

HOUSE BILL No. 2180

By Committee on Transportation

2-7

Proposed Amendments to HB 2180  
For House Committee on Transportation  
February 20, 2020  
Prepared by: Chris Waggoner  
Office of Revisor of Statutes

1 AN ACT concerning vehicles; relating to registration and titles; fees;  
2 disposition; amending K.S.A. 8-195 and 74-2013 and K.S.A. 2018  
3 Supp. 8-132, 8-135, 8-135a, 8-135c, 8-139, 8-143, 8-143j, 8-145, 8-  
4 145d, 8-167, 8-170, 8-172, 8-198, 58-4204 and 79-3604 and repealing  
5 the existing sections.  
6

2019

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

2019

8 Section 1. K.S.A. 2018 Supp. 8-132 is hereby amended to read as  
9 follows: 8-132. (a) Subject to the provisions of this section and K.S.A. 8-  
10 1,125, and amendments thereto, the division of vehicles shall furnish to  
11 every owner whose vehicle shall be registered one license plate for such  
12 vehicle. Such license plate shall have displayed on it the registration  
13 number assigned to the vehicle and to the owner thereof, the name of the  
14 state, which may be abbreviated, and the year or years for which it is  
15 issued. The same type of license plates shall be issued for passenger motor  
16 vehicles, rented without a driver, as are issued for private passenger  
17 vehicles.

18 (b) During calendar year 1975 commencing on the effective date of  
19 this act, and during every fifth calendar year thereafter, the division of  
20 vehicles shall furnish one license plate for any type of vehicle an owner  
21 registers or has the registration thereof renewed, but during the succeeding  
22 four-year period following calendar year 1975 and during the succeeding  
23 four-year period following every fifth calendar year subsequent to 1975,  
24 the division of vehicles shall not furnish any license plate for the renewal  
25 of a vehicle's registration. During calendar year 1976 and during each  
26 calendar year thereafter in which a license plate is not issued for the  
27 renewal of registration of a vehicle, the division of vehicles shall furnish  
28 one decal for the license plate issued for a vehicle as provided in K.S.A. 8-  
29 134, and amendments thereto, for each registration and renewal of  
30 registration of such vehicle. Notwithstanding the foregoing provisions of  
31 this subsection, whenever, in the discretion of the director of vehicles, it is  
32 determined that the license plates currently being issued and displayed are  
33 not deteriorating to the extent that their replacement is warranted, the  
34 director may adopt rules and regulations to extend the five-year issuance  
35 cycle provided for in this subsection by one year at a time, and in the same  
36 manner the director may further extend such cycle by one year at a time.

1 treasurer, who shall credit such amounts to the commercial vehicle  
2 administrative fund.

2019

3 Sec. 9. K.S.A. 2018 Supp. 8-145d is hereby amended to read as  
4 follows: 8-145d. In addition to the annual vehicle registration fees  
5 prescribed by K.S.A. 8-143, 8-143b, 8-143c, 8-143g, 8-143h, 8-143i, 8-  
6 167, 8-172, 8-195, 8-1103 and 8-1108, and amendments thereto, and  
7 K.S.A. 2018 Supp. 8-1431, and amendments thereto, any applicant for  
8 vehicle title, registration or renewal thereof for registration shall pay a  
9 service fee in the amount of ~~\$5~~ \$70 to the county treasurer, the division of  
10 vehicles or a contractor of the division at the time of making such  
11 application. ~~In addition to such service fee, the county treasurer may~~  
12 ~~charge any applicant for vehicle registration or renewal thereof for~~  
13 ~~registration, a registration fee as follows: (1) In an amount not to exceed~~  
14 ~~\$5 per vehicle registration or renewal thereof for registration, when such~~  
15 ~~application is made at a registration facility in a county with multiple~~  
16 ~~vehicle registration facilities as established by the county treasurer; and (2)~~  
17 ~~in an amount not to exceed \$2.50 per vehicle registration or renewal~~  
18 ~~thereof for registration, when such application is made at a registration~~  
19 ~~facility in a county with a single vehicle registration facility as established~~  
20 ~~by the county treasurer. The county treasurer, division or contractor shall~~  
21 ~~deposit all amounts received under this section in the special fund created~~  
22 ~~pursuant to K.S.A. 8-145, and amendments thereto, and such amounts~~  
23 ~~shall be used by the county treasurer, division or contractor for all~~  
24 ~~purposes for which such fund has been appropriated by law, and such~~  
25 ~~additional amounts are hereby appropriated as other amounts deposited in~~  
26 ~~such fund.~~

2019

27 Sec. 10. K.S.A. 2018 Supp. 8-167 is hereby amended to read as  
28 follows: 8-167. (a) Every owner of an antique motor vehicle intended to be  
29 operated upon any highway in this state shall, before the same is operated,  
30 apply for the registration thereof, as provided by this act.

31 (b) In addition to the registration required under the provisions of  
32 subsection (a) ~~of this section~~ and K.S.A. 8-168 et seq, and amendments  
33 thereto, each antique vehicle shall be registered for the purpose of taxation  
34 as prescribed by article 51 of chapter 79 of the Kansas Statutes Annotated,  
35 and amendments thereto, at the time such owner intends to commence the  
36 operation of the same upon the highways of the state and at the times  
37 prescribed by K.S.A. 8-134, and amendments thereto, for the registration  
38 of any other motor vehicle owned by the owner of such antique vehicle.  
39 ~~The fee for registration of an antique vehicle under the provisions of this~~  
40 ~~subsection shall be five dollars.~~

2019

41 Sec. 11. K.S.A. 2018 Supp. 8-170 is hereby amended to read as  
42 follows: 8-170. (a) Upon the transfer of ownership of any vehicle  
43 registered under the foregoing provisions of this act, its registration and

1 paragraph shall be remitted in accordance with K.S.A. 8-116a(e), and  
2 amendments thereto.

3 (C) Failure to apply for a rebuilt salvage title as provided by this  
4 paragraph shall be a class C nonperson misdemeanor.

5 (g) The owner of a salvage vehicle which has been issued a salvage  
6 title and has been assembled, reconstructed, reconstituted or restored or  
7 otherwise placed in an operable condition may make application to the  
8 county treasurer for a permit to operate such vehicle on the highways of  
9 this state over the most direct route from the place such salvage vehicle is  
10 located to a specified location named on the permit and to return to the  
11 original location. No such permit shall be issued for any vehicle unless the  
12 owner has motor vehicle liability insurance coverage or an approved self-  
13 insurance plan under K.S.A. 40-3104, and amendments thereto. Such  
14 permit shall be on a form furnished by the director of vehicles and shall  
15 state the date the vehicle is to be taken to the other location, the name of  
16 the insurer, as defined in K.S.A. 40-3103, and amendments thereto, and the  
17 policy number or a statement that the vehicle is included in a self-  
18 insurance plan approved by the commissioner of insurance, a statement  
19 attesting to the correctness of the information concerning financial  
20 security, the vehicle identification number and a description of the vehicle.  
21 Such permit shall be signed by the owner of the vehicle. The permit shall  
22 be carried in the vehicle for which it is issued and shall be displayed so  
23 that it is visible from the rear of the vehicle. The fee for such permit shall  
24 be ~~\$1 \$40~~ which shall be retained by the county treasurer, who shall  
25 ~~annually forward 25% of all such fees collected to the division of vehicles~~  
26 ~~to reimburse the division for administrative expenses, and shall deposit the~~  
27 ~~remainder in a special fund for expenses of issuing such permits.~~

28 (h) A nonhighway vehicle or salvage vehicle for which a nonhighway  
29 certificate of title or salvage title has been issued pursuant to this section  
30 shall not be deemed a motor vehicle for the purposes of K.S.A. 40-3101 ~~to~~  
31 ~~through 40-3121, inclusive,~~ and amendments thereto, except when such  
32 vehicle is being operated pursuant to subsection (g). Any person who  
33 knowingly makes a false statement concerning financial security in  
34 obtaining a permit pursuant to subsection (g), or who fails to obtain a  
35 permit when required by law to do so is guilty of a class C misdemeanor.

36 (i) Any person who, on July 1, 1996, is the owner of an all-terrain  
37 vehicle, as defined in K.S.A. 8-126, and amendments thereto, shall not be  
38 required to file an application for a nonhighway certificate of title under  
39 the provisions of this section for such all-terrain vehicle, unless the person  
40 transfers an interest in such all-terrain vehicle.

41 (j) Any person who, on July 1, 2006, is the owner of a work-site  
42 utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, shall  
43 not be required to file an application for a nonhighway certificate of title

\$9.50

1 registration certificate or keep records, the lack of adequate records or  
2 because such retailers are minors or transients there is a likelihood that the  
3 state will lose tax funds due to the difficulty of policing such business  
4 operations, it shall be the duty of the vendor to such person to collect the  
5 full amount of the tax imposed by this act and to make a return and  
6 payment of the tax to the director of taxation in like manner as that  
7 provided for the making of returns and the payment of taxes by retailers  
8 under the provisions of this act. The director shall notify the vendor or  
9 vendors to such retailer of the duty to collect and make a return and  
10 payment of the tax.

11 In the event the full amount of the tax provided by this act is not paid to  
12 the retailer by the consumer or user, the director of taxation may proceed  
13 directly against the consumer or user to collect the full amount of the tax  
14 due on the retail sale.

15 Sec. 18. K.S.A. 8-195 and 74-2013 and K.S.A. 2018 Supp. 8-132, 8-  
16 135, 8-135a, 8-135c, 8-139, 8-143, 8-143j, 8-145, 8-145d, 8-167, 8-170, 8-  
17 172, 8-198, 58-4204 and 79-3604 are hereby repealed.

18 Sec. 19. This act shall take effect and be in force from and after  
19 January 1, ~~2020~~, and its publication in the statute book.

2021