

SESSION OF 2002

**SUPPLEMENTAL NOTE ON
SUBSTITUTE FOR HOUSE BILL NO. 2653**

As Amended by Senate Committee on Transportation

Brief*

HB 2653, as amended by the Senate Committee, would require a vehicle inspection to be conducted before a certificate of title could be issued on an antique vehicle when the bill of sale is used as the ownership document to obtain a certificate of title for the vehicle.

Background

The original bill was recommended by the House Transportation Committee. During the hearings, proponents argued that an increasing number of vehicles are qualifying as antiques every year and that requiring additional inspections would help assure that no serial number associated with stolen parts exists before certificates of title are issued based on bills of sale.

After the bill was referred to the House Taxation Committee, Representative Bethell testified in support of the provisions of the substitute bill. (See the supplemental note on Sub. for House Bill No. 2653.)

At the Senate Transportation Committee hearing, the Second Lieutenant of the Kansas Highway Patrol and the Manager of Titles and Registrations, Division of Vehicles, urged the Committee to adopt HB 2653 as introduced. The Kansas Highway Patrol spokespersons expressed concern with the provision in the bill which would have allowed designees of the Patrol to conduct inspections. It was noted that designees do not have advance training to conduct inspections and that their turnover rates are high. Patrol representatives also expressed

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org/cgi-bin/fulltext/bills.cgi>

concern with language in the substitute bill that would have exempted vehicles 1949 and prior from inspection, noting that the exemption could easily lead to fraud. The Manager of Titles and Registration expressed concern, among other things, about the provision in the substitute bill which would have allowed an applicant to be issued a certificate of title without inspection if the inspection wasn't conducted within a 30-day period. The Manager opposed this provision because it could place the Division in a situation of issuing titles without assurances that the vehicle or the title conform to Kansas law and regulations. He also noted that the Division would not be able to verify whether the applicant had actually requested the inspection. Finally, the Manager said that the provision in the substitute bill which required electronic verification of a VIN before the issuance of a title did not specify who was responsible for such verification.