

HOUSE BILL No. 2267

By Committee on Transportation

2-1

1 AN ACT concerning motor vehicles; relating to license plates; allowing
2 adult care homes to apply for disability special license plates; amending
3 K.S.A. 8-1,125 and repealing the existing section.
4

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

6 Section 1. K.S.A. 8-1,125 is hereby amended to read as follows: 8-
7 1,125. (a) Any Kansas resident who submits satisfactory proof to the
8 director of vehicles, on a form provided by the director, that such person is
9 a person with a disability or is responsible for the transportation of a
10 person with a disability shall be issued a special license plate or a
11 permanent placard for any motor vehicle owned by such person or shall be
12 issued a temporary placard. Satisfactory proof of disability, condition or
13 impairment shall include a statement from a person licensed to practice the
14 healing arts in any state, a licensed optometrist, an advanced practice
15 registered nurse licensed under K.S.A. 65-1131, and amendments thereto,
16 a licensed physician assistant or a Christian Science practitioner listed in
17 The Christian Science Journal certifying that such person is a person with
18 a disability. The placard shall be suspended immediately below the rear
19 view mirror of any motor vehicle used for the transportation of a person
20 with a disability so as to be maximally visible from outside the vehicle. In
21 addition to the special license plate or permanent placard, the director of
22 vehicles shall issue to the person with a disability an individual
23 identification card which must be carried by the person with a disability
24 when the motor vehicle being operated by or used for the transportation of
25 such person is parked in accordance with the provisions of K.S.A. 8-1,126,
26 and amendments thereto. In addition to the temporary placard, a person
27 issued such temporary placard shall carry the state or county receipt
28 showing the name of the person who is issued such temporary placard. A
29 person submitting satisfactory proof that such person's disability, condition
30 or impairment is permanent in nature, and upon such person's request and
31 payment of the fees prescribed in subsection (b), shall be issued an
32 individual identification card and: (1) A permanent placard; (2) a
33 permanent placard and a special license plate; or (3) a permanent placard
34 and a wheelchair emblem decal to be affixed to a distinctive license plate.
35 Upon proper request, one additional permanent placard shall be issued to
36 the applicant who has not requested and received a special license plate.

1 Upon proper request, one additional temporary placard shall be issued to
2 the applicant certified as temporarily disabled. Temporary placards shall
3 have an expiration date of not longer than six months from the date of
4 issuance. The special license plates, decals and placards shall display the
5 international symbol of access to the physically disabled.

6 (b) Special license plates issued pursuant to this section shall be
7 issued for the same period of time as other license plates are issued or for
8 the remainder of such period if an existing license plate is to be exchanged
9 for the special license plate. There shall be no fee for such special license
10 plates in addition to the regular registration fee. No person shall be issued
11 more than one special license plate, except that agencies or businesses
12 which provide transportation for persons with a disability as a service, may
13 obtain additional special license plates for vehicles which are utilized in
14 the provision of that service. Special license plates may be personalized
15 license plates subject to the provisions of K.S.A. 8-132, and amendments
16 thereto, including the payment of the additional fee.

17 (c) Placards and individual identification cards issued pursuant to this
18 section shall be valid as long as the person or a person responsible for the
19 transportation of a person with a disability is eligible for a special license
20 plate or permanent placard. The secretary of revenue shall promulgate the
21 rules and regulations necessary to remain compliant with 23 C.F.R. §
22 1235.4.

23 (d) The color of the permanent placard shall be white on a blue
24 background and the temporary placard shall be white on a red background.

25 (e) In addition to such other information contained on individual
26 identification cards, cards shall have the date of birth and the sex of the
27 person to whom the card is issued.

28 (f) Permanent placards and individual identification cards shall be
29 returned to the department of revenue upon the death of the person with a
30 disability. Temporary placards shall be returned to the department of
31 revenue upon the expiration of the placard or upon the death of the person
32 with a disability. Special license plates shall be returned to the county
33 treasurer to be exchanged for another license plate upon the death of the
34 person with a disability. The individual identification cards issued with the
35 special license plates shall be returned to the department of revenue upon
36 the death of the person with a disability.

37 (g) Violation of subsection (f) is an unclassified misdemeanor
38 punishable by a fine of not more than \$50.

39 (h) *Nothing in this section shall prevent an adult care home, as*
40 *defined in K.S.A. 39-923, and amendments thereto, from applying for and*
41 *receiving special license plates pursuant to this section if such adult care*
42 *home provides satisfactory proof to the director of vehicles that the adult*
43 *care home is responsible for the transportation of a person or persons*

1 *with a disability.*

2 Sec. 2. K.S.A. 8-1,125 is hereby repealed.

3 Sec. 3. This act shall take effect and be in force from and after its

4 publication in the statute book.