

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION.

The meeting was called to order by Chairperson Rep. Gary Hayzlett at 2:05 p.m. on February 2, 1999 in Room 519-S of the Capitol.

All members were present except:

Rep. Aday, excused
Rep. Hermes, excused

Committee staff present:

Bruce Kinzie, Revisor
Hank Avila, Research
Ellie Luthye, Committee Secretary

Conferees appearing before the committee:

Rep. Cliff Franklin
Rep. David Huff
Rep. Dan Johnson
Rep. Margaret Long
Rep. Galen Weiland
Herb Taylor
Don McNeely, President, KADA
Charles Yunker, Adjutant of Kansas American Legion
Harold Denholm, State Legislative Officer for the Veteran of Foreign War

Others attending:

See attached list

The Chair welcomed the Farm Bureau members from his district who were in the audience.

The Chair recognized Don McNeely, President of the Kansas Automobile Dealers Association, who requested introduction of an amendment to K.S.A. 8-135 regarding raising the time period for securing liens. (Attachment 1) Representative Larkin made a motion to introduce this amendment, seconded by Representative Humerickhouse and the motion carried

Representative McKinney asked the committee to introduce a bill regarding filing of complaints with the KCC by short line railroads, seconded by Representative Johnston and the motion carried.

Representative Howell requested introduction of a bill regarding drivers' education which would allow parents more options, seconded by Representative Thimesch and the motion carried.

HB 2094 - Fees for license plates for United States military veterans

The Chair called on Representative Dan Johnson who spoke in support of **HB 2094**. He stated it was unfair for some license plates to cost less than \$5.00 and the veteran plates cost more than \$40.00. (Attachment 2)

Representative Cliff Franklin told the committee that we would never be able to repay our veterans for their sacrifice and trauma of serving in a foreign war and the least we could do is to wave any vanity/specialty fee. (Attachment 3)

Representative Weiland stated he had heard from many veterans and the cost was not the only issue. He told the committee that they were proud to have served their county but were insulted that they were asked to pay for a veteran license plate. (Attachment 4)

Representative Long voiced her support of **HB 2094**. She stated many veterans had paid many times by

CONTINUATION SHEET

MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE, Room 519-S Statehouse, at 2:05 p.m. on February 2, 1999.

giving an arm, limb or sometimes their mental stability and this was just a small gesture and a way of saying "thank you". (Attachment 5)

Representative David Huff said veterans would display this distinctive plate because they are proud of their country and proud to have served their country. (Attachment 6)

Charles Yunker, Adjutant, American Legion, stood in support of **HB 2094**, stating the purpose of the bill is to lower the cost of Kansas' veteran license plate therefore making it more affordable for all veterans. (Attachment 7)

Herb Taylor stated as a taxpaying Kansas resident and a military veteran he urged support of **HB 2094** and eliminate the special tag fees for all qualified military veterans. (Attachment 8)

Harold Denholm, VFW # 9270 of Tonganoxie, Kansas and State Legislative Officer of the Veteran of Foreign Wars, stated their support of this bill and urged its passage.

Chairman Hayzlett closed the hearings on **HB 2094**.

Following discussion with Vice-Chairman Ballou and Ranking Minority Member Larkin the Chair made the decision to have final action on HB 2094.

Representative Ballou made the motion to place HB 2094 on the Consent Calendar, seconded by Representative Huff and the motion carried.

The minutes of the meetings for January 26, 27 and 28 were presented for approval or correction. Representative Grant made a motion to accept the minutes as presented, seconded by Representative Ballou and the motion carried.

Chairman Hayzlett adjourned the meeting at 2:35 p.m. The next meeting of the House Transportation Committee is scheduled for Wednesday, February 3, 1999 at 2:00 p.m.

HOUSE TRANSPORTATION COMMITTEE GUEST LIST

DATE: February 2, 1999

NAME	REPRESENTING
Harry Cleburne	KFB
Frank Cleburne	KFB
Kenneth O. Clark	KFB & Self
John + Kenneth ^{James} Watts _{Watts}	KFB
Chuck Bradford	Adjutant General's Dept.
Bill Watts	KDOT
Allen Cummings	KFB
John R. Markley	KFB
Lois Markley	KFB
Ramona Carpenter	KFB
Debi Smith	KFB - Franklin Co
Jack Wray	KFB - Franklin Co
Michael Streeter	KFB FRANKLIN CO.
Ruth Ryan	KFB Leavenworth, Co.
Cathy Nunley	Ag Co. Farm Bureau
John Pendleton	" "
Lyn Spruce	KS Farm Bureau
Marion + Deidre	VFW Dept of KS
Ronald S. Schreiner	KFB, PRATT CO.

HOUSE TRANSPORTATION COMMITTEE GUEST LIST

DATE: _____

NAME	REPRESENTING
Russ Probst	PO Box 89 Zutata's KFB
Linda Adams	Osage Co. Kansas Farm Bureau
Brent Hoare	Osborne Co. Farm Bureau
Robert Charles	Walloo Co. Farm Bureau
Larry Dearden	Scott County FB
Thad Dearden	Scott County FB
Lannie Robinson, M	Scott County Farm Bureau
Gullie Lampe	Woodson Co. Farm Bureau
Don Lampe	" " "
Butch Harris	Jackson Co. Farm Bureau
Winston Harris	" "
Neri Bohling-Harris	Jackson Co. Farm Bureau
John R. Stegman	Ford County Farm Bureau
Paul Keiser	Am. Co. Farm Bureau
Dale Keiser	Am. Co. Farm Bureau
Ermy McReynolds	Ro Co. Farm Bureau
Daniel Adams	Ford Co. Farm Bureau
Deets Rohrbaugh	Scott Co. Farm Bureau
Connie Burton	Morris Co. Fm Bu

Bureau



KANSAS AUTOMOBILE DEALERS ASSOCIATION

February 2, 1999

To: Chairman Gary Hayzlett
And the House Transportation Committee

From: Don McNeely, KADA President

Re: Bill Introduction Request – Perfection of Security Interest Amendment

Chairman Hayzlett and Members of the Committee:

My name is Don McNeely, President of the Kansas Auto Dealers Association, a state trade association representing the franchised new car and truck dealers in the state of Kansas. I appear before you this afternoon to request introduction of an amendment to K.S.A. 8-135 regarding the time period which a creditor can perfect a security interest.

Some members of the committee may remember KADA's request for legislation during the 1997 Kansas Legislative Session to increase the time period for which to process an application for lien perfection and have that lien noted upon the vehicle title from 10 to 15 days. It just so happened that same year, Congress passed amendments to the Federal Bankruptcy Code extending the time period to 20 days in which to allow one to retain priority as a creditor on a financing arrangement for the purchase of property.

We respectfully request that the Legislature extend the time period in Kansas to perfect a security interest on the purchase of a vehicle to 20 days. This would bring Kansas in line with the amendments to the Federal Bankruptcy Code and avoid some bankruptcy losses that have occurred due to lien perfection outside the current 15-day period as provided by Kansas law, but within the 20-day time period allowed under federal law.

On behalf of the Kansas Automobile Dealers Association, I respectfully request the introduction of this bill proposal. Thank you.

Attachment

House Transportation Committee
February 2, 1999
Attachment 1

800 S.W. Jackson, Suite 1110 • Topeka, KS 66612

Telephone (785) 233-6456 • Fax (785) 233-1462

Chapter 8.--AUTOMOBILES AND OTHER VEHICLES
Article 1.--GENERAL PROVISIONS

8-135. Transfer of ownership of vehicles; registration; fees and penalties; certificate of title, form, fee; assignment and reassignment; liens, statement of, release of, liability for failure to comply, notice of security interest, execution; purchase and sale of vehicle, requirements; written consent by lienholder; transfer-on-death; reaffirmation of sale. (a) Upon the transfer of ownership of any vehicle registered under this act, the registration of the vehicle and the right to use any license plate thereon shall expire and thereafter there shall be no transfer of any registration, and the license plate shall be removed by the owner thereof. Except as provided in K.S.A. 8-172, and amendments thereto, and K.S.A. 1998 Supp. 8-1,147, it shall be unlawful for any person, other than the person to whom the license plate was originally issued, to have possession thereof. When the ownership of a registered vehicle is transferred, the original owner of the license plate may register another vehicle under the same number, upon application and payment of a fee of \$1.50, if such other vehicle does not require a higher license fee. If a higher license fee is required, then the transfer may be made upon the payment of the transfer fee of \$1.50 and the difference between the fee originally paid and that due for the new vehicle.

(b) Subject to the provisions of subsection (a) of K.S.A. 8-198, and amendments thereto, upon the transfer or sale of any vehicle by any person or dealer, or upon any transfer in accordance with K.S.A. 1998 Supp. 59-3511, and amendments thereto, the new owner thereof, within 30 days, inclusive of weekends and holidays, from date of such transfer shall make application to the division for registration or reregistration of the vehicle, but no person shall operate the vehicle on any highway in this state during the thirty-day period without having applied for and obtained temporary registration from the county treasurer or from a dealer. After the expiration of the thirty-day period, it shall be unlawful for the owner or any other person to operate such vehicle upon the highways of this state unless the vehicle has been registered as provided in this act. For failure to make application for registration as provided in this section, a penalty of \$2 shall be added to other fees. When a person has a current motorcycle or passenger vehicle registration and license plate, including any registration decal affixed thereto, for a vehicle and has sold or otherwise disposed of the vehicle and has acquired another motorcycle or passenger vehicle and intends to transfer the registration and the license plate to the motorcycle or passenger vehicle acquired, but has not yet had the registration transferred in the office of the county treasurer, such person may operate the motorcycle or passenger vehicle acquired for a period of not to exceed 30 days by displaying the license plate on the rear of the vehicle acquired. If the acquired vehicle is a new vehicle such person also must carry the assigned certificate of title or manufacturer's statement of origin when operating the acquired vehicle, except that a dealer may operate such vehicle by displaying such dealer's dealer license plate.

(c) Certificate of title: No vehicle required to be registered shall be registered or any license plate or registration decal issued therefor, unless the applicant for registration shall present satisfactory evidence of ownership and apply for an original certificate of title for such vehicle. The following paragraphs of this subsection shall apply to the issuance of a certificate of title for a nonhighway vehicle, as defined in K.S.A. 8-197, and amendments thereto, except to the extent such paragraphs are made inapplicable by or are inconsistent with K.S.A. 8-198, and amendments thereto.

(1) An application for certificate of title shall be made by the owner or the owner's agent upon a form furnished by the division and shall state all liens or encumbrances thereon, and such other information as the division may require. Notwithstanding any other provision of this section, no certificate of title, other than a duplicate title, shall be issued for a vehicle having any unreleased lien or encumbrance thereon, unless the transfer of such vehicle has been consented to in writing by the holder of the lien or encumbrance. Such consent shall be in a form approved by the division. In the case of members of the armed forces of the United States while the United States is engaged at war with any foreign nation and for a period of six months next following the cessation of hostilities, such application may be signed by the owner's spouse, parents, brother or sister. The county treasurer shall use reasonable diligence in ascertaining whether the facts stated in such application are true, and if satisfied that the

1/27/1999 10:27 AM

applicant is the lawful owner of such vehicle, or otherwise entitled to have the same registered in such applicant's name, shall so notify the division, who shall issue an appropriate certificate of title. The certificate of title shall be in a form approved by the division, and shall contain a statement of any liens or encumbrances which the application shows, and such other information as the division determines.

(2) The certificate of title shall contain upon the reverse side a form for assignment of title to be executed by the owner before a notary public or some other officer authorized to administer an oath. This assignment shall contain a statement of all liens or encumbrances on the vehicle at the time of assignment. The certificate of title shall also contain on the reverse side blank spaces so that an abstract of mileage as to each owner will be available. The seller at the time of each sale shall insert the mileage on the form filed for application or reassignment of title, and the division shall insert such mileage on the certificate of title when issued to purchaser or assignee. The signature of the purchaser or assignee is required on the form filed for application or reassignment of title, acknowledging the odometer certification made by the seller, except that vehicles which are 10 model years or older and trucks with a gross vehicle weight of more than 16,000 pounds shall be exempt from the mileage acknowledgment requirement of the purchaser or assignee. Such title shall indicate whether the vehicle for which it is issued has been titled previously as a nonhighway vehicle. In addition, the reverse side shall contain two forms for reassignment by a dealer, stating the liens or encumbrances thereon. The first form of reassignment shall be used only when a dealer sells the vehicle to another dealer. The second form of reassignment shall be used by a dealer when selling the vehicle to another dealer or the ultimate owner of the vehicle. The reassignment by a dealer shall be used only where the dealer resells the vehicle, and during the time that the vehicle remains in the dealer's possession for resale, the certificate of title shall be dormant. When the ownership of any vehicle passes by operation of law, or repossession upon default of a lease, security agreement, or executory sales contract, the person owning such vehicle, upon furnishing satisfactory proof to the county treasurer of such ownership, may procure a certificate of title to the vehicle. When a vehicle is registered in another state and is repossessed in another state, the owner of such vehicle shall not be entitled to obtain a valid Kansas title or registration, except that when a vehicle is registered in another state, but is financed originally by a financial institution chartered in the state of Kansas or when a financial institution chartered in Kansas purchases a pool of motor vehicle loans from the resolution trust corporation or a federal regulatory agency, and the vehicle is repossessed in another state, such Kansas financial institution shall be entitled to obtain a valid Kansas title or registration. In addition to any other fee required for the issuance of a certificate of title, any applicant obtaining a certificate of title for a repossessed vehicle shall pay a fee of \$3.

(3) Dealers shall execute, upon delivery to the purchaser of every new vehicle, a manufacturer's statement of origin stating the liens and encumbrances thereon. Such statement of origin shall be delivered to the purchaser at the time of delivery of the vehicle or at a time agreed upon by the parties, not to exceed 30 days, inclusive of weekends and holidays. The agreement of the parties shall be executed on a form approved by the division. In the event delivery of title cannot be made personally, the seller may deliver the manufacturer's statement of origin by restricted mail to the address of purchaser shown on the purchase agreement. The manufacturer's statement of origin may include an attachment containing assignment of such statement of origin on forms approved by the division. Upon the presentation to the division of a manufacturer's statement of origin, by a manufacturer or dealer for a new vehicle, sold in this state, a certificate of title shall be issued if there is also an application for registration, except that no application for registration shall be required for a travel trailer used for living quarters and not operated on the highways.

(4) The fee for each original certificate of title shall be \$7 until July 1, 1999, and \$3.50 thereafter, in addition to the fee for registration of such vehicle, trailer or semitrailer. The certificate of title shall be good for the life of the vehicle, trailer or semitrailer while owned or held by the original holder of the certificate of title.

(5) Upon sale and delivery to the purchaser of every vehicle subject to a purchase money security interest as defined in K.S.A. 84-9-107, and amendments thereto, the dealer or secured party may complete a notice of security interest and when so completed, the purchaser shall execute the notice, in a form prescribed by the division, describing the vehicle and showing the name and address of the secured party and of the debtor and other information the division requires. The dealer or secured party, within

20

s of the sale and delivery, may mail or deliver the notice of security interest, together with a fee of \$2.50, to the division. The notice of security interest shall be retained by the division until it receives an application for a certificate of title to the vehicle and a certificate of title is issued. The certificate of title shall indicate any security interest in the vehicle. Upon issuance of the certificate of title, the division shall mail or deliver confirmation of the receipt of the notice of security interest, the date the certificate of title is issued and the security interest indicated, to the secured party at the address shown on the notice of security interest. The proper completion and timely mailing or delivery of a notice of security interest by a dealer or secured party shall perfect a security interest in the vehicle described on the date of such mailing or delivery. The county treasurers shall mail a copy of the title application to the Kansas lienholder. Each county treasurer shall charge the Kansas lienholder a \$1.50 service fee for processing and mailing a copy of the title application to the Kansas lienholder.

(6) It shall be unlawful for any person to operate in this state a vehicle required to be registered under this act, or to transfer the title to any such vehicle to any person or dealer, unless a certificate of title has been issued as herein provided. In the event of a sale or transfer of ownership of a vehicle for which a certificate of title has been issued, which certificate of title is in the possession of the transferor at the time of delivery of the vehicle, the holder of such certificate of title shall endorse on the same an assignment thereof, with warranty of title in a form prescribed by the division and printed thereon and the transferor shall deliver the same to the buyer at the time of delivery to the buyer of the vehicle or at a time agreed upon by the parties, not to exceed 30 days, inclusive of weekends and holidays, after the time of delivery. The agreement of the parties shall be executed on a form provided by the division. The requirements of this paragraph concerning delivery of an assigned title are satisfied if the transferor mails to the transferee by restricted mail the assigned certificate of title within the 30 days, and if the transferor is a dealer, as defined by K.S.A. 8-2401, and amendments thereto, such transferor shall be deemed to have possession of the certificate of title if the transferor has made application therefor to the division. The buyer shall then present such assigned certificate of title to the division at the time of making application for registration of such vehicle. A new certificate of title shall be issued to the buyer, upon payment of the fee of \$7 until July 1, 1999, and \$3.50 thereafter. If such vehicle is sold to a resident of another state or country, the dealer or person making the sale shall notify the division of the sale and the division shall make notation thereof in the records of the division. When a person acquires a security agreement on a vehicle subsequent to the issuance of the original title on such vehicle, such person shall require the holder of the certificate of title to surrender the same and sign an application for a mortgage title in form prescribed by the division. Upon such surrender such person shall immediately deliver the certificate of title, application, and a fee of \$7 until July 1, 1999, and \$3.50 thereafter, to the division. Upon receipt thereof, the division shall issue a new certificate of title showing the liens or encumbrances so created, but not more than two liens or encumbrances may be shown upon a title. When a prior lienholder's name is removed from the title, there must be satisfactory evidence presented to the division that the lien or encumbrance has been paid. When the indebtedness to a lienholder, whose name is shown upon a title, is paid in full, such lienholder within 10 days after written demand by restricted mail, shall furnish to the holder of the title a release of lien or execute such a release in the space provided on the title. For failure to comply with such a demand the lienholder shall be liable to the holder of the title for \$100 and also shall be liable for any loss caused to the holder by such failure. When the indebtedness to a lienholder, whose name is shown upon a title, is collected in full, such lienholder, within 30 days, shall furnish notice to the holder of title that such indebtedness has been paid in full and that such title may be presented to the lienholder at any time for release of lien.

(7) It shall be unlawful for any person to buy or sell in this state any vehicle required to be registered, unless, at the time of delivery thereof or at a time agreed upon by the parties, not to exceed 30 days, inclusive of weekends and holidays, after the time of delivery, there shall pass between the parties a certificate of title with an assignment thereof. The sale of a vehicle required to be registered under the laws of this state, without assignment of the certificate of title, is fraudulent and void, unless the parties shall agree that the certificate of title with assignment thereof shall pass between them at a time other than the time of delivery, but within 30 days thereof. The requirements of this paragraph concerning delivery of an assigned title shall be satisfied if (i) the seller mails to the purchaser by restricted mail the assigned certificate of title within 30 days, or (ii) if the transferor is a dealer, as defined by K.S.A. 8-2401, and amendments thereto, such seller shall be deemed to have possession of the certificate of title if such seller has made application therefor to the division, or (iii) if the transferor is a dealer and has

assigned a title pursuant to paragraph (9) of this subsection (c).

(8) In cases of sales under the order of a court of a vehicle required to be registered under this act, the officer conducting such sale shall issue to the purchaser a certificate naming the purchaser and reciting the facts of the sale, which certificate shall be prima facie evidence of the ownership of such purchaser for the purpose of obtaining a certificate of title to such motor vehicle and for registering the same. Any such purchaser shall be allowed 30 days, inclusive of weekends and holidays, from the date of sale to make application to the division for a certificate of title and for the registering of such motor vehicle.

(9) Any dealer who has acquired a vehicle, the title for which was issued under the laws of and in a state other than the state of Kansas, shall not be required to obtain a Kansas certificate of title therefor during the time such vehicle remains in such dealer's possession and at such dealer's place of business for the purpose of sale. The purchaser or transferee shall present the assigned title to the division of vehicles when making application for a certificate of title as provided in subsection (c)(1).

(10) Motor vehicles may be held and titled in transfer-on-death form.

(11) Notwithstanding the provisions of this act with respect to time requirements for delivery of a certificate of title, or manufacturer's statement of origin, as applicable, any person who chooses to reaffirm the sale in writing on a form approved by the division which advises them of their rights pursuant to paragraph (7) of subsection (c) and who has received and accepted assignment of the certificate of title or manufacturer's statement of origin for the vehicle in issue may not thereafter void or set aside the transaction with respect to the vehicle for the reason that a certificate of title or manufacturer's statement of origin was not timely delivered, and in such instances the sale of a vehicle shall not be deemed to be fraudulent and void for that reason alone.

History: L. 1929, ch. 81, § 13; L. 1937, ch. 72, § 5; L. 1938, ch. 12, § 1; L. 1941, ch. 93, § 1; L. 1943, ch. 79, § 2; L. 1955, ch. 47, § 1; L. 1959, ch. 46, § 7; L. 1961, ch. 47, § 1; L. 1963, ch. 48, § 1; L. 1965, ch. 60, § 1; L. 1968, ch. 411, § 2; L. 1970, ch. 46, § 1; L. 1971, ch. 18, § 1; L. 1972, ch. 20, § 1; L. 1974, ch. 35, § 4; L. 1975, ch. 30, § 4; L. 1975, ch. 31, § 1; L. 1975, ch. 32, § 1; L. 1977, ch. 31, § 1; L. 1978, ch. 32, § 1; L. 1979, ch. 36, § 1; L. 1980, ch. 31, § 1; L. 1984, ch. 31, § 1; L. 1985, ch. 43, § 6; L. 1987, ch. 42, § 1; L. 1989, ch. 36, § 1; L. 1989, ch. 37, § 1; L. 1990, ch. 36, § 1; L. 1991, ch. 33, § 14; L. 1992, ch. 63, § 1; L. 1993, ch. 176, § 2; L. 1995, ch. 88, § 1; L. 1996, ch. 260, § 1; L. 1997, ch. 56, § 1; L. 1997, ch. 138, § 6; L. 1998, ch. 140, § 8; July 1.



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

STATE CAPITOL, ROOM 110-S
TOPEKA, KANSAS 66612-1504
785-296-7632
1-800-432-3924



TOPEKA

HOUSE OF
REPRESENTATIVES

COMMITTEE ASSIGNMENTS
VICE-CHAIR: AGRICULTURE
MEMBER: ENVIRONMENT
UTILITIES
GENERAL GOVERNMENT &
HUMAN RESOURCES
BUDGET COMMITTEE

HOUSE COMMITTEE ON TRANSPORTATION

Fees for license plates for United States military veterans

February 3, 1999
Topeka, Kansas

Presented by Representative
Dan Johnson

Chairman Hayzlett and members of the House Committee on Transportation, I am Representative Dan Johnson. I am here today to support House Bill 2094.

Two years ago, I was here to introduce House Bill number 2170 which was the bill that made the distinctive license plate a reality. At that time, it was my understanding that all distinctive license plates had the same fee. Since then, it has become clear that they do not. I believe that it is unfair that some cost less than \$5 and the veterans plates cost more than \$40.

I support any effort to make all distinctive license plates cost the same.

I am proud to have distinctive plate number 2272 on my car. I believe that we should reduce the cost so that more veterans will be able to afford them.

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

House Transportation Committee
February 2, 1999
Attachment 2

CLIFF FRANKLIN
 REPRESENTATIVE, TWENTY-THIRD DISTRICT
 JOHNSON COUNTY
HOME ADDRESS: 10215 W. 51ST STREET
 MERRIAM, KANSAS 66203
 (913) 677-6672
OFFICE: ROOM 426-S STATEHOUSE
 TOPEKA, KANSAS 66612-1504
 (785) 296-7639



TOPEKA

HOUSE OF
 REPRESENTATIVES

COMMITTEE ASSIGNMENTS
 MEMBER: EDUCATION
 FEDERAL & STATE AFFAIRS
 TAXATION
 JT COMMITTEE ON GAMING COMPACTS

e-mail

rep_cliff_franklin@mail.ksleg.state.ks.us

website<http://skyways.lib.ks.us/kansas/government/franklin>

**VETERANS LICENSE PLATE TAG
 SPECIALTY FEE
 ELIMINATION
 2-2-99**

Mr. Chairman, Ladies and Gentleman of the House Transportation Committee, thank you for this opportunity to voice my support for eliminating the \$40 specialty tag fee for veteran's license plates. This includes the Veteran tag, the POW tag, and the Purple Heart tag. Veterans purchasing these plates will still be required to pay the \$25 tag fee that everyone in Kansas pays. The bill is simple, veterans of foreign war should not pay any specialty/vanity fee. We will never be able to repay them for sacrifice and trauma of serving in a foreign war; the least we can do is wave any vanity fees. There are only 230-260 plates sold per year to war veterans and this represent little impact to state revenues.

In conclusion let the "78VET", "THEBOD", "MIKE", "SALLY" or "68TBIRD" vanity tag holders pay vanity fees. Let those that risk their life down for their country tribute their friends that fell in battle with no additional fees.

STATE OF KANSAS

GALEN WEILAND
REPRESENTATIVE, FORTY-NINTH DISTRICT
DONIPHAN AND BROWN COUNTIES
P.O. BOX 146
BENDENA, KS 66008
RM. 284-W
PHONE—296-7688
HOME—988-4425
HOT LINE 1-800-432-3924



TOPEKA

HOUSE OF
REPRESENTATIVES

COMMITTEE ASSIGNMENTS
RANKING MINORITY MEMBER:
AGRICULTURE
MEMBER: FEDERAL & STATE AFFAIRS
ECONOMIC DEVELOPMENT
JOINT COMMITTEE ON GAMING COMPACTS

MR. CHAIRMAN & MEMBERS OF THE TRANSPORTATION COMMITTEE

Thank you for holding this Hearing today on HB 2094. I am State Representative Galen Weiland representing Doniphan and Brown Counties.

I have had many veterans contact me about the charge for this license plate. The cost is not the total issue. Many told me they were insulted that we would ask them to pay, when the purple heart plate is not an extra cost.

They were very proud they had served their country and that we honored them with a plate, but would not buy one because they could not afford or felt insulted.

Thank you again.

House Transportation Committee
February 2, 1999
Attachment 4

STATE OF KANSAS

MARGARET E. LONG
REPRESENTATIVE, THIRTY EIGHTH DISTRICT
WYANDOTTE COUNTY
1801 N 126TH ST
KANSAS CITY, KANSAS 66109
(913) 721-2322



TOPEKA

HOUSE OF
REPRESENTATIVES
February 2, 1999

COMMITTEE ASSIGNMENTS
MEMBER: GOVERNMENTAL ORGANIZATIONS
& ELECTIONS
LOCAL GOVERNMENT
TRANSPORTATION
UTILITIES
HOTLINE NUMBER 1-800-432-3924
SPEECH/HEARING IMPAIRED (913) 296-8430

Regarding the Special Vehicle license tags for Veterans: I can recall when my Uncle Ed came home from World War II. He was at the Battle of the Bulge. He slept on the porch of my aunt's house for almost the first year. He would sleep on the cement with only one blanket. Sometimes when we came to visit and would awaken him on our arrival, he would crouch down and whisper, "They're coming, they're coming. Be quiet, no talking." He re-lived his combat experience for many nights and years after returning from the War Zone. These Veterans have paid many times by giving an arm or limb or sometimes their mental stability. I feel this is just a small gesture by changing the cost of the Vehicle License and is a way of saying thank you for protecting this Great Land of America.

House Transportation Committee
February 2, 1999
Attachment 5

DAVID HUFF
REPRESENTATIVE, 30TH DISTRICT
CITY OF LENEXA, KANSAS
10458 CAENEN LAKE RD
LENEXA, KANSAS 66215
(913) 888-7730

STATE CAPITOL—RM. 174-W
TOPEKA, KANSAS 66612-1504
(785) 296-7655



TOPEKA

HOUSE OF
REPRESENTATIVES

COMMITTEE ASSIGNMENTS
MEMBER BUSINESS, COMMERCE, & LABOR
TRANSPORTATION
LOCAL GOVERNMENT
GOV. ORGANIZATION AND ELECTIONS

February 2, 1999

Thank you Mr. Chairman,

House Bill 2094 had 65 Representatives to co-sign this bill. I signed the bill because my local VFW called me.

This is not a vanity plate. The veterans of our state will display this distinctive plate for two reasons:

- 1. They are proud of this country and state.**
- 2. They were proud that they served our country.**

We need to pass this bill out favorable.

House Transportation Committee
February 2, 1999
Attachment 6

TESTIMONY IN SUPPORT OF
HOUSE BILL 2094
PRESENTED TO
HOUSE TRANSPORTATION COMMITTEE
BY CHARLES M. YUNKER, DEPT. ADJUTANT
KANSAS AMERICAN LEGION

Thank you for allowing me this opportunity to address you on behalf of The Kansas American Legion in support of House Bill 2094. My name is Chuck Yunker and I serve The American Legion as its State Adjutant.

When the current "Kansas US Veteran" license plate was authorized by the Legislature it was done so as a compromise designed to satisfy all Kansas citizens who served in the Armed Forces during our nation's various wars and conflicts. That is; those veterans who thankfully did not qualify for an Ex-Prisoner of War or Purple Heart license plate were seeking a distinctive plate identifying them as a former service member. Added to the mix were various veterans groups who sought their own distinctive license plates such as "retired military", "U.S. Army veterans", "veteran of a foreign war" (not to be confused with the organization known as the Veterans of Foreign Wars), and yes The American Legion, VFW and others were very interested in a distinctive place recognizing membership in their organizations.

Thus rather than authorizing license plates recognizing each branch of the military, every veterans organization and even specific service within the military such as Infantry, Airborne,

Navy Seals, etc. the legislature chose to authorize one plate for everyone. Although The American Legion would like to have its own "American Legion" plate, we applaud the Legislature's action because like the Legislature, The American Legion believes veterans are veterans regardless of how long or where they served, or their specific branch or duties while in the Armed Forces.

Unfortunately, as you know, many veterans are on fixed incomes especially those of the World War II generation who as retired persons make up the bulk of Kansas veterans. Others, such as our youngest veterans are still getting started in life therefore the cost of a "Veterans" license plate becomes a real budget item in many households. Personally I'm in the middle age wise, but I haven't purchased a Kansas Veterans license plate because I choose to apply the additional cost to my children's college education fund.

The purpose of House Bill 2094 is to lower the cost of Kansas' veteran license plate therefore making it more affordable for all veterans to proclaim their service to America. The American Legion fully supports HB2094 and urges your approval of it.

Again thank you for allowing me this opportunity to testify before you in support of HB2094.

February 2, 1999

Herb Taylor's proponent testimony on HB 2094:

Chairman Hayzlett and Honorable members of the House Transportation Committee, thank you for allowing me to address you today. My name is Herb Taylor; I am a lifelong Kansas resident and have resided in Shawnee, Kansas for the past 30 years. I am a combat infantry veteran having served with the 4th Infantry Division for one year in the Republic of Viet Nam.

I stand here today to urge your support of HB 2094, an elimination of the special fees to obtain a Veteran's License tag. Currently the fees are \$42.75 additional to the regularly assessed tag fees and I find this outlandish for our military veterans. As an aside and an even further aggravation to myself as well as many other veterans is the fact a Kansas National Guard tag costs only \$1.50 additional to the regular tag fees. I full well realize that some National Guard members may have served in the regular military forces but at the same time many did not and this is a personal affront to those of us that walked in "harm's way".

I have been told that these special tags, such as a Veteran's Tag, are profit generators for the State of Kansas. My question to you is, should the State of Kansas be making a profit off the backs of her veterans? Veterans that gave a portion of their lives and at times parts of themselves in support of our Country? I think not, I think we Kansas residents should instead show our veterans how proud we are of their sacrifices!

Another point that came to mind as I went about securing my veterans tag last fall was the thought of how many veterans are living on fixed incomes. Many of the vets in this category are very proud of their military service but simply cannot afford one of these very nicely designed tags. These same veterans would be proud to show their allegiance to our Country if allowed to display a tag at a cost that is affordable.

I full well realize that the current "Purple Heart, POW or Pearl Harbor" tags carry a very nominal charge of \$.50 additional to the regular fees. If you stop and think of what these veterans endured to qualify for that tag, we are way overcharging them! Even more exasperating though is that anyone entitled to this particular tag is limited to one tag only.

As a taxpaying Kansas resident and a military veteran, I urge you to support HB 2094 and eliminate the special tag fees for all qualified military veterans. I further urge you to allow a veteran qualified for the normal "Veteran's Tag, Purple Heart Tag, POW Tag or Pearl Harbor Tag" to be allowed to have one per personally owned vehicle at no additional cost. If it is in the committee's heart to do so, thank you. If the committee feels that multiple tags are too costly then set a limit of two vehicles.

I currently display a veteran's tag on my vehicle and frankly would have one on both vehicles but cannot justify spending \$42.75 twice. I value my life too much to push my luck with my wife at that point! And those of you on the committee that know my wife understand full well what I mean.

In closing, I am very gratified to find that we have sixty-six co-sponsors on this bill. Obviously many of our Kansas Representatives feel this is a justified and overdue honor for our military veterans. My hat is off to all the co-sponsors and it gives me great pride to have presented this idea to Representative Cliff Franklin last December and see how well this issue is being supported. I am proud to be a Kansan and look forward to your showing all veterans and myself how proud you are of us!

Thank you and I stand for questions.

Herb Taylor
12317 West 74th Terrace
Shawnee, Kansas 66216