

## HOUSE BILL No. 2252

By Committee on Veterans, Military and Homeland Security

2-5

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1 AN ACT concerning motor vehicles; relating to distinctive license plates;  
2 providing for the Armed services occupation medal license plate;  
3 amending K.S.A. 2014 Supp. 8-1,141 and 8-1,147 and repealing the  
4 existing sections.  
5

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

7 New Section 1. (a) On and after January 1, 2016, any owner or lessee  
8 of one or more passenger vehicles, trucks registered for a gross weight of  
9 20,000 pounds or less or motorcycles, who is a resident of the state of  
10 Kansas, and who submits satisfactory proof to the director of vehicles, in  
11 accordance with rules and regulations adopted by the secretary of revenue,  
12 that such person is a recipient of the Army of occupation medal or the  
13 Navy occupation service medal, upon compliance with the provisions of  
14 this section, may be issued one armed services occupation medal license  
15 plate for each such passenger vehicle, truck or motorcycle. Such license  
16 plates shall be issued for the same period of time as other license plates  
17 upon proper registration and payment of the regular license fee as provided  
18 in K.S.A. 8-143, and amendments thereto.

19 (b) Any person who is a recipient of the Army of occupation medal or  
20 the Navy occupation service medal may make application for such  
21 distinctive license plates, not less than 60 days prior to such person's  
22 renewal of registration date, on a form prescribed and furnished by the  
23 director of vehicles, and any applicant for the distinctive plates shall  
24 furnish the director with proof as the director shall require that the  
25 applicant is a recipient of the Army of occupation medal or the Navy  
26 occupation service medal. Application for the registration of a passenger  
27 vehicle, truck or motorcycle and issuance of the license plates under this  
28 section shall be made by the owner or lessee in a manner prescribed by the  
29 director of vehicles upon forms furnished by the director.

30 (c) No registration or distinctive license plates issued under the  
31 authority of this section shall be transferable to any other person.

32 (d) Renewals of registration under this section shall be made  
33 annually, upon payment of the fee prescribed in subsection (a), in the  
34 manner prescribed in K.S.A. 8-132(b), and amendments thereto. No  
35 renewal of registration shall be made to any applicant until such applicant  
36 has filed with the director a form as provided in subsection (b). If such

1 form is not filed, the applicant shall be required to comply with K.S.A. 8-  
2 143, and amendments thereto, and return the distinctive license plates to  
3 the county treasurer of such person's residence.

4 Sec. 2. K.S.A. 2014 Supp. 8-1,141 is hereby amended to read as  
5 follows: 8-1,141. (a) Any new distinctive license plate authorized for  
6 issuance on and after July 1, 1994, shall be subject to the personalized  
7 license plate fee prescribed by ~~subsection (e) of~~ K.S.A. 8-132(c), and  
8 amendments thereto. This section shall not apply to any distinctive license  
9 plate authorized prior to July 1, 1994.

10 (b) The director of vehicles shall not issue any new distinctive license  
11 plate authorized for issuance on and after July 1, 1995, unless there is a  
12 guarantee of an initial issuance of at least 500 license plates.

13 (c) The provisions of this section shall not apply to distinctive license  
14 plates issued under the provisions of K.S.A. 8-1,145, or K.S.A. 2014 Supp.  
15 8-177d, 8-1,163-~~ff~~, 8-1,166 or *section I*, and amendments thereto.

16 (d) The provisions of subsection (a), shall not apply to distinctive  
17 license plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148,  
18 and amendments thereto, or K.S.A. 2014 Supp. 8-1,153, 8-1,158 or 8-  
19 1,161, and amendments thereto.

20 (e) The provisions of subsection (f) shall not apply to distinctive  
21 license plates issued under the provisions of K.S.A. 2014 Supp. 8-1,160,  
22 and amendments thereto, except that the division shall delay the  
23 manufacturing and issuance of such distinctive license plate until the  
24 division has received not less than 1,000 orders for such plate, including  
25 payment of the personalized license plate fee required under subsection  
26 (a). Upon certification by the director of vehicles to the director of  
27 accounts and reports that not less than 1,000 paid orders for such plate  
28 have been received, the director of accounts and reports shall transfer  
29 \$40,000 from the state highway fund to the distinctive license plate fund.

30 (f) (1) Any person or organization sponsoring any distinctive license  
31 plate authorized by the legislature on and after July 1, 2004, shall submit  
32 to the division of vehicles a nonrefundable amount not to exceed \$20,000,  
33 to defray the division's cost for developing such distinctive license plate.

34 (2) All moneys received under this subsection shall be remitted by the  
35 secretary of revenue to the state treasurer in accordance with the  
36 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of  
37 each such remittance, the state treasurer shall deposit the entire amount in  
38 the state treasury to the credit of the distinctive license plate fund which is  
39 hereby created in the state treasury. All moneys credited to the distinctive  
40 license plate fund shall be used by the department of revenue only for the  
41 purpose associated with the development of distinctive license plates. All  
42 expenditures from the distinctive license plate application fee fund shall be  
43 made in accordance with appropriation acts, upon warrants of the director

1 of accounts and reports issued pursuant to vouchers approved by the  
2 secretary of the department of revenue.

3 (g) (1) Except for educational institution license plates issued under  
4 K.S.A. 8-1,142, and amendments thereto, the director of vehicles shall  
5 discontinue the issuance of any distinctive license plate authorized prior to  
6 July 1, 2004, and which is subject to the provisions of subsection (b) if:

7 (A) Less than 500 license plates, including annual renewals, are  
8 issued for that distinctive license plate by July 1, 2006; and

9 (B) less than 250 license plates, including annual renewals, are issued  
10 for that distinctive license plate during any subsequent two-year period  
11 after July 1, 2006.

12 (2) The director of vehicles shall discontinue the issuance of any  
13 distinctive license plate authorized on and after July 1, 2004, if:

14 (A) Less than 500 plates, including annual renewals, are issued for  
15 that distinctive license plate by the end of the second year of sales; and

16 (B) less than 250 license plates, including annual renewals, are issued  
17 for that distinctive license plate during any subsequent two-year period.

18 (h) An application for any distinctive license plate issued after  
19 December 31, 2012, and the corresponding royalty fee may be collected  
20 either by the county treasurer or the entity benefiting from the issuance of  
21 the distinctive license plate. Annual royalty payments collected by the  
22 county treasurers shall be remitted to the state treasurer in accordance with  
23 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt  
24 of each such remittance the state treasurer shall deposit the entire amount  
25 in the state treasury to the credit of a segregated royalty fund which shall  
26 be administered by the state treasurer. All expenditures from the royalty  
27 fund shall be made in accordance with appropriation acts upon warrants of  
28 the director of accounts and reports issued pursuant to vouchers approved  
29 by the state treasurer or the state treasurer's designee. Payments from the  
30 royalty fund shall be made to the entity benefiting from the issuance of the  
31 distinctive license plate on a monthly basis.

32 (i) Notwithstanding any other provision of law, for any distinctive  
33 license plate, the division shall produce such distinctive license plate for a  
34 motorcycle upon request to the division by the organization sponsoring the  
35 distinctive license plate.

36 (j) In addition to any residency requirements for all distinctive license  
37 plates, any person not a resident of Kansas, serving as a member of the  
38 armed forces stationed in this state shall be eligible to apply for any  
39 distinctive license plate as if the individual was a resident of this state.  
40 Such person shall be eligible to renew the distinctive license plate  
41 registration as long as the person is still stationed in this state at the time  
42 the registration is renewed.

43 Sec. 3. K.S.A. 2014 Supp. 8-1,147 is hereby amended to read as

1 follows: 8-1,147. In the event of the death of any person issued distinctive  
2 license plates under the provisions of K.S.A. 8-161, 8-177a, 8-177c, 8-  
3 1,139, 8-1,140, 8-1,145 or 8-1,146 or K.S.A. 2014 Supp. 8-177d, 8-1,163  
4 ~~or~~, 8-1,166 *or section 1*, and amendments thereto, the surviving spouse or  
5 other family member, if there is no surviving spouse, shall be entitled to  
6 possession of any such distinctive license plates. Such license plates shall  
7 not be displayed on any vehicle unless otherwise authorized by statute.

8 Sec. 4. K.S.A. 2014 Supp. 8-1,141 and 8-1,147 are hereby repealed.

9 Sec. 5. This act shall take effect and be in force from and after its  
10 publication in the statute book.