

SENATE BILL No. 215

By Committee on Transportation

2-12

1 AN ACT concerning motor vehicles; relating to registration of vehicles;
2 penalties, evidence of renewal; amending K.S.A. 2014 Supp. 8-142 and
3 repealing the existing section.
4

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

6 Section 1. K.S.A. 2014 Supp. 8-142 is hereby amended to read as
7 follows: 8-142. It shall be unlawful for any person to commit any of the
8 following acts and except as otherwise provided, violation is subject to
9 penalties provided in K.S.A. 8-149, and amendments thereto:

10 *First:* To operate, or for the owner thereof knowingly to permit the
11 operation, upon a highway of any vehicle, as defined in K.S.A. 8-126, and
12 amendments thereto, which is not registered, or for which a certificate of
13 title has not been issued or which does not have attached thereto and
14 displayed thereon the license plate or plates assigned thereto by the
15 division for the current registration year, including any registration decal
16 required to be affixed to any such license plate pursuant to K.S.A. 8-134,
17 and amendments thereto, subject to the exemptions allowed in K.S.A. 8-
18 135, 8-198 and 8-1751a, and amendments thereto. A violation of this ~~First~~
19 *subsection* by a person unlawfully claiming that a motor vehicle is exempt
20 from registration as a self-propelled crane under ~~subsection (b)~~ of K.S.A.
21 8-128(b), and amendments thereto, shall constitute an unclassified
22 misdemeanor punishable by a fine of not less than \$500. *A person shall*
23 *not be charged with a violation of this subsection for failing to display a*
24 *registration decal on a passenger vehicle any vehicle except those*
25 *included under K.S.A. 8-1,101 and K.S.A. 2014 Supp. 8-143m and 8-*
26 *1,152, and amendments thereto, up to and including the 10th day*
27 *following the expiration of the registration if the person is able to produce*
28 *a registration printed payment receipt or electronic payment receipt from*
29 *an online electronic payment processing system for the current 12-month*
30 *registration period. Any charge for failing to display a registration decal*
31 *up to and including the 10th day following the expiration of the registration*
32 *shall be dismissed if the person produces in court a registration receipt for*
33 *the current 12-month registration period which was valid at the time of*
34 *arrest.*

35 *Second:* To display or cause or permit to be displayed, or to have in
36 possession, any registration receipt, certificate of title, registration license

1 plate, registration decal, accessible parking placard or accessible parking
2 identification card knowing the same to be fictitious or to have been
3 canceled, revoked, suspended or altered. A violation of this ~~part~~ *Second*
4 *subsection* shall constitute an unclassified misdemeanor punishable by a
5 fine of not less than \$100 and forfeiture of the item. A mandatory court
6 appearance shall be required of any person violating this ~~part~~ *Second*
7 *subsection*. This ~~part~~ *Second* *subsection* shall not apply to the possession
8 of: (a) Model year license plates displayed on antique vehicles as allowed
9 under K.S.A. 8-172, and amendments thereto; or (b) distinctive license
10 plates allowed under K.S.A. 8-1,147, and amendments thereto.

11 *Third*: To lend to or knowingly permit the use by one not entitled
12 thereto any registration receipt, certificate of title, registration license plate
13 or registration decal issued to the person so lending or permitting the use
14 thereof.

15 *Fourth*: To fail or refuse to surrender to the division, upon demand, any
16 registration receipt, certificate of title, registration license plate or
17 registration decal which has been suspended, canceled or revoked.

18 *Fifth*: To use a false or fictitious name or address in any application for
19 a certificate of title, the registration of any vehicle or for any renewal or
20 duplicate thereof, or knowingly to make a false statement or knowingly to
21 conceal a material fact or otherwise commit a fraud in any such
22 application.

23 *Sixth*: For the owner of a motor vehicle to file application for the
24 registration thereof, in any county other than the county in which the
25 owner of the vehicle resides or has a bona fide place of business, which
26 place is not an office or facility established or maintained solely for the
27 purpose of obtaining registration.

28 *Seventh*: To operate on the highways of this state a vehicle or
29 combination of vehicles whose weight with cargo is in excess of the gross
30 weight for which the truck or truck tractor propelling the same is
31 registered, except as provided by K.S.A. 8-143, and amendments thereto,
32 and ~~subsections (a) to (f), inclusive, of K.S.A. 8-1911(a) through (f), and~~
33 amendments thereto. Such gross weight shall not be required to be in
34 excess of the limitations described by K.S.A. 8-1908 and 8-1909, and
35 amendments thereto, for such vehicle or combination of vehicles of which
36 it is a part. Any person or owner who operates a vehicle in this state with a
37 registration in violation of ~~subsection (b) of K.S.A. 8-143(b), and~~
38 amendments thereto, shall be required to pay the additional fee equal to the
39 fee required by the applicable registration fee schedule, less the amount of
40 the fee required for the gross weight for which the vehicle is registered to
41 obtain the proper registration therewith. A fine of \$75 shall be assessed for
42 all such gross weight registration violations.

43 *Eighth*: To operate a local truck or truck tractor which is registered for

1 a gross weight of more than 12,000 pounds as a common carrier outside a
2 radius of three miles beyond the corporate limits of the city in which such
3 vehicle was based when registered and licensed or to operate any other
4 local truck or truck tractor licensed for a gross weight of more than 12,000
5 pounds outside a radius of 25 miles beyond the corporate limits of the city
6 in which such vehicle was based when registered and licensed, except as
7 provided in ~~subsection (b) of~~ K.S.A. 8-143(b) or 8-143i, and amendments
8 thereto.

9 *Ninth:* To operate on the highways of this state a farm truck or farm
10 trailer other than to transport: (a) Agricultural products produced by such
11 owner; (b) commodities purchased by the owner for use on the farm
12 owned or rented by the owner of such vehicles; (c) commodities for
13 religious or educational institutions being transported by the owner of such
14 vehicles for charity and without compensation of any kind, except as
15 provided in ~~subsection (c) of~~ K.S.A. 66-1,109(c), and amendments thereto;
16 or (d) sand, gravel, slag stone, limestone, crushed stone, cinders, black top,
17 dirt or fill material to a township road maintenance or construction site of
18 the township in which the owner of such truck resides.

19 *Tenth:* To operate a farm truck or truck tractor used in combination with
20 a trailer or semitrailer for a gross weight which does not include the empty
21 weight of the truck or truck tractor or of the combination of any truck or
22 truck tractor and any type of trailer or semitrailer, plus the maximum
23 weight of cargo which will be transported on or with the same; and such
24 farm truck or farm truck tractor used to transport a gross weight of more
25 than 54,000 pounds shall have durably lettered on the side of the motor
26 vehicle the words "farm vehicle—not for hire."

27 *Eleventh:* To operate on the highways of this state any truck or truck
28 tractor without the current quarter of license fees being paid thereon.

29 *Twelfth:* To operate on the highways of this state a truck or truck tractor
30 without carrying in the cab a copy of the registration receipt for such
31 vehicle or without having painted or otherwise durably marked on ~~said the~~
32 vehicle on both sides thereof, the gross weight for which ~~said the~~ vehicle is
33 licensed and the name and address of the owner thereof, except as
34 provided in K.S.A. 8-143e, and amendments thereto.

35 *Thirteenth:* To operate on the highways of this state a farm trailer
36 carrying more than 6,000 pounds without being registered and the
37 registration fees paid thereon.

38 *Fourteenth:* To operate more than 6,000 miles in any calendar year any
39 truck or truck tractor which has been registered and licensed to operate not
40 more than 6,000 miles in such calendar year, as provided in ~~subsection (b)~~
41 ~~of~~ K.S.A. 8-143(b), and amendments thereto, unless the additional fee
42 required by such subsection (b) has been paid.

43 *Fifteenth:* For any owner who has registered a truck or truck tractor on

1 the basis of operating not more than 6,000 miles to fail to keep the records
2 required by the director of vehicles, or to fail to comply with rules and
3 regulations of the secretary of revenue relating to such registration.

4 *Sixteenth:* To operate a vehicle or combination of vehicles on the
5 national system of interstate and defense highways with a gross weight
6 greater than permitted by the laws of the United States congress.

7 Sec. 2. K.S.A. 2014 Supp. 8-142 is hereby repealed.

8 Sec. 3. This act shall take effect and be in force from and after its
9 publication in the statute book.