

As Amended by House Committee

Session of 2013

HOUSE BILL No. 2137

By Committee on Taxation

1-30

1 AN ACT concerning motor vehicles; relating to the collection of fees,
2 ~~vehicle modernization T-works~~ surcharge; amending K.S.A. 2012
3 Supp. 8-145 **and 75-5160** and repealing the existing section; ~~also~~
4 ~~repealing K.S.A. 2012 Supp. 75-5160 sections.~~

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 2012 Supp. 8-145 is hereby amended to read as
8 follows: 8-145. (a) All registration and certificates of title fees shall be
9 paid to the county treasurer of the county in which the applicant for
10 registration resides or has an office or principal place of business within
11 this state, and the county treasurer shall issue a receipt in triplicate, on
12 blanks furnished by the division of vehicles, one copy of which shall be
13 filed in the county treasurer's office, one copy shall be delivered to the
14 applicant and the original copy shall be forwarded to the director of
15 vehicles.

16 (b) The county treasurer shall deposit \$.75 of each license
17 application, \$.75 out of each application for transfer of license plate and \$2
18 out of each application for a certificate of title, collected by such treasurer
19 under this act, in a special fund, which fund is hereby appropriated for the
20 use of the county treasurer in paying for necessary help and expenses
21 incidental to the administration of duties in accordance with the provisions
22 of this law and extra compensation to the county treasurer for the services
23 performed in administering the provisions of this act, which compensation
24 shall be in addition to any other compensation provided by any other law,
25 except that the county treasurer shall receive as additional compensation
26 for administering the motor vehicle title and registration laws and fees, a
27 sum computed as follows: The county treasurer, during the month of
28 December, shall determine the amount to be retained for extra
29 compensation not to exceed the following amounts each year for calendar
30 year 2006 or any calendar year thereafter: The sum of \$110 per hundred
31 registrations for the first 5,000 registrations; the sum of \$90 per hundred
32 registrations for the second 5,000 registrations; the sum of \$5 per hundred
33 for the third 5,000 registrations; and the sum of \$2 per hundred
34 registrations for all registrations thereafter. In no event, however, shall any
35 county treasurer be entitled to receive more than \$15,000 additional annual
36 compensation.

1 If more than one person shall hold the office of county treasurer during
2 any one calendar year, such compensation shall be prorated among such
3 persons in proportion to the number of weeks served. The total amount of
4 compensation paid the treasurer together with the amounts expended in
5 paying for other necessary help and expenses incidental to the
6 administration of the duties of the county treasurer in accordance with the
7 provisions of this act, shall not exceed the amount deposited in such
8 special fund. Any balance remaining in such fund at the close of any
9 calendar year shall be withdrawn and credited to the general fund of the
10 county prior to June 1 of the following calendar year.

11 (c) The county treasurer shall remit the remainder of all such fees
12 collected, together with the original copy of all applications, to the
13 secretary of revenue. The secretary of revenue shall remit all such fees
14 remitted to the state treasurer in accordance with the provisions of K.S.A.
15 75-4215, and amendments thereto. Upon receipt of each such remittance,
16 the state treasurer shall deposit the entire amount in the state treasury to
17 the credit of the state highway fund, except as provided in subsection (d).

18 (d) (1) Three dollars and fifty cents of each certificate of title fee
19 collected and remitted to the secretary of revenue, shall be remitted to the
20 state treasurer who shall credit such \$3.50 to the Kansas highway patrol
21 motor vehicle fund. Three dollars of each certificate of title fee collected
22 and remitted to the secretary of revenue, shall be remitted to the state
23 treasurer who shall credit such \$3 to the VIPS/CAMA technology
24 hardware fund.

25 (2) For repossessed vehicles, \$3 of each certificate of title fee
26 collected and remitted to the secretary of revenue, shall be remitted to the
27 state treasurer who shall credit such \$3 to the repossessed certificates of
28 title fee fund.

29 (3) Three dollars and fifty cents of each reassignment form fee
30 collected and remitted to the secretary of revenue, shall be remitted to the
31 state treasurer who shall credit such \$3.50 to the Kansas highway patrol
32 motor vehicle fund. Three dollars of each reassignment form fee collected
33 and remitted to the secretary of revenue, shall be remitted to the state
34 treasurer who shall credit such \$3 to the VIPS/CAMA technology
35 hardware fund.

36 ~~(4) Until January 1, 2013, \$4 of each division of vehicles~~
37 ~~modernization surcharge collected and remitted to the secretary of~~
38 ~~revenue, shall be remitted to the state treasurer who shall credit such \$4 to~~
39 ~~the division of vehicles modernization fund, on and after January 1, 2013,~~
40 ~~the state treasurer shall credit such \$4 to the state highway fund.~~

41 **(4) The T-works surcharge collected and remitted to the secretary**
42 **of revenue shall be remitted to the state treasurer who shall credit**
43 **such \$4 to the state highway fund. The provisions of this subsection**

1 shall expire on January 1, 2021.

2 **Sec. 2.** K.S.A. 2012 Supp. 75-5160 is hereby amended to read as
3 follows: **75-5160. (a)** In addition to any registration fee prescribed
4 under article 1 of chapter 8 of the Kansas Statutes Annotated, and
5 amendments thereto, all applicants for vehicle registration shall pay at
6 the time of registration a nonrefundable ~~division of vehicles~~
7 ~~modernization~~ *T-works* surcharge in the amount of \$4 for each vehicle
8 being registered.

9 **(b)** ~~Until January 1, 2013, the provisions of this section shall not~~
10 ~~apply to vehicles registered under K.S.A. 8-1,100 through 8-1,123 and~~
11 ~~K.S.A. 2012 Supp. 8-1,123a, and amendments thereto. On and after~~
12 ~~January 1, 2013, the provisions of this section shall apply to such vehicles.~~
13 *The provisions of this section shall expire on January 1, 2021.*

14 ~~Sec. 2.~~ **3.** K.S.A. 2012 Supp. 8-145 and 75-5160 are hereby repealed.

15 ~~Sec. 3.~~ **4.** This act shall take effect and be in force from and after its
16 publication in the statute book.