

HOUSE BILL No. 2138

By Committee on Veterans, Military and Homeland Security

1-28

9 AN ACT relating to motor vehicles; providing for a Kansas military family
10 license plate; amending K.S.A. 2008 Supp. 8-1,141 and repealing the
11 existing section.
12

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

14 New Section 1. On and after January 1, 2010, any owner or lessee
15 of one or more passenger vehicles, trucks of a gross weight of 20,000
16 pounds or less, motorcycles or travel trailers, who is a resident of the state
17 of Kansas, may apply for and be issued one distinctive license plate for
18 each such passenger vehicle, truck, motorcycle or travel trailer, a Kansas
19 military family license plate. Such license plates shall be issued for the
20 same period of time as other plates upon proper registration and payment
21 of the regular license fee as provided in K.S.A. 8-143, and amendments
22 thereto.

23 (b) Any person may make application for such distinctive license
24 plates, not less than 60 days prior to such person's renewal of registration
25 date, on a form prescribed and furnished by the director of vehicles.
26 Application for the registration of a passenger vehicle, truck, motorcycle
27 or travel trailer and issuance of the license plates under this section shall
28 be made by the owner or lessee in a manner prescribed by the director
29 of vehicles upon forms furnished by the director.

30 (c) No registration or distinctive license plates issued under the au-
31 thority of this section shall be transferable to any other person.

32 (d) Renewals of registration under this section shall be made an-
33 nually, upon payment of the fee prescribed in subsection (a), in the man-
34 ner prescribed in subsection (b) of K.S.A. 8-132, and amendments
35 thereto. No renewal of registration shall be made to any applicant until
36 such applicant has filed with the director a form as provided in subsection
37 (b). If such form is not filed, the applicant shall be required to comply
38 with K.S.A. 8-143, and amendments thereto, and return the distinctive
39 license plates to the county treasurer of such person's residence.

40 (e) The Kansas military family license plate shall have a background
41 design, an emblem or colors that designate the license plate as a Kansas
42 military family license plate.

43 (f) Any person issued a license plate under this section may request:

1 (1) A decal for each license plate indicating a military branch; or (2)
2 upon submitting satisfactory proof to the director of vehicles in accord-
3 ance with rules and regulations adopted by the secretary, a decal indi-
4 cating that such person is a gold star family member of a person who died
5 while in good standing on active duty in the military service of the United
6 States.

7 A fee of \$2 shall be paid for each decal issued under this subsection.
8 The director of vehicles shall design such decals. Such decals shall be
9 affixed to the license plate in the location required by the director.

10 Sec. 2. K.S.A. 2008 Supp. 8-1,141 is hereby amended to read as fol-
11 lows: 8-1,141. (a) Any new distinctive license plate authorized for issuance
12 on and after July 1, 1994, shall be subject to the personalized license plate
13 fee prescribed by subsection (c) of K.S.A. 8-132, and amendments
14 thereto. This section shall not apply to any distinctive license plate au-
15 thorized prior to July 1, 1994.

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

19 (c) The provisions of this section shall not apply to distinctive license
20 plates issued under the provisions of K.S.A. 8-1,145, or K.S.A. 2008 Supp.
21 8-177d or *section 1*, and amendments thereto.

22 (d) The provisions of subsection (a), shall not apply to distinctive li-
23 cense plates issued under the provisions of K.S.A. 8-1,146 or 8-1,148, and
24 amendments thereto, or K.S.A. 2008 Supp. 8-1,153 or 8-1,158, and
25 amendments thereto.

26 (e) (1) Any person or organization sponsoring any distinctive license
27 plate authorized by the legislature on and after July 1, 2004, shall submit
28 to the division of vehicles a nonrefundable amount not to exceed \$10,000,
29 to defray the division's cost for developing such distinctive license plate.

30 (2) All moneys received under this subsection shall be remitted by
31 the secretary of revenue to the state treasurer in accordance with the
32 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of
33 each such remittance, the state treasurer shall deposit the entire amount
34 in the state treasury to the credit of the distinctive license plate fund
35 which is hereby created in the state treasury. All moneys credited to the
36 distinctive license plate fund shall be used by the department of revenue
37 only for the purpose associated with the development of distinctive li-
38 cense plates. All expenditures from the distinctive license plate applica-
39 tion fee fund shall be made in accordance with appropriation acts, upon
40 warrants of the director of accounts and reports issued pursuant to vouch-
41 ers approved by the secretary of the department of revenue.

42 (f) (1) Except for educational institution license plates issued under
43 K.S.A. 8-1,142, and amendments thereto, the director of vehicles shall

- 1 discontinue the issuance of any distinctive license plate authorized prior
2 to July 1, 2004, and which is subject to the provisions of subsection (b)
3 if:
- 4 (A) Less than 500 license plates, including annual renewals, are is-
5 sued for that distinctive license plate by July 1, 2006; and
- 6 (B) less than 250 license plates, including annual renewals, are issued
7 for that distinctive license plate during any subsequent two-year period
8 after July 1, 2006.
- 9 (2) The director of vehicles shall discontinue the issuance of any dis-
10 tinctive license plate authorized on and after July 1, 2004, if:
- 11 (A) Less than 500 plates, including annual renewals, are issued for
12 that distinctive license plate by the end of the second year of sales; and
- 13 (B) less than 250 license plates, including annual renewals, are issued
14 for that distinctive license plate during any subsequent two-year period.
- 15 Sec. 3. K.S.A. 2008 Supp. 8-1,141 is hereby repealed.
- 16 Sec. 4. This act shall take effect and be in force from and after its
17 publication in the statute book.