

SESSION OF 2002

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2662

As Amended by Senate Committee on
Transportation

Brief*

HB 2662 relates to accessible parking for the disabled. The bill, as amended, would:

- ! Repeal the current requirement that persons issued disabled placards or identification cards pay a \$3 service fee to counties;
- ! Add advanced registered nurse practitioners (ARNPs) to the current list of practitioners (persons licensed to practice healing arts, licensed optometrists, and Christian Science practitioners) allowed to certify that persons with a disability are entitled to receive special license plates or placards;
- ! Ensure that special license plates which are personalized still pay the registration fee, the \$40 fee for the two plates, and the reflectorized license plate fee of \$.50; and
- ! Add ARNPs and licensed optometrists to a statute making persons who willfully and falsely make such certifications guilty of a class C misdemeanor.

Background

During the fall of 2001, the Department of Revenue repealed a regulation imposing separate state fees for disabled placards and identification cards. An attorney for the Department noted that such fees have generally been held illegal in cases alleging that they violate the federal Americans with Disabilities Act.

*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.accesskansas.org/legislature/>

The Department estimates that annual revenue losses to all 105 counties would be between \$100,000 and \$200,000.

The Department appeared in support of the bill, as did the Kansas Association of Counties and the Riley County Treasurer.

The amendment to KSA 8-1,125 regarding ARNPs was proposed by the Kansas Academy of Physician Assistants and the Kansas State Nurses Association. Both groups observed that ARNPs are often the primary source of health care in rural areas.

The amendment to KSA 8-1,130 regarding the criminalization of willfully making a false certification was a statutory clean-up suggested by the revisor.

The Senate amendment ensures that specialized license plates which are personalized would still pay the personalized license plates fee of \$40, the registration fee, and the reflectorized license plate fee of \$.50.