

HOUSE BILL No. 2168

By Committee on Transportation

1-28

1 AN ACT concerning motor vehicles; relating to license plates; providing
2 for decreased license plate commitments and costs prior to distinctive
3 license plate production; amending K.S.A. 2020 Supp. 8-1,141 and
4 repealing the existing section.

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

7 Section 1. K.S.A. 2020 Supp. 8-1,141 is hereby amended to read as
8 follows: 8-1,141. (a) Any new distinctive license plate authorized for
9 issuance on and after July 1, 1994, shall be subject to the personalized
10 license plate fee prescribed by K.S.A. 8-132(c), and amendments thereto.
11 This section shall not apply to any distinctive license plate authorized prior
12 to July 1, 1994.

13 (b) The director of vehicles shall not issue any new distinctive license
14 plate ~~authorized for issuance on and after July 1, 1995~~, unless there is a
15 guarantee of an initial issuance of at least ~~500~~ 250 license plates.

16 (c) The provisions of this section shall not apply to distinctive license
17 plates issued under the provisions of K.S.A. 8-1,145, *and amendments*
18 *thereto*, or K.S.A. 2020 Supp. 8-177d, 8-1,163, 8-1,166, 8-1,185, 8-1,186,
19 8-1,187 or 8-1,188, and amendments thereto.

20 (d) The provisions of subsection (a), shall not apply to distinctive
21 license plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148,
22 and amendments thereto, or K.S.A. 2020 Supp. 8-1,153, 8-1,158 or 8-
23 1,161, and amendments thereto.

24 (e) The provisions of subsection (f) shall not apply to distinctive
25 license plates issued under the provisions of K.S.A. 2020 Supp. 8-1,160
26 and 8-1,183, and amendments thereto, except that the division shall delay
27 the manufacturing and issuance of such distinctive license plate until the
28 division has received not less than ~~1,000~~ 250 orders for such plate,
29 including payment of the personalized license plate fee required under
30 subsection (a). Upon certification by the director of vehicles to the director
31 of accounts and reports that not less than ~~1,000~~ 250 paid orders for such
32 plate have been received, the director of accounts and reports shall transfer
33 ~~\$40,000~~ \$10,000 from the state highway fund to the distinctive license
34 plate fund.

35 (f) (1) Any person or organization sponsoring any distinctive license
36 plate authorized by the legislature ~~on and after July 1, 2004~~, shall submit

1 to the division of vehicles a nonrefundable amount not to exceed ~~\$20,000~~
2 *\$10,000*, to defray the division's cost for developing such distinctive
3 license plate.

4 (2) All moneys received under this subsection shall be remitted by the
5 secretary of revenue to the state treasurer in accordance with the
6 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
7 each such remittance, the state treasurer shall deposit the entire amount in
8 the state treasury to the credit of the distinctive license plate fund which is
9 hereby created in the state treasury. All moneys credited to the distinctive
10 license plate fund shall be used by the department of revenue only for the
11 purpose associated with the development of distinctive license plates. All
12 expenditures from the distinctive license plate application fee fund shall be
13 made in accordance with appropriation acts, upon warrants of the director
14 of accounts and reports issued pursuant to vouchers approved by the
15 secretary of the department of revenue.

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

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

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

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

27 ~~(A)(1) Less~~*Fewer* ~~than 500~~ *250* plates, including annual renewals, are
28 issued for that distinctive license plate by the end of the second year of
29 sales; and

30 ~~(B)(2) less~~*fewer* ~~than 250~~ *125* license plates, including annual
31 renewals, are issued for that distinctive license plate during any subsequent
32 two-year period.

33 (h) An application for any distinctive license plate issued ~~after~~
34 ~~December 31, 2012~~, and the corresponding royalty fee may be collected
35 either by the county treasurer or the entity benefiting from the issuance of
36 the distinctive license plate. Annual royalty payments collected by the
37 county treasurers shall be remitted to the state treasurer in accordance with
38 the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt
39 of each such remittance the state treasurer shall deposit the entire amount
40 in the state treasury to the credit of a segregated royalty fund which shall
41 be administered by the state treasurer. All expenditures from the royalty
42 fund shall be made in accordance with appropriation acts upon warrants of
43 the director of accounts and reports issued pursuant to vouchers approved

1 by the state treasurer or the state treasurer's designee. Payments from the
2 royalty fund shall be made to the entity benefiting from the issuance of the
3 distinctive license plate on a monthly basis.

4 (i) Notwithstanding any other provision of law, for any distinctive
5 license plate, the division shall produce such distinctive license plate for a
6 motorcycle upon request to the division by the organization sponsoring the
7 distinctive license plate.

8 (j) In addition to any residency requirements for all distinctive license
9 plates, any person not a resident of Kansas, serving as a member of the
10 armed forces stationed in this state shall be eligible to apply for any
11 distinctive license plate as if the individual was a resident of this state.
12 Such person shall be eligible to renew the distinctive license plate
13 registration as long as the person is still stationed in this state at the time
14 the registration is renewed.

15 Sec. 2. K.S.A. 2020 Supp. 8-1,141 is hereby repealed.

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