

## HOUSE BILL No. 2202

By Committee on Transportation

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1 AN ACT concerning drivers' licenses; expiration and renewal; fees;  
2 amending K.S.A. 2016 Supp. 8-240, 8-243 and 8-247 and repealing the  
3 existing sections.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2016 Supp. 8-240 is hereby amended to read as  
7 follows: 8-240. (a) (1) Every application for an instruction permit shall be  
8 made upon a form furnished by the division of vehicles and accompanied  
9 by a fee of \$2 for class A, B, C or M and \$5 for all commercial classes.  
10 Every other application shall be made upon a form furnished by the  
11 division and accompanied by an examination fee of \$3, unless a different  
12 fee is required by K.S.A. 8-241, and amendments thereto, and by the  
13 proper fee for the license for which the application is made. All  
14 commercial class applicants shall be charged a \$15 driving test fee for the  
15 drive test portion of the commercial driver's license application. If the  
16 applicant is not required to take an examination or the commercial license  
17 drive test, the examination or commercial drive test fee shall not be  
18 required. The examination shall consist of three tests, as follows: (A)  
19 Vision; (B) written; and (C) driving. For a commercial driver's license, the  
20 drive test shall consist of three components, as follows: (A) Pre-trip; (B)  
21 skills test; and (C) road test. If the applicant fails the vision test, the  
22 applicant may have correction of vision made and take the vision test  
23 again without any additional fee. If an applicant fails the written test, the  
24 applicant may take such test again upon the payment of an additional  
25 examination fee of \$1.50. If an applicant fails the driving test, the  
26 applicant may take such test again upon the payment of an additional  
27 examination fee of \$1.50. If an applicant for a commercial driver's license  
28 fails any portion of the commercial drive test, the applicant may take such  
29 test again upon the payment of an additional drive test fee of \$10. If an  
30 applicant fails to pass all three of the tests within a period of six months  
31 from the date of original application and desires to take additional tests,  
32 the applicant shall file an application for reexamination upon a form  
33 furnished by the division, which shall be accompanied by a reexamination  
34 fee of \$3, except that any applicant who fails to pass the written or driving  
35 portion of an examination four times within a six-month period, shall be  
36 required to wait a period of six months from the date of the last failed

1 examination before additional examinations may be given. Upon the filing  
2 of such application and the payment of such reexamination fee, the  
3 applicant shall be entitled to reexamination in like manner and subject to  
4 the additional fees and time limitation as provided for examination on an  
5 original application. If the applicant passes the reexamination, the  
6 applicant shall be issued the classified driver's license for which the  
7 applicant originally applied, which license shall be issued to expire as if  
8 the applicant had passed the original examination.

9 (2) Applicants for class M licenses who have completed prior  
10 motorcycle safety training in accordance with department of defense  
11 instruction 6055.04 (DoDI 6055.04) are not required to complete further  
12 written and driving testing pursuant to paragraph (1) of this subsection.

13 (3) On and after January 1, 2017, an applicant for a class M license  
14 who passes a driving examination administered by the division on a three-  
15 wheeled motorcycle which is not an autocycle shall have a restriction  
16 placed on such applicant's license limiting the applicant to the operation of  
17 a registered three-wheeled motorcycle. An applicant for a class M license  
18 who passes a driving examination administered by the division on a two-  
19 wheeled motorcycle may operate any registered two-wheeled or three-  
20 wheeled motorcycle.

21 (4) *Any individual applying for a class C license who is 81 years of*  
22 *age or older shall be exempt from any fees imposed pursuant to paragraph*  
23 *(1) of this subsection.*

24 (b) (1) For the purposes of obtaining any driver's license or  
25 instruction permit, an applicant shall submit, with the application, proof of  
26 age and proof of identity as the division may require. The applicant also  
27 shall provide a photo identity document, except that a non-photo identity  
28 document is acceptable if it includes both the applicant's full legal name  
29 and date of birth, and documentation showing the applicant's name, the  
30 applicant's address of principal residence and the applicant's social security  
31 number. The applicant's social security number shall remain confidential  
32 and shall not be disclosed, except as provided pursuant to K.S.A. 74-2012,  
33 and amendments thereto. If the applicant does not have a social security  
34 number the applicant shall provide proof of lawful presence and Kansas  
35 residency. The division shall assign a distinguishing number to the license  
36 or permit.

37 (2) The division shall not issue any driver's license or instruction  
38 permit to any person who fails to provide proof that the person is lawfully  
39 present in the United States. Before issuing a driver's license or instruction  
40 permit to a person, the division shall require valid documentary evidence  
41 that the applicant: (A) Is a citizen or national of the United States; (B) is an  
42 alien lawfully admitted for permanent or temporary residence in the  
43 United States; (C) has conditional permanent resident status in the United

1 States; (D) has an approved application for asylum in the United States or  
2 has entered into the United States in refugee status; (E) has a valid,  
3 unexpired nonimmigrant visa or nonimmigrant visa status for entry into  
4 the United States; (F) has a pending application for asylum in the United  
5 States; (G) has a pending or approved application for temporary protected  
6 status in the United States; (H) has approved deferred action status; or (I)  
7 has a pending application for adjustment of status to that of an alien  
8 lawfully admitted for permanent residence in the United States or  
9 conditional permanent resident status in the United States.

10 (3) If an applicant provides evidence of lawful presence set out in  
11 subsections (b)(2)(E) through (2)(I), or is an alien lawfully admitted for  
12 temporary residence under subsection (b)(2)(B), the division may only  
13 issue a driver's license to the person under the following conditions: (A) A  
14 driver's license issued pursuant to this subparagraph shall be valid only  
15 during the period of time of the applicant's authorized stay in the United  
16 States or, if there is no definite end to the period of authorized stay, a  
17 period of one year; (B) a driver's license issued pursuant to this  
18 subparagraph shall clearly indicate that it is temporary and shall state the  
19 date on which it expires; (C) no driver's license issued pursuant to this  
20 subparagraph shall be for a longer period of time than the time period  
21 permitted by K.S.A. 8-247(a), and amendments thereto; and (D) a driver's  
22 license issued pursuant to this subparagraph may be renewed, subject at  
23 the time of renewal, to the same requirements and conditions as set out in  
24 this subsection (b) for the issuance of the original driver's license.

25 (4) The division shall not issue any driver's license or instruction  
26 permit to any person who is not a resident of the state of Kansas, except as  
27 provided in K.S.A. 8-2,148, and amendments thereto.

28 (5) The division shall not issue a driver's license to a person holding a  
29 driver's license issued by another state without making reasonable efforts  
30 to confirm that the person is terminating or has terminated the driver's  
31 license in the other state.

32 (6) The parent or guardian of an applicant under 16 years of age shall  
33 sign the application for any driver's license submitted by such applicant.

34 (c) Every application shall state the full legal name, date of birth,  
35 gender and address of principal residence of the applicant, and briefly  
36 describe the applicant, and shall state whether the applicant has been  
37 licensed as a driver prior to such application, and, if so, when and by what  
38 state or country. Such application shall state whether any such license has  
39 ever been suspended or revoked, or whether an application has ever been  
40 refused, and, if so, the date of and reason for such suspension, revocation  
41 or refusal. In addition, applications for commercial drivers' licenses and  
42 instruction permits for commercial licenses must include the following:  
43 The applicant's social security number; the person's signature; the person's:

1 (1) Digital color image or photograph; or (2) a laser engraved photograph;  
2 certifications, including those required by 49 C.F.R. § 383.71(a), effective  
3 January 1, 1991; a consent to release driving record information; and, any  
4 other information required by the division.

5 (d) When an application is received from a person previously licensed  
6 in another jurisdiction, the division shall request a copy of the driver's  
7 record from the other jurisdiction. When received, the driver's record shall  
8 become a part of the driver's record in this state with the same force and  
9 effect as though entered on the driver's record in this state in the original  
10 instance.

11 (e) When the division receives a request for a driver's record from  
12 another licensing jurisdiction the record shall be forwarded without charge.

13 (f) A fee shall be charged as follows:

14 (1) For a class C driver's license issued to a person at least 21 years of  
15 age, but less than 65 years of age, ~~\$18~~ \$27;

16 (2) for a class C driver's license issued to a person 65 years of age ~~or~~  
17 ~~older, \$12~~ but less than 81 years of age, \$14;

18 (3) for a class C driver's license issued to a person 81 years of age or  
19 older, \$0;

20 (4) for a class M driver's license issued to a person at least 21 years of  
21 age, but less than 65 years of age, \$12.50;

22 ~~(4)~~ (5) for a class M driver's license issued to a person 65 years of age  
23 or older, \$9;

24 ~~(5)~~ (6) for a class A or B driver's license issued to a person who is at  
25 least 21 years of age, but less than 65 years of age, \$24;

26 ~~(6)~~ (7) for a class A or B driver's license issued to a person 65 years  
27 of age or older, \$16;

28 ~~(7)~~ (8) for any class of commercial driver's license issued to a person  
29 21 years of age or older, \$18; or

30 ~~(8)~~ (9) for class A, B, C or M, or a farm permit, or any commercial  
31 driver's license issued to a person less than 21 years of age, \$20.

32 A fee of \$10 shall be charged for each commercial driver's license  
33 endorsement, except air brake endorsements which shall have no charge.

34 A fee of \$3 per year shall be charged for any renewal of a license issued  
35 prior to the effective date of this act to a person less than 21 years of age.

36 If one fails to make an original application or renewal application for a  
37 driver's license within the time required by law, or fails to make  
38 application within 60 days after becoming a resident of Kansas, a penalty  
39 of \$1 shall be added to the fee charged for the driver's license.

40 (g) Any person who possesses an identification card as provided in  
41 K.S.A. 8-1324, and amendments thereto, shall surrender such  
42 identification card to the division upon being issued a valid Kansas driver's  
43 license or upon reinstatement and return of a valid Kansas driver's license.

1 (h) The division shall require that any person applying for a driver's  
2 license submit to a mandatory facial image capture. The captured facial  
3 image shall be displayed on the front of the applicant's driver's license.

4 (i) The director of vehicles may issue a temporary driver's license to  
5 an applicant who cannot provide valid documentary evidence as defined  
6 by subsection (b)(2), if the applicant provides compelling evidence  
7 proving current lawful presence. Any temporary license issued pursuant to  
8 this subsection shall be valid for one year.

9 (j) For purposes of this subsection, the division may rely on the  
10 division's most recent, existing color digital image and signature image of  
11 the applicant for the class C or M driver's license if the division has the  
12 information on file. The determination on whether an electronic online  
13 renewal application or equivalent of a driver's license is permitted shall be  
14 made by the director of vehicles or the director's designee. The division  
15 shall not renew a driver's license through an electronic online or equivalent  
16 process if the license has been previously renewed through an electronic  
17 online application in the immediately preceding driver's license period. No  
18 renewal under this subsection shall be granted to any person who is: (1)  
19 Younger than 30 days from turning 21 years of age; (2) 65 years of age or  
20 older; (3) a registered offender pursuant to K.S.A. 22-4901 et seq., and  
21 amendments thereto; or (4) has a temporary driver's license issued  
22 pursuant to K.S.A. 8-240(b)(3), and amendments thereto, provided the  
23 license is not otherwise withdrawn. The secretary of revenue may adopt  
24 and administer rules and regulations to implement a program to permit an  
25 electronic online renewal of a driver's license.

26 Sec. 2. K.S.A. 2016 Supp. 8-243 is hereby amended to read as  
27 follows: 8-243. (a) Upon payment of the required fee, the division shall  
28 issue to every applicant qualifying under the provisions of this act the  
29 driver's license as applied for by the applicant. Such license shall bear the  
30 class or classes of motor vehicles which the licensee is entitled to drive, a  
31 distinguishing number assigned to the licensee, the full legal name, date of  
32 birth, gender, address of principal residence and a brief description of the  
33 licensee, either: (1) A digital color image or photograph; or (2) a laser  
34 engraved photograph of the licensee, a facsimile of the signature of the  
35 licensee and the statement provided for in subsection (b). No driver's  
36 license shall be valid until it has been signed by the licensee. All drivers'  
37 licenses issued to persons under the age of 21 years shall be readily  
38 distinguishable from licenses issued to persons age 21 years or older. In  
39 addition, all drivers' licenses issued to persons under the age of 18 years  
40 shall also be readily distinguishable from licenses issued to persons age 18  
41 years or older. The secretary of revenue shall implement a vertical format  
42 to make drivers' licenses issued to persons under the age of 21 more  
43 readily distinguishable. Except as otherwise provided, no driver's license

1 issued by the division shall be valid until either: (1) A digital color image  
2 or photograph; or (2) a laser engraved photograph of such licensee has  
3 been taken and verified before being placed on the driver's license. The  
4 secretary of revenue shall prescribe a fee of not more than \$8 and upon the  
5 payment of such fee, the division shall cause either: (1) A digital color  
6 image or photograph; or (2) a laser engraved photograph of such applicant  
7 to be placed on the driver's license. Upon payment of such fee prescribed  
8 by the secretary of revenue, plus payment of the fee required by K.S.A. 8-  
9 246, and amendments thereto, for issuance of a new license, the division  
10 shall issue to such licensee a new license containing either: (1) A digital  
11 color image or photograph; or (2) a laser engraved photograph of such  
12 licensee. A driver's license which does not contain the principal address as  
13 required may be issued to persons who are program participants pursuant  
14 to K.S.A. 2016 Supp. 75-455, and amendments thereto, upon payment of  
15 the fee required by K.S.A. 8-246, and amendments thereto. All Kansas  
16 drivers' licenses and identification cards shall have physical security  
17 features designed to prevent tampering, counterfeiting or duplication of the  
18 document for fraudulent purposes. The secretary of revenue shall  
19 incorporate common machine-readable technology into all Kansas drivers'  
20 licenses and identification cards.

21 (b) All Kansas drivers' licenses issued to any person 16 years of age  
22 or older shall contain a form which provides a statement for making a gift  
23 of all or any part of the body of the licensee in accordance with the revised  
24 uniform anatomical gift act, K.S.A. 2016 Supp. 65-3220 through 65-3244,  
25 and amendments thereto, except as otherwise provided by this subsection.  
26 The statement to be effective shall be signed by the licensee in the  
27 presence of two witnesses who shall sign the statement in the presence of  
28 the donor. The gift becomes effective upon the death of the donor.  
29 Delivery of the license during the donor's lifetime is not necessary to make  
30 a valid gift. Any valid gift statement executed prior to July 1, 1994, shall  
31 remain effective until invalidated. The word "Donor" shall be placed on  
32 the front of a licensee's driver's license, indicating that the statement for  
33 making an anatomical gift under this subsection has been executed by such  
34 licensee.

35 (c) Any person who is deaf or hard of hearing may request that the  
36 division issue to such person a driver's license which is readily  
37 distinguishable from drivers' licenses issued to other drivers and upon such  
38 request the division shall issue such license. Drivers' licenses issued to  
39 persons who are deaf or hard of hearing and under the age of 21 years shall  
40 be readily distinguishable from drivers' licenses issued to persons who are  
41 deaf or hard of hearing and 21 years of age or older. Upon satisfaction of  
42 subsection (a), the division shall issue a receipt of application permitting  
43 the operation of a vehicle consistent with the requested class, if there are

1 no other restrictions or limitations, pending the division's verification of  
2 the information and production of a driver's license.

3 (d) A driver's license issued to a person required to be registered  
4 under K.S.A. 22-4901 et seq., and amendments thereto, shall be assigned a  
5 distinguishing number by the division which will readily indicate to law  
6 enforcement officers that such person is a registered offender. The division  
7 shall develop a numbering system to implement the provisions of this  
8 subsection.

9 (e) (1) Any person who is a veteran may request that the division  
10 issue to such person a driver's license which shall include the designation  
11 "VETERAN" displayed on the front of the driver's license at a location to  
12 be determined by the secretary of revenue. In order to receive a license  
13 described in this subsection, the veteran must provide proof of the  
14 veteran's military service and honorable discharge or general discharge  
15 under honorable conditions, including a copy of the veteran's DD214 form  
16 or equivalent.

17 (2) As used in this subsection, "veteran" means a person who:

18 (A) Has served in: The army, navy, marine corps, air force, coast  
19 guard, air or army national guard or any branch of the military reserves of  
20 the United States; and

21 (B) has been separated from the branch of service in which the person  
22 was honorably discharged or received a general discharge under honorable  
23 conditions.

24 (3) The director of vehicles may adopt any rules and regulations  
25 necessary to carry out the provisions of this subsection.

26 *(f) Any individual applying for a class C license who is 81 years of*  
27 *age or older shall be exempt from any fee imposed pursuant to subsection*  
28 *(a).*

29 Sec. 3. K.S.A. 2016 Supp. 8-247 is hereby amended to read as  
30 follows: 8-247. (a) (1) All original licenses shall expire as follows:

31 (A) Licenses issued to persons who are at least 21 years of age, but  
32 less than 65 years of age shall expire on the ~~sixth~~ *eighth* anniversary of the  
33 date of birth of the licensee which is nearest the date of application;

34 (B) licenses issued to persons who are 65 years of age ~~or older~~, *but*  
35 *less than 81 years of age*, shall expire on the fourth anniversary of the date  
36 of birth of the licensee which is nearest the date of application;

37 (C) *licenses issued to persons who are 81 years of age or older shall*  
38 *expire on the second anniversary of the date of birth of the licensee that is*  
39 *nearest the date of application;*

40 (D) any commercial drivers license shall expire on the fourth  
41 anniversary of the date of birth of the licensee which is nearest the date of  
42 application;

43 ~~(D)~~(E) licenses issued to an offender, as defined in K.S.A. 22-4902,

1 and amendments thereto, who is required to register pursuant to the  
2 Kansas offender registration act, K.S.A. 22-4901 et seq., and amendments  
3 thereto, shall expire every year on the date of birth of the licensee; or

4 ~~(E)~~(F) licenses issued to persons who are less than 21 years of age  
5 shall expire on the licensee's ~~twenty-first~~ 21<sup>st</sup> birthday.

6 (2) All renewals under: (A) Paragraph (1) (A) shall expire on every  
7 ~~sixth~~ eighth anniversary of the date of birth of the licensee; (B) paragraph  
8 (1) (B) and ~~(C)~~ (D) shall expire on every fourth anniversary of the date of  
9 birth of the licensee; (C) *paragraph (1)(C) shall expire on every second*  
10 *anniversary of the date of birth of the licensee;* (D) paragraph ~~(1)(D)~~ (1)  
11 (E) shall expire every year on the date of birth of the licensee; and ~~(D)~~ (E)  
12 paragraph ~~(1)(E)~~ (1)(F), if a renewal license is issued, shall expire on the  
13 licensee's ~~twenty-first~~ 21<sup>st</sup> birthday. No driver's license shall expire in the  
14 same calendar year in which the original license or renewal license is  
15 issued, except that if the foregoing provisions of this section shall require  
16 the issuance of a renewal license or an original license for a period of less  
17 than six calendar months, the license issued to the applicant shall expire in  
18 accordance with the provisions of this subsection.

19 (b) If the driver's license of any person expires while such person is  
20 outside of the state of Kansas and such person is on active duty in the  
21 armed forces of the United States, or is the spouse or a person who is  
22 residing with and is a dependent of such person on active duty, the license  
23 of such person shall be renewable, without examination, at any time prior  
24 to the end of the sixth month following the discharge of such person from  
25 the armed forces, or within 90 days after residence within the state is  
26 reestablished, whichever time is sooner. If the driver's license of any  
27 person under this subsection expires while such person is outside the  
28 United States, the division shall provide for renewal by mail, as long as the  
29 division has a photograph or digital image of such person maintained in  
30 the division's records. A driver's license renewed under the provisions of  
31 this subsection shall be renewed by mail only once.

32 (c) At least 30 days prior to the expiration of a person's license the  
33 division shall mail a notice of expiration or renewal application to such  
34 person at the address shown on the license. The division shall include with  
35 such notice a written explanation of substantial changes to traffic  
36 regulations enacted by the legislature.

37 (d) (1) Except as provided in paragraph (2), every driver's license  
38 shall be renewable on or before its expiration upon application and  
39 payment of the required fee and successful completion of the examinations  
40 required by subsection (e). Application for renewal of a valid driver's  
41 license shall be made to the division in accordance with rules and  
42 regulations adopted by the secretary of revenue. Such application shall  
43 contain all the requirements of ~~subsection (b) of~~ K.S.A. 8-240(b), and



1 amendments thereto. Upon satisfying the foregoing requirements of this  
2 subsection, and if the division makes the findings required by K.S.A. 8-  
3 235b, and amendments thereto, for the issuance of an original license, the  
4 license shall be renewed without examination of the applicant's driving  
5 ability. If the division finds that any of the statements relating to  
6 revocation, suspension or refusal of licenses required under ~~subsection (b)~~  
7 ~~of~~ K.S.A. 8-240(b), and amendments thereto, are in the affirmative, or if it  
8 finds that the license held by the applicant is not a valid one, or if the  
9 applicant has failed to make application for renewal of such person's  
10 license on or before the expiration date thereof, the division may require  
11 the applicant to take an examination of ability to exercise ordinary and  
12 reasonable control in the operation of a motor vehicle as provided in  
13 K.S.A. 8-235d, and amendments thereto. *The division shall require any*  
14 *applicant for a class C driver's license who is 81 years of age or older to*  
15 *take all examinations required by K.S.A. 8-235d(a), and amendments*  
16 *thereto, every time such person makes an application for renewal of such*  
17 *person's license.*

18 (2) Any licensee, whose driver's license expires on their ~~twenty-first~~  
19 ~~21<sup>st</sup>~~ birthday, shall have 45 days from the date of expiration of such license  
20 to make application to renew such licensee's license. Such license shall  
21 continue to be valid for such 45 days or until such license is renewed,  
22 whichever occurs sooner. A licensee who renews under the provisions of  
23 this paragraph shall not be required by the division to take an examination  
24 of ability to exercise ordinary and reasonable control in the operation of a  
25 motor vehicle as provided in K.S.A. 8-235d, and amendments thereto.

26 (e) (1) Prior to renewal of a driver's license, the applicant shall pass  
27 an examination of eyesight. Such examination shall be equivalent to the  
28 test required for an original driver's license under K.S.A. 8-235d, and  
29 amendments thereto. A driver's license examiner shall administer the  
30 examination without charge and shall report the results of the examination  
31 on a form provided by the division.

32 (2) In lieu of the examination of the applicant's eyesight by the  
33 examiner, the applicant may submit a report on the examination of  
34 eyesight by a physician licensed to practice medicine and surgery or by a  
35 licensed optometrist. The report shall be based on an examination of the  
36 applicant's eyesight not more than three months prior to the date the report  
37 is submitted, and it shall be made on a form furnished by the division to  
38 the applicant.

39 (3) The division shall determine whether the results of the eyesight  
40 examination or report is sufficient for renewal of the license and, if the  
41 results of the eyesight examination or report is insufficient, the division  
42 shall notify the applicant of such fact and return the license fee. In  
43 determining the sufficiency of an applicant's eyesight, the division may

1 request an advisory opinion of the medical advisory board, which is  
2 hereby authorized to render such opinions.

3 (4) An applicant who is denied a license under this subsection (e)  
4 may reapply for renewal of such person's driver's license, except that if  
5 such application is not made within 90 days of the date the division sent  
6 notice to the applicant that the license would not be renewed, the applicant  
7 shall proceed as if applying for an original driver's license.

8 (5) When the division has good cause to believe that an applicant for  
9 renewal of a driver's license is incompetent or otherwise not qualified to  
10 operate a motor vehicle in accord with the public safety and welfare, the  
11 division may require such applicant to submit to such additional  
12 examinations as are necessary to determine that the applicant is qualified  
13 to receive the license applied for. Subject to paragraph (6) of this  
14 subsection, in so evaluating such qualifications, the division may request  
15 an advisory opinion of the medical advisory board which is hereby  
16 authorized to render such opinions in addition to its duties prescribed by  
17 ~~subsection (b) of K.S.A. 8-255b(b)~~, and amendments thereto. Any such  
18 applicant who is denied the renewal of such a driver's license because of a  
19 mental or physical disability shall be afforded a hearing in the manner  
20 prescribed by ~~subsection (e) of K.S.A. 8-255(c)~~, and amendments thereto.

21 (6) Seizure disorders which are controlled shall not be considered a  
22 disability. In cases where such seizure disorders are not controlled, the  
23 director or the medical advisory board may recommend that such person  
24 be issued a driver's license to drive class C or M vehicles and restricted to  
25 operating such vehicles as the division determines to be appropriate to  
26 assure the safe operation of a motor vehicle by the licensee. Restricted  
27 licenses issued pursuant to this paragraph shall be subject to suspension or  
28 revocation. For the purpose of this paragraph, seizure disorders which are  
29 controlled means that the licensee has not sustained a seizure involving a  
30 loss of consciousness in the waking state within six months preceding the  
31 application or renewal of a driver's license and whenever a person licensed  
32 to practice medicine and surgery makes a written report to the division  
33 stating that the licensee's seizures are controlled. The report shall be based  
34 on an examination of the applicant's medical condition not more than three  
35 months prior to the date the report is submitted. Such report shall be made  
36 on a form furnished to the applicant by the division. Any physician who  
37 makes such report shall not be liable for any damages which may be  
38 attributable to the issuance or renewal of a driver's license and subsequent  
39 operation of a motor vehicle by the licensee.

40 (f) If the driver's license of any person expires while such person is  
41 outside the state of Kansas, the license of such person shall be extended  
42 for a period not to exceed six months and shall be renewable, without a  
43 driving examination, at any time prior to the end of the sixth month

1 following the original expiration date of such license or within 10 days  
2 after such person returns to the state, whichever time is sooner. This  
3 subsection (f) shall not apply to temporary drivers' licenses issued pursuant  
4 to ~~subsection (b)(3)~~ of K.S.A. 8-240(b)(3), and amendments thereto.

5 (g) The division shall reference the website of the agency in a  
6 person's notice of expiration or renewal under subsection (c). The division  
7 shall provide the following information on the website of the agency:

8 (1) Information explaining the person's right to make an anatomical  
9 gift in accordance with K.S.A. 8-243, and amendments thereto, and the  
10 revised uniform anatomical gift act, K.S.A. 2016 Supp. 65-3220 through  
11 65-3244, and amendments thereto;

12 (2) information describing the organ donation registry program  
13 maintained by the Kansas federally designated organ procurement  
14 organization. The information required under this paragraph shall include,  
15 in a type, size and format that is conspicuous in relation to the surrounding  
16 material, the address and telephone number of Kansas' federally  
17 designated organ procurement organization, along with an advisory to call  
18 such designated organ procurement organization with questions about the  
19 organ donor registry program;

20 (3) information giving the applicant the opportunity to be placed on  
21 the organ donation registry described in paragraph (2);

22 (4) inform the applicant that, if the applicant indicates under this  
23 subsection a willingness to have such applicant's name placed on the organ  
24 donor registry described in paragraph (2), the division will forward the  
25 applicant's name, gender, date of birth and most recent address to the organ  
26 donation registry maintained by the Kansas federally designated organ  
27 procurement organization, as required by paragraph (6);

28 (5) the division may fulfill the requirements of paragraph (4) by one  
29 or more of the following methods:

30 (A) Providing such information on the website of the agency; or

31 (B) providing printed material to an applicant who personally appears  
32 at an examining station;

33 (6) if an applicant indicates a willingness under this subsection to  
34 have such applicant's name placed on the organ donor registry, the division  
35 shall within 10 days forward the applicant's name, gender, date of birth and  
36 most recent address to the organ donor registry maintained by the Kansas  
37 federally designated organ procurement organization. The division may  
38 forward information under this subsection by mail or by electronic means.  
39 The division shall not maintain a record of the name or address of an  
40 individual who indicates a willingness to have such person's name placed  
41 on the organ donor registry after forwarding that information to the organ  
42 donor registry under this subsection. Information about an applicant's  
43 indication of a willingness to have such applicant's name placed on the

1 organ donor registry that is obtained by the division and forwarded under  
2 this paragraph shall be confidential and not disclosed.

3 (h) Notwithstanding any other provisions of law, any offender under  
4 subsection ~~(a)(1)(D)~~ (a)(1)(E) who held a valid driver's license on the  
5 effective date of this act may continue to operate motor vehicles until the  
6 next anniversary of the date of birth of such offender. Upon such date such  
7 driver's license shall expire and the offender shall be subject to the  
8 provisions of this section.

9 (i) The director of the division of vehicles shall submit a report to the  
10 legislature at the beginning of the regular session in 2012 regarding the  
11 impact of not requiring a written test for the renewal of a driver's license,  
12 including any cost savings to the division.

13 Sec. 4. K.S.A. 2016 Supp. 8-240, 8-243 and 8-247 are hereby  
14 repealed.

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