

HOUSE BILL No. 2649

By Representative Warren

2-12

1 AN ACT concerning motor vehicles; relating to personalized license
2 plates; providing for the availability and use of the wheelchair emblem
3 decal; amending K.S.A. 2019 Supp. 8-1,125 and repealing the existing
4 section.

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

7 Section 1. K.S.A. 2019 Supp. 8-1,125 is hereby amended to read as
8 follows: 8-1,125. (a) Any Kansas resident who submits satisfactory proof
9 to the director of vehicles, on a form provided by the director, that such
10 person is a person with a disability or is responsible for the transportation
11 of a person with a disability shall be issued a special license plate or a
12 permanent placard for any motor vehicle owned by such person or shall be
13 issued a temporary placard. Satisfactory proof of disability, condition or
14 impairment shall include a statement from a person licensed to practice the
15 healing arts in any state, a licensed optometrist, an advanced practice
16 registered nurse licensed under K.S.A. 65-1131, and amendments thereto,
17 a licensed physician assistant or a Christian Science practitioner listed in
18 The Christian Science Journal certifying that such person is a person with
19 a disability. The placard shall be suspended immediately below the rear
20 view mirror of any motor vehicle used for the transportation of a person
21 with a disability so as to be maximally visible from outside the vehicle. In
22 addition to the special license plate or permanent placard, the director of
23 vehicles shall issue to the person with a disability an individual
24 identification card which must be carried by the person with a disability
25 when the motor vehicle being operated by or used for the transportation of
26 such person is parked in accordance with the provisions of K.S.A. 8-1,126,
27 and amendments thereto. In addition to the temporary placard, a person
28 issued such temporary placard shall carry the state or county receipt
29 showing the name of the person who is issued such temporary placard. A
30 person submitting satisfactory proof that such person's disability, condition
31 or impairment is permanent in nature, and upon such person's request and
32 payment of the fees prescribed in subsection (b), shall be issued an
33 individual identification card and: (1) A permanent placard; (2) a
34 permanent placard and a special license plate; or (3) a permanent placard
35 and a wheelchair emblem decal to be affixed to a distinctive license plate
36 or a personalized license plate. Upon proper request, one additional

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

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

19 (c) Placards and individual identification cards issued pursuant to this
20 section shall be valid as long as the person or a person responsible for the
21 transportation of a person with a disability is eligible for a special license
22 plate or permanent placard. The secretary of revenue shall promulgate the
23 rules and regulations necessary to remain compliant with 23 C.F.R. §
24 1235.4.

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

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

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

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

41 Sec. 2. K.S.A. 2019 Supp. 8-1,125 is hereby repealed.

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