

As Amended by Senate Committee

Session of 2006

SENATE BILL No. 545

By Committee on Federal and State Affairs

2-10

10 AN ACT concerning county treasurers; relating to fees and compensa-
11 tion; amending K.S.A. 8-129 and K.S.A. 2005 Supp. 8-145 and 8-145d
12 and repealing the existing sections.
13

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

15 Section 1. From and after January 1, 2007, K.S.A. 8-129 is hereby
16 amended to read as follows: 8-129. (a) Applications for the registration of
17 a vehicle required to be registered shall be made by the owner, by mail,
18 on-line, electronically or otherwise, in the office of the county treasurer
19 of:

- 20 (1) The county in which such owner resides; or
21 (2) the county in which the owner has a bona fide place of business,
22 if such vehicle is garaged in such county for a period exceeding 90 days.
23 Such place of business shall not be an office or facility established or
24 maintained solely for the purpose of obtaining registration.

25 Such applications for registration shall be made upon appropriate forms
26 furnished by the department and every application shall contain the name
27 of the owner, such owner's residence address or bona fide place of busi-
28 ness, a brief description of the vehicle to be registered and such other
29 information as may be required by the department. If the owner is not a
30 resident of or does not have a bona fide place of business in this state,
31 the owner may make application for registration in any county which the
32 department shall designate, except that in the case of members of the
33 armed forces of the United States, the application may be signed by the
34 owner's spouse, parent, eldest brother or sister, in the order named. ~~If~~
35 ~~the application is made by mail, on-line or electronically, such application~~
36 ~~shall be accompanied by a fee of \$.50 for postage and other expenses~~
37 ~~incidental to mailing the license plates, which fee shall be in addition to~~
38 ~~the registration fee, and the county treasurer shall deposit the sum in the~~
39 ~~special fund provided by K.S.A. 8-145, and amendments thereto, to be~~
40 ~~used for the purpose of paying the postage, necessary help and expenses.~~
41 With reference to every foreign vehicle which has been registered outside
42 of this state, the owner shall exhibit to the department the certificate of
43 title and registration card, or other evidence of such former registration

1 as may be in the applicant's possession or control, or such other evidence
2 as will satisfy the department that the applicant is the lawful owner or
3 possessor of the vehicle.

4 (b) The applicant for the registration of a vehicle required to be reg-
5 istered, upon the filing of the application, shall submit a statement cer-
6 tifying that such person has a certificate of title for the motor vehicle,
7 showing the date and identification thereof, or file an application therefor,
8 as provided in this act.

9 Sec. 2. K.S.A. 2005 Supp. 8-145 is hereby amended to read as fol-
10 lows: 8-145. (a) All registration and certificates of title fees shall be paid
11 to the county treasurer of the county in which the applicant for registra-
12 tion resides or has an office or principal place of business within this state,
13 and the county treasurer shall issue a receipt in triplicate, on blanks fur-
14 nished by the division of vehicles, one copy of which shall be filed in the
15 county treasurer's office, one copy shall be delivered to the applicant and
16 the original copy shall be forwarded to the director of vehicles.

17 (b) The county treasurer shall deposit \$.75 of each license applica-
18 tion, \$.75 out of each application for transfer of license plate and \$2 out
19 of each application for a certificate of title, collected by such treasurer
20 under this act, in a special fund, which fund is hereby appropriated for
21 the use of the county treasurer in paying for necessary help and expenses
22 incidental to the administration of duties in accordance with the provi-
23 sions of this law and extra compensation to the county treasurer for the
24 services performed in administering the provisions of this act, which com-
25 pensation shall be in addition to any other compensation provided by any
26 other law, except that the county treasurer shall receive as additional
27 compensation for administering the motor vehicle title and registration
28 laws and fees, a sum computed as follows: The county treasurer, during
29 the month of December, shall determine the amount to be retained for
30 extra compensation not to exceed the following amounts each year for
31 calendar year ~~1990~~ 2006 or any calendar year thereafter: The sum of ~~\$60~~
32 \$110 per hundred registrations for the first 5,000 registrations; the sum
33 of ~~\$45~~ \$90 per hundred registrations for the ~~next~~ *second* 5,000 registra-
34 tions; *the sum of \$5 per hundred for the third 5,000 registrations*; and the
35 sum of \$2 per hundred registrations for all registrations thereafter. In no
36 event, however, shall any county treasurer be entitled to receive more
37 than ~~\$9,800~~ \$15,000 additional annual compensation.

38 If more than one person shall hold the office of county treasurer during
39 any one calendar year, such compensation shall be prorated among such
40 persons in proportion to the number of weeks served. The total amount
41 of compensation paid the treasurer together with the amounts expended
42 in paying for other necessary help and expenses incidental to the admin-
43 istration of the duties of the county treasurer in accordance with the

1 provisions of this act, shall not exceed the amount deposited in such spe-
 2 cial fund. Any balance remaining in such fund at the close of any calendar
 3 year shall be withdrawn and credited to the general fund of the county
 4 prior to June 1 of the following calendar year.

5 (c) The county treasurer shall remit the remainder of all such fees
 6 collected, together with the original copy of all applications, to the sec-
 7 retary of revenue. The secretary of revenue shall remit all such fees re-
 8 mitted to the state treasurer in accordance with the provisions of K.S.A.
 9 75-4215, and amendments thereto. Upon receipt of each such remittance,
 10 the state treasurer shall deposit the entire amount in the state treasury
 11 to the credit of the state highway fund, except as provided in subsection
 12 (d).

13 (d) (1) Three dollars and fifty cents of each certificate of title fee
 14 collected and remitted to the secretary of revenue, shall be remitted to
 15 the state treasurer who shall credit such \$3.50 to the Kansas highway
 16 patrol motor vehicle fund. Three dollars of each certificate of title fee
 17 collected and remitted to the secretary of revenue, shall be remitted to
 18 the state treasurer who shall credit such \$3 to the ~~VIPS/CAMA VIPS~~
 19 **VIPS/CAMA** technology hardware fund.

20 (2) For repossessed vehicles, \$3 of each certificate of title fee col-
 21 lected and remitted to the secretary of revenue, shall be remitted to the
 22 state treasurer who shall credit such \$3 to the repossessed certificates of
 23 title fee fund.

24 (3) Three dollars and fifty cents of each reassignment form fee col-
 25 lected and remitted to the secretary of revenue, shall be remitted to the
 26 state treasurer who shall credit such \$3.50 to the Kansas highway patrol
 27 motor vehicle fund. Three dollars of each reassignment form fee collected
 28 and remitted to the secretary of revenue, shall be remitted to the state
 29 treasurer who shall credit such \$3 to the ~~VIPS/CAMA VIPS~~ **VIPS/CAMA**
 30 technology hardware fund.

31 Sec. 3. From and after January 1, 2007, K.S.A. 2005 Supp. 8-145d is
 32 hereby amended to read as follows: 8-145d. In addition to the annual
 33 vehicle registration fees prescribed by K.S.A. 8-143, 8-143b, 8-143c, 8-
 34 143g, 8-143h, 8-143i, 8-167, 8-172 and 8-195, and amendments thereto,
 35 and K.S.A. 2005 Supp. 8-143l, and amendments thereto, any applicant
 36 for vehicle registration or renewal thereof for registration shall pay a serv-
 37 ice fee in the amount of ~~\$3~~ \$5 to the county treasurer at the time of
 38 making such application. In addition to such service fee, the county trea-
 39 surer may charge any applicant for vehicle registration or renewal thereof
 40 for registration, a satellite registration fee in an amount not to exceed \$5
 41 per vehicle registration or renewal thereof for registration, when such
 42 application is made at a satellite registration facility established by the
 43 county treasurer. The county treasurer shall deposit all amounts received

1 under this section in the special fund created pursuant to K.S.A. 8-145,
2 and amendments thereto, and such amounts shall be used by the county
3 treasurer for all purposes for which such fund has been appropriated by
4 law, and such additional amounts are hereby appropriated as other
5 amounts deposited in such fund.

6 Sec. 4. K.S.A. 2005 Supp. 8-145 is hereby repealed.

7 Sec. 5. From and after January 1, 2007, K.S.A. 8-129 and K.S.A. 2005
8 Supp. 8-145d are hereby repealed.

9 Sec. 6. This act shall take effect and be in force from and after its
10 publication in the statute book.