON TRANSPORTATION
ATTORNEY GENERAL CARLA J. STOVALL'S
TESTIMONY IN SUPPORT OF
HOUSE BILL NO. 2167
Presented by Julene L. Miller
Deputy Attorney General
March 20, 1997

Mr. Chairman, members of the committee, thank you for this opportunity to testify. My name is Julene Miller and I am the Deputy Attorney General assigned to the Legal Opinions and Government Counsel Division of Attorney General's office. I appeared before this committee last month to support Senate Bill No. 265 which would have reduced the penalty for possession of a false driver's license from a felony to a class A misdemeanor and substituted a graduated penalty for use of a false ID to obtain liquor for the current Class A misdemeanor. This committee agreed to those concepts and passed Senate Bill No. 265 accordingly.

At the time this committee was reviewing Senate Bill No. 265, we were aware that the House was working a bill that amended the same statutory provisions, although for a different purpose. It was suggested that the two bills be merged at some point. We are here today in an attempt to do just that; to place the amendments agreed to by this committee last month into the House Bill now before you. The Attorney General is supportive of the provisions currently in House Bill No. 2167 and would ask that the amendments she supported in Senate Bill No. 265 be added as well. Attached to these comments is a suggested balloon.

We would appreciate your support of this bill. Thank you.

SENATE TRANSPORTATION & TOURISM
3/20/97
ATTACHMENT 3

37

As Amended by House Committee

HOUSE BILL No. 2167

10 AN ACT concerning driver's licenses; ~~relating to a suspended license;~~
11 **and nondriver identification cards**; amending K.S.A. 1996 Supp.
12 8-260 and 8-1327 and repealing the existing section sections.

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

15 Section 1. K.S.A. 1996 Supp. 8-260 is hereby amended to read as
16 follows: 8-260. (a) It shall be unlawful for any person, for any purpose,
17 to:

18 (1) Display or cause or permit to be displayed or have in possession
19 any ~~canceled, revoked, suspended,~~ fictitious or fraudulently altered driv-
20 er's license.

21 (2) Lend any driver's license to any other person or knowingly permit
22 the use thereof by another.

23 (3) Display or represent as the person's own, any driver's license not
24 issued to the person.

25 (4) Fail or refuse to surrender to the division upon its lawful demand
26 any driver's license which has been suspended, revoked, or canceled.

27 (5) Use a false or fictitious name in any application for a driver's
28 license, or any renewal or replacement thereof, or knowingly conceal a
29 material fact, or otherwise commit a fraud in any such application.

30 (6) Permit any unlawful use of a driver's license issued to the person.

31 (7) Photograph, photostat, duplicate or in any way reproduce any
32 driver's license or facsimile thereof in such a manner that it could be
33 mistaken for a valid driver's license or display or have in possession any
34 such photograph, photostat, duplicate, reproduction or facsimile unless
35 authorized by law.

36 (8) Display or possess any photograph, photostat, duplicate or facsim-
37 ile of a driver's license unless authorized by law.

38 (9) ~~Display or cause or permit to be displayed or have in possession~~
39 ~~any canceled, revoked or suspended driver's license.~~

40 (b) Violation of paragraph ~~(9)~~ of subsection (a) is a class B misde- (1) or
41 meanor. Violation of paragraphs (2), (3), (4), (6), (7) or (8) of subsection [nonperson
42 (a) is a class A misdemeanor. Violation of paragraph [s(1)-or](5) of sub- [nonperson
43 section (a) is a severity level 9, nonperson felony.

1 (c) It shall be unlawful for any person to:

2 (1) Lend any driver's license to or knowingly permit the use of any
3 driver's license by any person under 21 years of age for use in the purchase
4 of any alcoholic liquor.

5 (2) Lend any driver's license to or knowingly permit the use of any
6 driver's license by a person under the legal age for consumption of cereal
7 malt beverage for use in the purchase of any cereal malt beverage.

8 (3) Lend any driver's license, nondriver's identification card or other
9 form of identification to aid another person in wrongfully obtaining a
10 driver's license or replacement driver's license.

11 (4) Display or cause to be displayed or have in possession any ficti-
12 tious or fraudulently altered driver's license by any person under 21 years
13 of age for use in the purchase of any alcoholic liquor or cereal malt bev-
14 erage.

15 (d) Violation of any provision of subsection (c) [is] a class A misde-
16 meanor.

17 (e) The provisions of this section shall apply to any driver's license,
18 nondriver's identification card or other form of identification whether
19 issued under the laws of this state or issued under the laws of another
20 state or jurisdiction.

21 **Sec. 2. K.S.A. 1996 Supp. 8-1327 is hereby amended to read**
22 **as follows: 8-1327. (a) It shall be unlawful for any person, for any**
23 **purpose, to:**

24 (1) **Display, cause or permit to be displayed, or have in pos-**
25 **session, any canceled, fictitious, fraudulently altered or fraudu-**
26 **lently obtained identification card.**

27 (2) **Lend any identification card to any other person or know-**
28 **ingly permit the use thereof by another.**

29 (3) **Display or represent any identification card not issued to**
30 **the person as being the person's card.**

31 (4) **Permit any unlawful use of an identification card issued to**
32 **the person.**

33 (5) ~~Do any act forbidden or fail to perform any act required by this~~
34 ~~act Use a false or fictitious name in any application for an identification~~
35 ~~card, or any renewal or replacement thereof, or knowingly conceal a ma-~~
36 ~~terial fact or otherwise commit a fraud in any such application.~~

37 (6) **Display or possess any photograph, photostat, duplicate, re-**
38 **production or facsimile of an identification card unless authorized**
39 **by the provisions of this act.**

40 (7) *Photograph, photostat, duplicate or in any way reproduce any*
41 *identification card or facsimile thereof in such a manner that it could be*
42 *mistaken for a valid identification card or display or have in possession*
43 *any such photograph, photostat, duplicate, reproduction or facsimile un-*

(1) Upon a first conviction of a
a person shall be guilty of a
class B nonperson misdemea-
nor and shall be sentenced to
not less than 100 hours of
public service and fined not
less than \$200 nor more than
\$500.
(2) On a second or subsequent
conviction of a violation of
any provision of subsection
(c), an person shall be guilty
of
nonperson

1 less authorized by law.

2 (8) Fail or refuse to surrender to the division upon its lawful demand
3 any identification card which has been canceled.

4 (9) Display or cause or permit to be displayed any canceled identifi-
5 cation card.

6 (b) Violation of paragraph (9) of subsection (a) is a class B misde- (1) or
7 meanor. Violation of any provision paragraphs (2), (3), (4), (6), (7) or nonperson
8 (8) of subsection (a) is a class B A misdemeanor. Violation of para- nonperson
9 graph [s(1) or] (5) of subsection (a) is a severity level 9, nonperson felony.

10 (c) It shall be unlawful for any person to:

11 (1) Lend any identification card to or knowingly permit the use
12 of any identification card by any person under 21 years of age for
13 use in the purchase of any alcoholic liquor.

14 (2) Lend any identification card to or knowingly permit the use
15 of any identification card by any person under the legal age for
16 consumption of cereal malt beverage for use in the purchase of
17 any cereal malt beverage.

18 (3) Lend any identification card, driver's license or other form
19 of identification to aid another person in obtaining an identifica-
20 tion card or replacement identification card.

21 (4) Display or cause to be displayed or have in possession any ficti-
22 tious or fraudulently altered identification card by any person under 21
23 years of age for use in the purchase of any alcoholic liquor or cereal malt
24 beverage.

25 (d) Violation of any provision of subsection (c) [is] a class A mis- (1) Upon a first conviction of a
26 demeanor.

27 (e) The provisions of this section shall apply to any identifica- a person shall be guilty of a
28 tion card, driver's license or other form of identification whether class B nonperson misdemea-
29 issued under the laws of this state or issued under the laws of an- nor and shall be sentenced to
30 other state or jurisdiction. not less than 100 hours of
31 Sec. 2 3. K.S.A. 1996 Supp. 8-260 is and 8-1327 are hereby re- public service and fined not
32 pealed. less than \$200 nor more than
33 Sec. 3-4. This act shall take effect and be in force from and after its \$500.

34 publication in the statute book Kansas register.

(2) On a second or subsequent conviction of a violation of any provision of subsection (c), a person shall be guilty of

nonperson

KENNY A. WILK
REPRESENTATIVE, 42ND DISTRICT
LEAVENWORTH COUNTY
701 S. DeSOTO RD.
LANSING, KANSAS 66043
(913) 727-2453
ROOM 174-W, CAPITOL BLDG.
TOPEKA, KANSAS 66612-1504
(913) 296-7655



TOPEKA

House of Representatives

Testimony for H.B. 2170
March 20, 1997

COMMITTEE ASSIGNMENTS
MEMBER: APPROPRIATIONS
SUBCOMMITTEES:
EDUCATION
K-12 SCHOOL FINANCE

Mr. Chairman and members of the committee. Thank you for your timely consideration of H.B. 2170. I come in support of special license tags for our veterans of military service. H.B. 2170 would provide a small token of **appreciation** and **recognition** to those who serve in the name of national defense. In times of peace we can easily forget the sacrifice that so many have made. Enactment of H.B. 2170 would provide daily a gentle reminder that many among us have successfully guarded our shores.

In drafting H.B. 2170 we realize that we have cast a wide net. Several thousand individuals would be eligible for these tags. In past years many such bills have been presented to the legislature only to learn that the potential number of participants would be too few to make the process work. H.B. 2170 offers the opposite challenge. The intent of H.B. 2170 would be to provide a pool of potential recipients large enough to allow our administrators to find new and creative solutions for providing special license tags. Additionally, H.B. 2170 is intended to be funded by user fees. It should not place any additional burden on the SGF (state general fund).

The veterans who follow me today will speak of the importance of this legislation. I support their cause and respectfully request the support of the committee for H.B. 2170. Thank you.

DAN JOHNSON

REPRESENTATIVE, 110TH DISTRICT
BARTON, ELLIS, ROOKS, RUSH
AND RUSSELL COUNTIES
P O BOX 247
1461 HOMESTEAD RD
HAYS, KANSAS 67601-0247



TOPEKA

HOUSE OF
REPRESENTATIVES

STATE CAPITOL, ROOM 112-S
TOPEKA, KANSAS 66612-1504
913-296-7632
1-800-432-3924

SENATE COMMITTEE ON TRANSPORTATION

An act relating to motor vehicles; providing for distinctive license plates for veterans of the United States Army, Navy, Air Force, Marine Corps or Coast Guard

MARCH 20, 1997
Topeka, Kansas

Presented by
Representative
Dan Johnson

Chairman Vidricksen and members of the Senate Committee on Transportation and Tourism, I am Representative Dan Johnson. It is an honor for me to appear today to support House Bill No 2170.

Several veterans have contacted me and asked me to help to honor our veterans with a distinctive license plate. The idea of this bill is very simple and very broad. Anyone who is a veteran, who has received an honorable discharge, should be able to have this distinctive license plate on their automobile if they would like to pay for it.

There will be no cost to the tax payers. The cost to produce the tag will need to be determined and that amount will be added to the regular license fee.

I am flexible as to the design of the plate. I visualize a distinctive plate similar to the one for the Purple Heart. I have discussed this with Ms McBride at the Department of Revenue and I am comfortable with her ideas.

Thank you for the opportunity to appear and speak on behalf of this bill. I will be glad to stand for questions.

HOUSE BILL No. 2170

By Representatives Johnson, Wilk and Adkins, Allen, Ballou, Beggs, Bradley, Carmody, Compton, Cox, Crow, Dahl, Dreher, Franklin, Geringer, Glasscock, Haley, Helgerson, Huff, Humerickhouse, Jennison, Kejr, Lane, P. Long, Mayans, McClure, McKechnie, Mollenkamp, Morrison, Palmer, J. Peterson, Pugh, Ruff, Shore, Stone, Tanner, Tomlinson, Toplikar, Vickrey, Vining and Wilson

1-31

15 AN ACT relating to motor vehicles; providing for distinctive license plates
16 ~~for United States military veterans of the United States army, navy,~~
17 ~~air force, marine corps or coast guard.~~

; amending K.S.A. 1996 Supp. 8-177a and 8-1,142
and repealing the existing sections.

18
19 *Be it enacted by the Legislature of the State of Kansas:*

20 Section 1. (a) Any owner of one or more passenger vehicles or trucks
21 of a gross weight of 12,000 pounds or less, who is a resident of the state
22 of Kansas, and who submits satisfactory proof to the director of vehicles,
23 in accordance with rules and regulations adopted by the secretary of revenue,
24 that such person has proof of having served and is designated as a
25 veteran, and has had an honorable discharge from the United States army,
26 navy, air force, marine corps or coast guard, upon compliance with the
27 provisions of this section, may be issued one distinctive license plate for
28 each such passenger vehicle or truck designating such person as a **an**
29 **United States military veteran of the United States army, navy, air force,**
30 ~~marine corps or coast guard.~~ Such license plates shall be issued for the
31 same period of time as other license plates upon proper registration and
32 payment of the regular license fee as provided in K.S.A. 8-143, and
33 amendments thereto.

34 (b) Any person who is a veteran of the United States army, navy, air
35 force, marine corps or coast guard may make application for the **such**
36 distinctive license plates, not less than 60 days prior to such person's
37 renewal of registration date, on a form prescribed and furnished by the
38 director of vehicles, and any applicant for the distinctive license plates
39 shall furnish the director with proof as the director shall require that the
40 applicant is a veteran of the United States army, navy, air force, marine
41 corps or coast guard. Application for the registration of a passenger vehicle
42 or truck and issuance of the license plates under this section shall
be made by the owner in a manner prescribed by the director of vehicles

Rep. David Albani -

SENATE TRANSPORTATION & TOURISM
3/20/97
ATTACHMENT 6

6-1

6-2

1 upon forms furnished by the director.

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

4 (d) Renewals of registration under this section shall be made an-
5 nually, upon payment of the fee prescribed in subsection (a), in the man-
6 ner prescribed in subsection (b) of K.S.A. 8-132, and amendments
7 thereto. No renewal of registration shall be made to any applicant until
8 such applicant has filed with the director a form as provided in subsection
9 (b). If such form is not filed, the applicant shall be required to comply
10 with K.S.A. 8-143, and amendments thereto, and return the distinctive
11 license plates to the county treasurer of such person's residence.

12 Sec. ~~27~~ This act shall take effect and be in force from and after Jan-
13 uary 1, 1998, and its publication in the statute book.

Sections 2, 3 and 4 (See Attached)

5.



Sec. 2. K.S.A. 1996 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 or retired, warrant or commissioned member of the Kansas national guard, ~~may as certified by the adjutant general,~~ upon compliance with the provisions of this section, may be issued one distinctive license plate 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 or retired 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. 8-143, and amendments thereto.

(b) Any such member or retired 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 applicant's armed forces of the United States identification card as proof ~~as the director requires~~ that the applicant is a member or a retired member of the Kansas national guard, ~~including the current or previous 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.

(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. 8-132, 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. 8-143, 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 for issuance to members and retired members of the Kansas national guard.

Sec. 3. K.S.A. 1996 Supp. 8-1,142 is hereby amended to read as follows: 8-1,142. (a) As used in this section, "educational institution" means:

(1) Any state educational institution under the control and supervision of the state board of regents;

(2) any qualified institution as defined in K.S.A. 72-6107, and amendments thereto;

(3) any community college organized and operating under the laws of this state; and

(4) Haskell Indian Nations university.

(b) Any owner of one or more passenger vehicles or trucks registered for a gross weight of not more than ~~±2,000~~ 16,000 pounds who is a resident of Kansas, upon compliance with the provisions of this section, may be issued one educational institution license plate for each such passenger vehicle or truck. 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. 8-143, and amendments thereto, plus the payment of an additional fee of \$5 for each plate, and the presentation of the annual emblem use authorization statement provided for in subsection (c).

(c) Any educational institution may authorize through its officially recognized alumni association or foundation the use of such institution's official emblems to be affixed on license plates as provided by this section. Any royalty payment to such alumni association or foundation derived from this section,

except reasonable administrative costs, shall be used for recognition of academic achievement or excellence subject to the approval of the chancellor or president of the educational institution. Any motor vehicle owner may annually apply to the alumni association or foundation for the use of the institution's emblems. Upon annual application and payment to the alumni association or foundation in an amount of not less than \$25 nor more than \$100 as an emblem use royalty payment for each educational institution license plate to be issued, the alumni association or foundation shall issue to the motor vehicle owner, without further charge, an emblem use authorization statement, which shall be presented by the motor vehicle owner at the time of registration.

~~(d) Each educational institution's alumni association or foundation shall provide a list of all new approved applicants and total number of educational license plates to be issued to the director by August 31, 1995, and by June 30 of each calendar year thereafter. All new educational license plates shall be issued for the following calendar year following the receipt of the list of new approved applicants by the director.~~ Any applicant for an educational institution license plate may make application for such 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 educational institution license plates shall provide the annual emblem use authorization statement provided for in subsection (c). Application for registration of a passenger vehicle or truck and issuance of the 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.

(e) No registration or educational institution license plate issued under this section shall be transferable to any other person.

(f) Renewals of registration under this section shall be made annually, upon payment of the fee prescribed in subsection

(b), 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 such applicant provides the annual emblem use authorization statement provided for in subsection (c). If such emblem use authorization statement is not presented at the time of registration, the applicant shall be required to comply with K.S.A. 8-143, and amendments thereto, and return the educational institution license plates to the county treasurer of such person's residence.

(g) The director of vehicles shall not issue any educational institution license plates for any educational institution, unless such educational institution's alumni association or foundation guarantees the initial issuance of at least 500 license plates.

(h) Each educational institution's alumni association or foundation shall:

(1) Pay the initial cost of silk-screening for such educational license plates; and

(2) provide to all county treasurers a toll-free telephone number where applicants can call the alumni association or foundation for information concerning the application process or the status of their license plate application.

(i) Each educational institution's alumni association or foundation, with the approval of the director of vehicles and subject to the availability of materials and equipment, shall design a license plate to be issued under the provisions of this section.

Sec. 4. K.S.A. 1996 Supp. 8-177a and 8-1,142 are hereby repealed.

SUBJECT: LICENSE PLATES FOR VETERANS

**TESTIMONY BY: SFC GARY L. AUGUSTINE USAR
ELLIS, KANSAS**

It is both an honor and a privilege to be here today to give testimony for the people like myself that have served in the Armed Forces, for this great country.

Today is marking the start of an opportunity for the state of Kansas to show the rest of the country it's appreciation for it veterans, by having a special license plate for them.

As you know , by your own service to the state of Kansas, you share a special camaraderie with your counterparts, service to your government and it citizens.

This is also true for the men and women that have served in the Armed Forces.

Picture your self in another state on vacation or business and you see another Kansas license plate. Immediately you share something in common with that person, being a citizen of this great state of Kansas.

Lets take that one more step, he or she has a veterans license plate from Kansas.

The plate will not only identify this person as a veteran but it will also tell the world that the heart of the United States, Kansas, is proud of it veterans.

The military is said to be the largest sorority and fraternity in this country. With no significant cost to the state, in fact, this special project may even generate revenue for the state. We will be able to draw on this in helping sell Kansas to other veterans.

We also have an obligation to tell our young people that the price of freedom is not free. As we travel the highways and roadways of Kansas with the veterans tags,

it will act as a reminder to all of us, of that price of freedom . By showing special recognition to the veterans we will have in place an incentive for these young people that inevitably will serve in future.

Many of your fathers and grandfathers have served in Armed Forces, maybe a brother or a sister also may have served, what better way to recognize the service they have done for our freedom.

In closing , I can't help thinking that the state that gave the world one of the most important and well known veteran ever, Dwight D. Eisenhower, would miss this opportunity to give his comrades this special recognition that we are here today asking for.

THANK YOU!

TE OF KANSAS
Bill Graves, Governor

DEPARTMENT OF REV. E
John D. LaFaver, Secretary

Betty McBride, Director of Vehicles
Kansas Department of Revenue
915 SW Harrison St.
Topeka, KS 66626-0001



(913) 296-3601
FAX (913) 291-3755
Hearing Impaired TTY (913) 296-3909

Division of Vehicles

TO: The Honorable Ben Vidricksen, Chairman
Senate Committee on Transportation

FROM: Betty McBride, Director
Kansas Division of Vehicles

Date: March 20, 1997

Subject: Amended House Bill 2170

Mr. Chairman, members of the Committee, I am Betty McBride, Director of the Kansas Division of Vehicles. I want to express my appreciation to this Committee for the opportunity to appear before you today, to present testimony on Amended House Bill 2170.

Amended House Bill 2170 will create a new, distinctive license plate for all United States Military veterans, who have received an honorable discharge.

The Commission on Veteran Affairs indicates that as of July 1, 1995, there were 385,000 individuals who were eligible for this type of specialty plate. Beginning July 1, 1996, that figure had dropped to 258,000 eligible individuals. Because of the widespread differences in eligible participants, it is difficult to predict the number of persons who will be eligible to receive this special plate each year. Although there is no way to determine how many veterans will take advantage of the opportunity to obtain a United States Military Veteran plate, the Division must be prepared to issue large volumes of plates.

In order to accomplish this, at the Division's request, the House Transportation Committee amended the implementation date to January 1, 1998, and reduced the number of tags to be issued from (5) distinctive plates, to (1) distinctive plate, for all branches of the military service. The conferees appearing on behalf of the bill supported the amendments.

Mr. Chairman, with the amendments made by the House Committee, the Division can meet the requirements of Amended House Bill 2170, and be prepared to issue these distinctive plates on January 1, 1998.

Thank you again for allowing me the opportunity to testify. I would stand for questions.