

HOUSE BILL No. 2311

By Committee on Transportation

2-12

1 AN ACT concerning motor vehicles; relating to registration fees,
2 delinquency of payment; amending K.S.A. 8-1,102 and K.S.A. 2012
3 Supp. 8-135, 8-135c, 8-143 and 8-198 and repealing the existing
4 sections.
5

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

7 Section 1. K.S.A. 2012 Supp. 8-135 is hereby amended to read as
8 follows: 8-135. (a) Upon the transfer of ownership of any vehicle
9 registered under this act, the registration of the vehicle and the right to use
10 any license plate thereon shall expire and thereafter there shall be no
11 transfer of any registration, and the license plate shall be removed by the
12 owner thereof. Except as provided in K.S.A. 8-172, and amendments
13 thereto, and 8-1,147, and amendments thereto, it shall be unlawful for any
14 person, other than the person to whom the license plate was originally
15 issued, to have possession thereof. When the ownership of a registered
16 vehicle is transferred, the original owner of the license plate may register
17 another vehicle under the same number, upon application and payment of a
18 fee of \$1.50, if such other vehicle does not require a higher license fee. If a
19 higher license fee is required, then the transfer may be made upon the
20 payment of the transfer fee of \$1.50 and the difference between the fee
21 originally paid and that due for the new vehicle.

22 (b) Subject to the provisions of subsection (a) of K.S.A. 8-198, and
23 amendments thereto, upon the transfer or sale of any vehicle by any person
24 or dealer, or upon any transfer in accordance with K.S.A. 59-3511, and
25 amendments thereto, the new owner thereof, within 60 days, inclusive of
26 weekends and holidays, from date of such transfer shall make application
27 to the division for registration or reregistration of the vehicle, but no
28 person shall operate the vehicle on any highway in this state during the
29 sixty-day period without having applied for and obtained temporary
30 registration from the county treasurer or from a dealer. After the expiration
31 of the sixty-day period, it shall be unlawful for the owner or any other
32 person to operate such vehicle upon the highways of this state unless the
33 vehicle has been registered as provided in this act. For failure to make
34 application for registration as provided in this section, a penalty of ~~\$2~~ \$10
35 shall be added to other fees. When a person has a current motorcycle or
36 passenger vehicle registration and license plate, including any registration

1 decal affixed thereto, for a vehicle and has sold or otherwise disposed of
2 the vehicle and has acquired another motorcycle or passenger vehicle and
3 intends to transfer the registration and the license plate to the motorcycle
4 or passenger vehicle acquired, but has not yet had the registration
5 transferred in the office of the county treasurer, such person may operate
6 the motorcycle or passenger vehicle acquired for a period of not to exceed
7 60 days by displaying the license plate on the rear of the vehicle acquired.
8 If the acquired vehicle is a new vehicle such person also must carry the
9 assigned certificate of title or manufacturer's statement of origin when
10 operating the acquired vehicle, except that a dealer may operate such
11 vehicle by displaying such dealer's dealer license plate.

12 (c) Certificate of title: No vehicle required to be registered shall be
13 registered or any license plate or registration decal issued therefor, unless
14 the applicant for registration shall present satisfactory evidence of
15 ownership and apply for an original certificate of title for such vehicle.
16 The following paragraphs of this subsection shall apply to the issuance of
17 a certificate of title for a nonhighway vehicle, salvage vehicle or rebuilt
18 salvage vehicle, as defined in K.S.A. 8-197, and amendments thereto,
19 except to the extent such paragraphs are made inapplicable by or are
20 inconsistent with K.S.A. 8-198, and amendments thereto, and to any
21 electronic certificate of title, except to the extent such paragraphs are made
22 inapplicable by or are inconsistent with K.S.A. 2012 Supp. 8-135d, and
23 amendments thereto, or with rules and regulations adopted pursuant to
24 K.S.A. 2012 Supp. 8-135d, and amendments thereto.

25 The provisions of paragraphs (1) through (14) shall apply to any
26 certificate of title issued prior to January 1, 2003, which indicates that
27 there is a lien or encumbrance on such vehicle.

28 (1) An application for certificate of title shall be made by the owner
29 or the owner's agent upon a form furnished by the division and shall state
30 all liens or encumbrances thereon, and such other information as the
31 division may require. Notwithstanding any other provision of this section,
32 no certificate of title shall be issued for a vehicle having any unreleased
33 lien or encumbrance thereon, unless the transfer of such vehicle has been
34 consented to in writing by the holder of the lien or encumbrance. Such
35 consent shall be in a form approved by the division. In the case of
36 members of the armed forces of the United States while the United States
37 is engaged at war with any foreign nation and for a period of six months
38 next following the cessation of hostilities, such application may be signed
39 by the owner's spouse, parents, brother or sister. The county treasurer shall
40 use reasonable diligence in ascertaining whether the facts stated in such
41 application are true, and if satisfied that the applicant is the lawful owner
42 of such vehicle, or otherwise entitled to have the same registered in such
43 applicant's name, shall so notify the division, who shall issue an

1 appropriate certificate of title. The certificate of title shall be in a form
2 approved by the division, and shall contain a statement of any liens or
3 encumbrances which the application shows, and such other information as
4 the division determines.

5 (2) The certificate of title shall contain upon the reverse side a form
6 for assignment of title to be executed by the owner. This assignment shall
7 contain a statement of all liens or encumbrances on the vehicle at the time
8 of assignment. The certificate of title shall also contain on the reverse side
9 blank spaces so that an abstract of mileage as to each owner will be
10 available. The seller at the time of each sale shall insert and certify the
11 mileage and the purchase price on the form filed for application or
12 reassignment of title, and the division shall insert such mileage on the
13 certificate of title when issued to purchaser or assignee. The signature of
14 the purchaser or assignee is required on the form filed for application or
15 reassignment of title, acknowledging the odometer and purchase price
16 certification made by the seller, except that vehicles which are 10 model
17 years or older and trucks with a gross vehicle weight of more than 16,000
18 pounds shall be exempt from the mileage acknowledgment requirement of
19 the purchaser or assignee. Such title shall indicate whether the vehicle for
20 which it is issued has been titled previously as a nonhighway vehicle or
21 salvage vehicle. In addition, the reverse side shall contain two forms for
22 reassignment by a dealer, stating the liens or encumbrances thereon. The
23 first form of reassignment shall be used only when a dealer sells the
24 vehicle to another dealer. The second form of reassignment shall be used
25 by a dealer when selling the vehicle to another dealer or the ultimate
26 owner of the vehicle. The reassignment by a dealer shall be used only
27 where the dealer resells the vehicle, and during the time that the vehicle
28 remains in the dealer's possession for resale, the certificate of title shall be
29 dormant. When the ownership of any vehicle passes by operation of law,
30 or repossession upon default of a lease, security agreement, or executory
31 sales contract, the person owning such vehicle, upon furnishing
32 satisfactory proof to the county treasurer of such ownership, may procure a
33 certificate of title to the vehicle. When a vehicle is registered in another
34 state and is repossessed in another state, the owner of such vehicle shall
35 not be entitled to obtain a valid Kansas title or registration, except that
36 when a vehicle is registered in another state, but is financed originally by a
37 financial institution chartered in the state of Kansas or when a financial
38 institution chartered in Kansas purchases a pool of motor vehicle loans
39 from the resolution trust corporation or a federal regulatory agency, and
40 the vehicle is repossessed in another state, such Kansas financial
41 institution shall be entitled to obtain a valid Kansas title or registration. In
42 addition to any other fee required for the issuance of a certificate of title,
43 any applicant obtaining a certificate of title for a repossessed vehicle shall

1 pay a fee of \$3.

2 (3) Dealers shall execute, upon delivery to the purchaser of every
3 new vehicle, a manufacturer's statement of origin stating the liens and
4 encumbrances thereon. Such statement of origin shall be delivered to the
5 purchaser at the time of delivery of the vehicle or at a time agreed upon by
6 the parties, not to exceed 30 days, inclusive of weekends and holidays. The
7 agreement of the parties shall be executed on a form approved by the
8 division. In the event delivery of title cannot be made personally, the seller
9 may deliver the manufacturer's statement of origin by restricted mail to the
10 address of purchaser shown on the purchase agreement. The
11 manufacturer's statement of origin may include an attachment containing
12 assignment of such statement of origin on forms approved by the division.
13 Upon the presentation to the division of a manufacturer's statement of
14 origin, by a manufacturer or dealer for a new vehicle, sold in this state, a
15 certificate of title shall be issued if there is also an application for
16 registration, except that no application for registration shall be required for
17 a travel trailer used for living quarters and not operated on the highways.

18 (4) The fee for each original certificate of title shall be \$10 in
19 addition to the fee for registration of such vehicle, trailer or semitrailer.
20 The certificate of title shall be good for the life of the vehicle, trailer or
21 semitrailer while owned or held by the original holder of the certificate of
22 title.

23 (5) Except for a vehicle registered by a federally recognized Indian
24 tribe, as provided in paragraph (16), upon sale and delivery to the
25 purchaser of every vehicle subject to a purchase money security interest as
26 provided in article 9 of chapter 84 of the Kansas Statutes Annotated, and
27 amendments thereto, the dealer or secured party may complete a notice of
28 security interest and when so completed, the purchaser shall execute the
29 notice, in a form prescribed by the division, describing the vehicle and
30 showing the name and address of the secured party and of the debtor and
31 other information the division requires. ~~On and after July 1, 2007,~~ Only
32 one lien shall be taken or accepted for vehicles with a gross vehicle weight
33 rating of 26,000 pounds or less. As used in this section "gross vehicle
34 weight rating" shall have the meaning ascribed thereto in K.S.A. 66-1,108,
35 and amendments thereto. The dealer or secured party, within 30 days of the
36 sale and delivery, may mail or deliver the notice of security interest,
37 together with a fee of \$2.50, to the division. The notice of security interest
38 shall be retained by the division until it receives an application for a
39 certificate of title to the vehicle and a certificate of title is issued. The
40 certificate of title shall indicate any security interest in the vehicle. Upon
41 issuance of the certificate of title, the division shall mail or deliver
42 confirmation of the receipt of the notice of security interest, the date the
43 certificate of title is issued and the security interest indicated, to the

1 secured party at the address shown on the notice of security interest. The
2 proper completion and timely mailing or delivery of a notice of security
3 interest by a dealer or secured party shall perfect a security interest in the
4 vehicle, as referenced in K.S.A. 2012 Supp. 84-9-311, and amendments
5 thereto, on the date of such mailing or delivery. The county treasurers shall
6 mail a copy of the title application to the lienholder. For any vehicle
7 subject to a lien, the county treasurer shall collect from the applicant a
8 \$1.50 service fee for processing and mailing a copy of the title application
9 to the lienholder.

10 (6) It shall be unlawful for any person to operate in this state a vehicle
11 required to be registered under this act, or to transfer the title to any such
12 vehicle to any person or dealer, unless a certificate of title has been issued
13 as herein provided. In the event of a sale or transfer of ownership of a
14 vehicle for which a certificate of title has been issued, which certificate of
15 title is in the possession of the transferor at the time of delivery of the
16 vehicle, the holder of such certificate of title shall endorse on the same an
17 assignment thereof, with warranty of title in a form prescribed by the
18 division and printed thereon and the transferor shall deliver the same to the
19 buyer at the time of delivery to the buyer of the vehicle or at a time agreed
20 upon by the parties, not to exceed 60 days, inclusive of weekends and
21 holidays, after the time of delivery. The agreement of the parties shall be
22 executed on a form provided by the division. The requirements of this
23 paragraph concerning delivery of an assigned title are satisfied if the
24 transferor mails to the transferee by restricted mail the assigned certificate
25 of title within the 60 days, and if the transferor is a dealer, as defined by
26 K.S.A. 8-2401, and amendments thereto, such transferor shall be deemed
27 to have possession of the certificate of title if the transferor has made
28 application therefor to the division. The buyer shall then present such
29 assigned certificate of title to the division at the time of making application
30 for registration of such vehicle. A new certificate of title shall be issued to
31 the buyer, upon payment of the fee of \$10. If such vehicle is sold to a
32 resident of another state or country, the dealer or person making the sale
33 shall notify the division of the sale and the division shall make notation
34 thereof in the records of the division. When a person acquires a security
35 interest that such person seeks to perfect on a vehicle subsequent to the
36 issuance of the original title on such vehicle, such person shall require the
37 holder of the certificate of title to surrender the same and sign an
38 application for a mortgage title in form prescribed by the division. Upon
39 such surrender such person shall immediately deliver the certificate of
40 title, application, and a fee of \$10 to the division. Delivery of the
41 surrendered title, application and tender of the required fee shall perfect a
42 security interest in the vehicle as referenced in K.S.A. 2012 Supp. 84-9-
43 311, and amendments thereto. ~~On and after July 1, 2007, Only one lien~~

1 may be taken or accepted for security for an obligation to be secured by a
2 lien to be shown on a certificate of title for vehicles with a gross vehicle
3 weight rating, as defined in K.S.A. 66-1,108, and amendments thereto, of
4 26,000 pounds or less. A refinancing shall not be subject to the limitations
5 of this act. A refinancing is deemed to occur when the original obligation
6 is satisfied and replaced by a new obligation. Lien obligations created
7 before July 1, 2007, which are of a continuing nature shall not be subject
8 to the limitations of this act until the obligation is satisfied. A lien in
9 violation of this provision is void. Upon receipt of the surrendered title,
10 application and fee, the division shall issue a new certificate of title
11 showing the liens or encumbrances so created, but only one lien or
12 encumbrance may be shown upon a title for vehicles with a gross vehicle
13 rating of 26,000 pounds or less, and not more than two liens or
14 encumbrances may be shown upon a title for vehicles in excess of 26,000
15 pounds gross vehicle weight rating. When a prior lienholder's name is
16 removed from the title, there must be satisfactory evidence presented to
17 the division that the lien or encumbrance has been paid. When the
18 indebtedness to a lienholder, whose name is shown upon a title, is paid in
19 full, such lienholder shall comply with the provisions of K.S.A. 2012
20 Supp. 8-1,157, and amendments thereto.

21 (7) It shall be unlawful for any person to buy or sell in this state any
22 vehicle required to be registered, unless, at the time of delivery thereof or
23 at a time agreed upon by the parties, not to exceed 60 days, inclusive of
24 weekends and holidays, after the time of delivery, there shall pass between
25 the parties a certificate of title with an assignment thereof. The sale of a
26 vehicle required to be registered under the laws of this state, without
27 assignment of the certificate of title, is fraudulent and void, unless the
28 parties shall agree that the certificate of title with assignment thereof shall
29 pass between them at a time other than the time of delivery, but within 60
30 days thereof. The requirements of this paragraph concerning delivery of an
31 assigned title shall be satisfied if (A) the seller mails to the purchaser by
32 restricted mail the assigned certificate of title within 60 days, or (B) if the
33 transferor is a dealer, as defined by K.S.A. 8-2401, and amendments
34 thereto, such seller shall be deemed to have possession of the certificate of
35 title if such seller has made application therefor to the division, or (C) if
36 the transferor is a dealer and has assigned a title pursuant to paragraph (9)
37 of this subsection (c).

38 (8) In cases of sales under the order of a court of a vehicle required to
39 be registered under this act, the officer conducting such sale shall issue to
40 the purchaser a certificate naming the purchaser and reciting the facts of
41 the sale, which certificate shall be prima facie evidence of the ownership
42 of such purchaser for the purpose of obtaining a certificate of title to such
43 motor vehicle and for registering the same. Any such purchaser shall be

1 allowed 60 days, inclusive of weekends and holidays, from the date of sale
2 to make application to the division for a certificate of title and for the
3 registering of such motor vehicle.

4 (9) Any dealer who has acquired a vehicle, the title for which was
5 issued under the laws of and in a state other than the state of Kansas, shall
6 not be required to obtain a Kansas certificate of title therefor during the
7 time such vehicle remains in such dealer's possession and at such dealer's
8 place of business for the purpose of sale. The purchaser or transferee shall
9 present the assigned title to the division of vehicles when making
10 application for a certificate of title as provided in subsection (c)(1).

11 (10) Motor vehicles may be held and titled in transfer-on-death form.

12 (11) Notwithstanding the provisions of this act with respect to time
13 requirements for delivery of a certificate of title, or manufacturer's
14 statement of origin, as applicable, any person who chooses to reaffirm the
15 sale in writing on a form approved by the division which advises them of
16 their rights pursuant to paragraph (7) of subsection (c) and who has
17 received and accepted assignment of the certificate of title or
18 manufacturer's statement of origin for the vehicle in issue may not
19 thereafter void or set aside the transaction with respect to the vehicle for
20 the reason that a certificate of title or manufacturer's statement of origin
21 was not timely delivered, and in such instances the sale of a vehicle shall
22 not be deemed to be fraudulent and void for that reason alone.

23 (12) The owner of any vehicle assigning a certificate of title in
24 accordance with the provisions of this section may file with the division a
25 form indicating that such owner has assigned such certificate of title. Such
26 forms shall be furnished by the division and shall contain such information
27 as the division may require. Any owner filing a form as provided in this
28 paragraph shall pay a fee of \$10. The filing of such form shall be prima
29 facie evidence that such certificate of title was assigned and shall create a
30 rebuttable presumption. If the assignee of a certificate of title fails to make
31 application for registration, an owner assigning such title and filing the
32 form in accordance with the provisions of this paragraph shall not be held
33 liable for damages resulting from the operation of such vehicle.

34 (13) Application for a certificate of title on a boat trailer with a gross
35 weight over 2,000 pounds shall be made by the owner or the owner's agent
36 upon a form to be furnished by the division and shall contain such
37 information as the division shall determine necessary. The division may
38 waive any information requested on the form if it is not available. The
39 application together with a bill of sale for the boat trailer shall be accepted
40 as prima facie evidence that the applicant is the owner of the boat trailer,
41 provided that a Kansas title for such trailer has not previously been issued.
42 If the application and bill of sale are used to obtain a certificate of title for
43 a boat trailer under this paragraph, the certificate of title shall not be issued

1 until an inspection in accordance with subsection (a) of K.S.A. 8-116a, and
2 amendments thereto, has been completed.

3 (14) In addition to the two forms for reassignment under paragraph
4 (2) of subsection (c), a dealer may attach one additional reassignment form
5 to a certificate of title. The director of vehicles shall prescribe and furnish
6 such reassignment forms. The reassignment form shall be used by a dealer
7 when selling the vehicle to another dealer or the ultimate owner of the
8 vehicle only when the two reassignment forms under paragraph (2) of
9 subsection (c) have already been used. The fee for a reassignment form
10 shall be \$6.50. A dealer may purchase reassignment forms in multiples of
11 five upon making proper application and the payment of required fees.

12 (15) A first stage manufacturer, as defined in K.S.A. 8-2401, and
13 amendments thereto, who manufactures a motor vehicle in this state, and
14 who sells such motor vehicles to dealers located in a foreign country, may
15 execute a manufacturers statement of origin to the division of vehicles for
16 the purpose of obtaining an export certificate of title. The motor vehicle
17 issued an export certificate of title shall not be required to be registered in
18 this state. An export certificate of title shall not be used to register such
19 vehicle in the United States.

20 (16) A security interest in a vehicle registered by a federally
21 recognized Indian tribe shall be deemed valid under Kansas law if validly
22 perfected under the applicable tribal law and the lien is noted on the face
23 of the tribal certificate of title.

24 (17) On and after January 1, 2010, a certificate of title issued for a
25 rebuilt salvage vehicle for the initial time, shall indicate on such title, the
26 reduced classification of such vehicle as provided under K.S.A. 79-5104,
27 and amendments thereto.

28 Sec. 2. K.S.A. 2012 Supp. 8-135c is hereby amended to read as
29 follows: 8-135c. (a) The provisions of this section shall be a part of and
30 supplemental to the provisions of article 1 of chapter 8 of the Kansas
31 Statutes Annotated, *and amendments thereto*, and as used in this section,
32 the words and phrases defined by K.S.A. 8-126, and amendments thereto,
33 shall have the meanings respectively ascribed to them therein.

34 (b) As used in this section:

35 (1) "Nonrepairable vehicle" means any motor vehicle which: (A) Has
36 been damaged, destroyed, wrecked, burned or submerged in water to the
37 extent that such motor vehicle is incapable of safe operation for use on
38 roads or highways and has no resale value except as a source of parts or
39 scrap only; or (B) the owner irreversibly designates as a source of parts or
40 scrap;

41 (2) "nonrepairable vehicle certificate" means a motor vehicle
42 ownership document issued by the division designating that vehicle a
43 nonrepairable vehicle.

1 (c) (1) Except as otherwise provided by this section, the owner of a
2 vehicle that meets the definition of a nonrepairable vehicle shall apply to
3 the division for a nonrepairable vehicle certificate before the ownership of
4 the motor vehicle is transferred. In no event shall such application be made
5 more than 60 days after the vehicle is determined to be a nonrepairable
6 vehicle.

7 (2) Every insurance company, which pursuant to a damage
8 settlement, acquires ownership of a vehicle that has incurred damage
9 requiring the vehicle to be designated a nonrepairable vehicle, shall apply
10 to the division for a nonrepairable vehicle certificate within 60 days after
11 the title is assigned and delivered by the owner to the insurance company,
12 with all liens released.

13 (3) Every insurance company which makes a damage settlement for a
14 vehicle that has incurred damage requiring such vehicle to be designated a
15 nonrepairable vehicle, but does not acquire ownership of the vehicle, shall
16 notify the vehicle owner of the owner's obligation to apply to the
17 department for a nonrepairable vehicle certificate for the motor vehicle,
18 and shall notify the division of this fact in accordance with procedures
19 established by the division. The vehicle owner shall apply to the division
20 for a nonrepairable vehicle certificate within 60 days after being notified
21 by the insurance company.

22 (4) The lessee of any vehicle which incurs damage requiring the
23 vehicle to be designated a nonrepairable vehicle shall notify the lessor of
24 this fact within 30 days of the determination that the vehicle is a
25 nonrepairable vehicle.

26 (5) The lessor of any motor vehicle which has incurred damage
27 requiring the vehicle to be titled as a nonrepairable vehicle, shall apply to
28 the division for a nonrepairable vehicle certificate within 60 days after
29 being notified of this fact by the lessee.

30 (6) Every person acquiring ownership of a motor vehicle that meets
31 the definition of a nonrepairable vehicle, for which a nonrepairable vehicle
32 certificate has not been issued, shall apply to the division for the required
33 document prior to any further transfer of such vehicle, but in no event,
34 more than 60 days after ownership is acquired.

35 (7) Failure to apply for a nonrepairable vehicle certificate as provided
36 by this subsection shall be a class C nonperson misdemeanor.

37 (d) (1) Upon notification of a vehicle's designation as a nonrepairable
38 vehicle, the division shall issue a nonrepairable vehicle certificate.

39 (2) Each nonrepairable vehicle certificate shall contain the same
40 identifying information and comply with format, size and security
41 requirements applicable to certificates of title under K.S.A. 8-135, and
42 amendments thereto, and shall be conspicuously labeled with this
43 designation on the face of the certificate.

1 (3) Each application for a nonrepairable vehicle certificate shall be
2 accompanied by the fee required for an original certificate of title under
3 K.S.A. 8-135, and amendments thereto, and if the application is not made
4 within the time prescribed by subsection (c), an additional fee of ~~\$2-~~ \$10.

5 (e) (1) No motor vehicle for which a nonrepairable vehicle certificate
6 has been issued shall be titled or registered by the division for use on the
7 roads or highways of this state.

8 (2) Ownership of the motor vehicle for which a nonrepairable vehicle
9 certificate has been issued may only be transferred once.

10 (3) Any motor vehicle transferred through the use of a nonrepairable
11 vehicle certificate shall be dismantled, disassembled or recycled and may
12 not be sold as a unit at retail.

13 When the nonrepairable vehicle has been crushed, dismantled,
14 disassembled or recycled and such vehicle is sold to a scrap processor for
15 recycling after the salvageable parts have been removed, the owner shall
16 surrender the nonrepairable vehicle certificate to the division with the
17 word recycled written or stamped across its face and no certificate of title
18 of any type shall be issued nor any registration allowed again for such
19 vehicle.

20 (4) A nonrepairable vehicle certificate may be used to transfer
21 ownership of a motor vehicle 10 or more model years of age, in
22 accordance with this section, when the owner does not have a certificate of
23 title in the owner's possession.

24 (f) The secretary of the department of revenue may adopt rules and
25 regulations as the secretary deems necessary to carry out the provisions of
26 this section.

27 Sec. 3. K.S.A. 2012 Supp. 8-143 is hereby amended to read as
28 follows: 8-143. (a) All applications for the registration of motorcycles,
29 motorized bicycles and passenger vehicles other than trucks and truck
30 tractors, except as otherwise provided, shall be accompanied by an annual
31 license fee as follows:

32 (1) For motorized bicycles, \$11;

33 (2) for motorcycles, \$16;

34 (3) for passenger vehicles, other than motorcycles, used solely for the
35 carrying of persons for pleasure or business, and for hearses and
36 ambulances a fee of:

37 (A) For those having a gross weight of 4,500 pounds or less, \$30; and

38 (B) for those having a gross weight of more than 4,500 pounds, \$40;

39 (4) for each electrically propelled motor vehicle, except electrically
40 propelled vehicles intended for the purpose of transporting any
41 commodity, goods, merchandise, produce or freight, or passengers for hire,
42 a fee of \$14.

43 (5) Except for motor vehicles, trailers or semitrailers registered under

1 the provisions of K.S.A. 8-1,134, and amendments thereto, the annual
 2 registration fee for each motor vehicle, trailer or semitrailer owned by any
 3 political or taxing subdivision of this state or by any agency or
 4 instrumentality of any one or more political or taxing subdivisions of this
 5 state and used exclusively for governmental purposes and not for any
 6 private or utility purposes, which is not otherwise exempt from
 7 registration, shall be \$2.

8 (b) (1) As used in this subsection, the term "gross weight" shall mean
 9 and include the empty weight of the truck, or combination of the truck or
 10 truck tractor and any type trailer or semitrailer, plus the maximum weight
 11 of cargo which will be transported on or with the same, except when the
 12 empty weight of a truck plus the maximum weight of cargo which will be
 13 transported thereon is 12,000 pounds or less. The term gross weight shall
 14 not include: The weight of any travel trailer propelled thereby which is
 15 being used for private recreational purposes; or the weight of any vehicle
 16 or combination of vehicles for which wrecker or towing service, as defined
 17 in K.S.A. 66-1329, and amendments thereto, is to be provided by a
 18 wrecker or tow truck, as defined in K.S.A. 66-1329, and amendments
 19 thereto. Such wrecker or tow truck shall be registered for the empty weight
 20 of such vehicle fully equipped for the recovery or towing of vehicles. The
 21 gross weight license fees hereinafter prescribed shall only apply to the
 22 truck or truck tractor used as the propelling unit for the cargo and vehicle
 23 propelled, either as a single vehicle or combination of vehicles. On
 24 application for the registration of a truck or truck tractor, the owner thereof
 25 shall declare as a part of such application the maximum gross weight the
 26 owner desires to be applicable to such vehicle, which declared gross
 27 weight in no event shall be in excess of the limitations described by K.S.A.
 28 8-1908 and 8-1909, and amendments thereto, for such vehicle or
 29 combination of vehicles of which it will be a part. All applications for the
 30 registration of trucks or truck tractors, except as otherwise provided
 31 herein, shall be accompanied by an annual license fee as follows:

32 (A) Prior to January 1, 2013:

33 For a gross weight of 12,000 lbs. or less	\$40
34 For a gross weight of more than 12,000 lbs. and not	
35 more than 16,000 lbs.	102
36 For a gross weight of more than 16,000 lbs. and not	
37 more than 20,000 lbs.	132
38 For a gross weight of more than 20,000 lbs. and not	
39 more than 24,000 lbs.	197
40 For a gross weight of more than 24,000 lbs. and not	
41 more than 26,000 lbs.	312
42 For a gross weight of more than 26,000 lbs. and not	
43 more than 30,000 lbs.	312

1	For a gross weight of more than 30,000 lbs. and not	
2	more than 36,000 lbs.	375
3	For a gross weight of more than 36,000 lbs. and not	
4	more than 42,000 lbs.	475
5	For a gross weight of more than 42,000 lbs. and not	
6	more than 48,000 lbs.	605
7	For a gross weight of more than 48,000 lbs. and not	
8	more than 54,000 lbs.	805
9	For a gross weight of more than 54,000 lbs. and not	
10	more than 60,000 lbs.	1,010
11	For a gross weight of more than 60,000 lbs. and not	
12	more than 66,000 lbs.	1,210
13	For a gross weight of more than 66,000 lbs. and not	
14	more than 74,000 lbs.	1,535
15	For a gross weight of more than 74,000 lbs. and not	
16	more than 80,000 lbs.	1,735
17	For a gross weight of more than 80,000 lbs. and not	
18	more than 85,500 lbs.	1,935
19		
20	(B) On January 1, 2013, through December 31, 2013:	
21	For a gross weight of 12,000 lbs. or less	\$40
22	For a gross weight of more than 12,000 lbs. and not	
23	more than 16,000 lbs.	152
24	For a gross weight of more than 16,000 lbs. and not	
25	more than 20,000 lbs.	182
26	For a gross weight of more than 20,000 lbs. and not	
27	more than 24,000 lbs.	247
28	For a gross weight of more than 24,000 lbs. and not	
29	more than 26,000 lbs.	362
30	For a gross weight of more than 26,000 lbs. and not	
31	more than 30,000 lbs.	362
32	For a gross weight of more than 30,000 lbs. and not	
33	more than 36,000 lbs.	425
34	For a gross weight of more than 36,000 lbs. and not	
35	more than 42,000 lbs.	525
36	For a gross weight of more than 42,000 lbs. and not	
37	more than 48,000 lbs.	655
38	For a gross weight of more than 48,000 lbs. and not	
39	more than 54,000 lbs.	855
40	For a gross weight of more than 54,000 lbs. and not	
41	more than 60,000 lbs.	1,095
42	For a gross weight of more than 60,000 lbs. and not	
43	more than 66,000 lbs.	1,295

1	For a gross weight of more than 66,000 lbs. and not	
2	more than 74,000 lbs.	1,620
3	For a gross weight of more than 74,000 lbs. and not	
4	more than 80,000 lbs.	1,820
5	For a gross weight of more than 80,000 lbs. and not	
6	more than 85,500 lbs.	2,020
7		
8	(C) On January 1, 2014:	
9	For a gross weight of 12,000 lbs. or less	\$40
10	For a gross weight of more than 12,000 lbs. and not	
11	more than 16,000 lbs.	202
12	For a gross weight of more than 16,000 lbs. and not	
13	more than 20,000 lbs.	232
14	For a gross weight of more than 20,000 lbs. and not	
15	more than 24,000 lbs.	297
16	For a gross weight of more than 24,000 lbs. and not	
17	more than 26,000 lbs.	412
18	For a gross weight of more than 26,000 lbs. and not	
19	more than 30,000 lbs.	412
20	For a gross weight of more than 30,000 lbs. and not	
21	more than 36,000 lbs.	475
22	For a gross weight of more than 36,000 lbs. and not	
23	more than 42,000 lbs.	575
24	For a gross weight of more than 42,000 lbs. and not	
25	more than 48,000 lbs.	705
26	For a gross weight of more than 48,000 lbs. and not	
27	more than 54,000 lbs.	905
28	For a gross weight of more than 54,000 lbs. and not	
29	more than 60,000 lbs.	1,145
30	For a gross weight of more than 60,000 lbs. and not	
31	more than 66,000 lbs.	1,345
32	For a gross weight of more than 66,000 lbs. and not	
33	more than 74,000 lbs.	1,670
34	For a gross weight of more than 74,000 lbs. and not	
35	more than 80,000 lbs.	1,870
36	For a gross weight of more than 80,000 lbs. and not	
37	more than 85,500 lbs.	2,070
38		
39	(2) If the applicant for registration of any truck or truck tractor for a	
40	gross weight of more than 12,000 pounds is the state of Kansas or any	
41	political or taxing subdivision or agency of the state, except a city or	
42	county, whose truck or truck tractor is not otherwise entitled to the \$2	
43	license fee or otherwise exempt from all fees, such vehicle may be	

1 licensed for a fee in accordance with the schedule hereinafter prescribed
2 for local trucks or truck tractors.

3 (3) If the applicant for registration of any truck or truck tractor for a
4 gross weight of more than 12,000 pounds shall under oath state in writing
5 on a form prescribed and furnished by the director of vehicles that the
6 applicant does not expect to operate it more than 6,000 miles in the
7 calendar year for which the applicant seeks registration, and that if the
8 applicant shall operate it more than 6,000 miles during such registration
9 year such applicant will pay an additional fee equal to the fee required by
10 the schedule under paragraph (1), less the amount of the fee paid at time of
11 registration, such vehicle may be licensed for a fee in accordance with the
12 schedule prescribed for local trucks or truck tractors. Whenever a truck or
13 truck tractor is registered on a local truck or truck tractor fee basis a tab or
14 marker shall be issued in connection with the regular license plate, which
15 tab or marker shall be attached or affixed to and displayed with the regular
16 license plate and the failure to have the same attached, affixed or displayed
17 shall be subject to the same penalties as provided by law for the failure to
18 display the regular license plate; and the secretary of revenue may adopt
19 rules and regulations requiring the owners of trucks and truck tractors so
20 registered on a local truck or truck tractor fee basis to keep such records
21 and make such reports of mileage of such vehicles as the secretary of
22 revenue shall deem proper.

23 (4) A transporter delivering vehicles not the transporter's own by the
24 driveway method where such vehicles are being driven, towed, or
25 transported singly, or by the saddlemount, towbar, or fullmount methods,
26 or by any lawful combination thereof, may apply for license plates which
27 may be transferred from one such vehicle or combination to another for
28 each delivery without further registration, and the annual license fee for
29 such license plate shall be as follows:

30 (A) Prior to January 1, 2013:
31 For the first such set of license plates\$44
32 For each additional such set of license plates18
33

34 (B) On January 1, 2013, through December 31, 2013:
35 For the first such set of license plates\$54
36 For each additional such set of license plates28
37

38 (C) On January 1, 2014:
39 For the first such set of license plates\$64
40 For each additional such set of license plates38

41 (5) A truck or truck tractor registered for a gross weight of more than
42 12,000 pounds, which is operated wholly within the corporate limits of a
43 city or village or within a radius of 25 miles beyond the corporate limits,

1 shall be classified as a local truck except that in no event shall such
 2 vehicles operated as contract or common carriers outside a radius of three
 3 miles beyond the corporate limits of the city or village in which such
 4 vehicles were based when registered and licensed be considered local
 5 trucks or truck tractors. The secretary of revenue is hereby authorized and
 6 directed to adopt rules and regulations prescribing a procedure for the
 7 issuance of permits by the division of vehicles whereby owners of local
 8 trucks or truck tractors may operate any such vehicle, empty, beyond the
 9 radius hereinbefore prescribed, when such operation is solely for the
 10 purpose of having such vehicle repaired, painted or serviced or for adding
 11 additional equipment thereto. The annual license fee for a local truck or
 12 truck tractor, except as otherwise provided herein, shall be as follows:

13 (A) Prior to January 1, 2013:

14 For a gross weight of more than 12,000 lbs. and not	
15 more than 16,000 lbs.	\$62
16 For a gross weight of more than 16,000 lbs. and not	
17 more than 20,000 lbs.	102
18 For a gross weight of more than 20,000 lbs. and not	
19 more than 24,000 lbs.	132
20 For a gross weight of more than 24,000 lbs. and not	
21 more than 26,000 lbs.	177
22 For a gross weight of more than 26,000 lbs. and not	
23 more than 30,000 lbs.	177
24 For a gross weight of more than 30,000 lbs. and not	
25 more than 36,000 lbs.	215
26 For a gross weight of more than 36,000 lbs. and not	
27 more than 42,000 lbs.	245
28 For a gross weight of more than 42,000 lbs. and not	
29 more than 48,000 lbs.	315
30 For a gross weight of more than 48,000 lbs. and not	
31 more than 54,000 lbs.	415
32 For a gross weight of more than 54,000 lbs. and not	
33 more than 60,000 lbs.	480
34 For a gross weight of more than 60,000 lbs. and not	
35 more than 66,000 lbs.	580
36 For a gross weight of more than 66,000 lbs. and not	
37 more than 74,000 lbs.	760
38 For a gross weight of more than 74,000 lbs. and not	
39 more than 80,000 lbs.	890
40 For a gross weight of more than 80,000 lbs. and not	
41 more than 85,500 lbs.	1,010

42
 43 (B) On January 1, 2013, through December 31, 2013:

1	For a gross weight of more than 12,000 lbs. and not	
2	more than 16,000 lbs.	\$112
3	For a gross weight of more than 16,000 lbs. and not	
4	more than 20,000 lbs.	152
5	For a gross weight of more than 20,000 lbs. and not	
6	more than 24,000 lbs.	182
7	For a gross weight of more than 24,000 lbs. and not	
8	more than 26,000 lbs.	227
9	For a gross weight of more than 26,000 lbs. and not	
10	more than 30,000 lbs.	227
11	For a gross weight of more than 30,000 lbs. and not	
12	more than 36,000 lbs.	265
13	For a gross weight of more than 36,000 lbs. and not	
14	more than 42,000 lbs.	295
15	For a gross weight of more than 42,000 lbs. and not	
16	more than 48,000 lbs.	365
17	For a gross weight of more than 48,000 lbs. and not	
18	more than 54,000 lbs.	465
19	For a gross weight of more than 54,000 lbs. and not	
20	more than 60,000 lbs.	565
21	For a gross weight of more than 60,000 lbs. and not	
22	more than 66,000 lbs.	665
23	For a gross weight of more than 66,000 lbs. and not	
24	more than 74,000 lbs.	845
25	For a gross weight of more than 74,000 lbs. and not	
26	more than 80,000 lbs.	975
27	For a gross weight of more than 80,000 lbs. and not	
28	more than 85,500 lbs.	1,095
29		
30	(C) On January 1, 2014:	
31	For a gross weight of more than 12,000 lbs. and not	
32	more than 16,000 lbs.	\$162
33	For a gross weight of more than 16,000 lbs. and not	
34	more than 20,000 lbs.	202
35	For a gross weight of more than 20,000 lbs. and not	
36	more than 24,000 lbs.	232
37	For a gross weight of more than 24,000 lbs. and not	
38	more than 26,000 lbs.	277
39	For a gross weight of more than 26,000 lbs. and not	
40	more than 30,000 lbs.	277
41	For a gross weight of more than 30,000 lbs. and not	
42	more than 36,000 lbs.	315
43	For a gross weight of more than 36,000 lbs. and not	

1 more than 42,000 lbs.345

2 For a gross weight of more than 42,000 lbs. and not

3 more than 48,000 lbs.415

4 For a gross weight of more than 48,000 lbs. and not

5 more than 54,000 lbs.515

6 For a gross weight of more than 54,000 lbs. and not

7 more than 60,000 lbs.615

8 For a gross weight of more than 60,000 lbs. and not

9 more than 66,000 lbs.715

10 For a gross weight of more than 66,000 lbs. and not

11 more than 74,000 lbs.895

12 For a gross weight of more than 74,000 lbs. and not

13 more than 80,000 lbs.1,025

14 For a gross weight of more than 80,000 lbs. and not

15 more than 85,500 lbs.1,145

16

17 (6) A truck or truck tractor registered for a gross weight of more than

18 12,000 pounds, which is owned by a person engaged in farming and which

19 truck or truck tractor is used by such owner to transport agricultural

20 products produced by such owner or commodities purchased by such

21 owner for use on the farm owned or rented by the owner of such farm

22 truck or truck tractor, shall be classified as a farm truck or truck tractor and

23 the annual license fee for such farm truck shall be as follows:

24 (A) Prior to January 1, 2013:

25 For a gross weight of more than 12,000 lbs. and not

26 more than 16,000 lbs.\$37

27 For a gross weight of more than 16,000 lbs. and not

28 more than 20,000 lbs.42

29 For a gross weight of more than 20,000 lbs. and not

30 more than 24,000 lbs.52

31 For a gross weight of more than 24,000 lbs. and not

32 more than 26,000 lbs.72

33 For a gross weight of more than 26,000 lbs. and not

34 more than 36,000 lbs.72

35 For a gross weight of more than 36,000 lbs. and not

36 more than 54,000 lbs.75

37 For a gross weight of more than 54,000 lbs. and not

38 more than 60,000 lbs.190

39 For a gross weight of more than 60,000 lbs. and not

40 more than 66,000 lbs.370

41 For a gross weight of more than 66,000 lbs.610

42

43 (B) On January 1, 2013, through December 31, 2013:

1 For a gross weight of more than 12,000 lbs. and not
 2 more than 16,000 lbs.\$47
 3 For a gross weight of more than 16,000 lbs. and not
 4 more than 20,000 lbs.92
 5 For a gross weight of more than 20,000 lbs. and not
 6 more than 24,000 lbs.102
 7 For a gross weight of more than 24,000 lbs. and not
 8 more than 26,000 lbs.122
 9 For a gross weight of more than 26,000 lbs. and not
 10 more than 36,000 lbs.122
 11 For a gross weight of more than 36,000 lbs. and not
 12 more than 54,000 lbs.125
 13 For a gross weight of more than 54,000 lbs. and not
 14 more than 60,000 lbs.275
 15 For a gross weight of more than 60,000 lbs. and not
 16 more than 66,000 lbs.455
 17 For a gross weight of more than 66,000 lbs.695

18
 19 (C) On January 1, 2014:
 20 For a gross weight of more than 12,000 lbs. and not
 21 more than 16,000 lbs.\$57
 22 For a gross weight of more than 16,000 lbs. and not
 23 more than 20,000 lbs.142
 24 For a gross weight of more than 20,000 lbs. and not
 25 more than 24,000 lbs.152
 26 For a gross weight of more than 24,000 lbs. and not
 27 more than 26,000 lbs.172
 28 For a gross weight of more than 26,000 lbs. and not
 29 more than 36,000 lbs.172
 30 For a gross weight of more than 36,000 lbs. and not
 31 more than 54,000 lbs.175
 32 For a gross weight of more than 54,000 lbs. and not
 33 more than 60,000 lbs.325
 34 For a gross weight of more than 60,000 lbs. and not
 35 more than 66,000 lbs.505
 36 For a gross weight of more than 66,000 lbs.745
 37

38 A vehicle licensed as a farm truck or truck tractor may be used by the
 39 owner thereof to transport, for charity and without compensation of any
 40 kind, commodities for religious or educational institutions. A truck which
 41 is licensed as a farm truck may also be used for the transportation of sand,
 42 gravel, slag stone, limestone, crushed stone, cinders, black top, dirt or fill
 43 material to a township road maintenance or construction site of the

1 township in which the owner of such truck resides. Any applicant for
 2 registration of any farm truck or farm truck tractor used in combination
 3 with a trailer or semitrailer shall register the farm truck or farm truck
 4 tractor for a gross weight which shall include the empty weight of the
 5 truck or truck tractor or of the combination of any truck or truck tractor
 6 and any type of trailer or semitrailer, plus the maximum weight of cargo
 7 which will be transported on or with the same. The applicant for
 8 registration of any farm truck or farm truck tractor used to transport a
 9 gross weight of more than 54,000 pounds shall durably letter on the side of
 10 the motor vehicle the words "farm vehicle—not for hire." If an applicant
 11 for registration of any farm truck or farm truck tractor operates such
 12 vehicle for any use or purpose not authorized for a farm truck or farm
 13 truck tractor, such applicant shall pay an additional fee equal to the fee
 14 required for the registration of all trucks or truck tractors not registered as
 15 local, 6,000-mile or farm truck or farm truck tractor motor vehicles, less
 16 the amount of the fee paid at time of registration. Nothing in this or the
 17 preceding paragraph shall authorize a gross weight of a vehicle or
 18 combination of vehicles on the national system of interstate and defense
 19 highways greater than permitted by laws of the United States congress.

20 (7) Except as hereinafter provided, the annual license fee for each
 21 local urban transit bus used in local urban transit operations exempted
 22 under the provisions of subsection (a) of K.S.A. 66-1,109, and
 23 amendments thereto, shall be based on the passenger seating capacity of
 24 the bus and shall be as follows:

25 (A) Prior to January 1, 2013:

26 8 or more, but less than 31 passengers	\$15
27 31 or more, but less than 40 passengers	30
28 More than 39 passengers	60

29

30 (B) On January 1, 2013, through December 31, 2013:

31 8 or more, but less than 31 passengers	\$25
32 31 or more, but less than 40 passengers	40
33 More than 39 passengers	70

34

35 (C) On January 1, 2014:

36 8 or more, but less than 31 passengers	\$35
37 31 or more, but less than 40 passengers	50
38 More than 39 passengers	80

39

40 The annual license fee for each local urban transit bus which is owned
 41 by a metropolitan transit authority established pursuant to articles 25 and
 42 28 of chapter 12 or pursuant to article 31 of chapter 13 of the Kansas
 43 Statutes Annotated shall be \$2.

1 (8) For licensing purposes, station wagons with a carrying capacity of
2 less than 10 passengers shall be subject to registration fees based on the
3 weight of the vehicles, as provided in subsection (a). Station wagons with
4 a carrying capacity of 10 or more passengers shall be subject to the truck
5 classifications and license fees as provided.

6 (9) For any trailer, semitrailer, travel trailer or pole trailer the annual
7 license fee shall be as follows:

8 (A) (i) Until January 1, 2013, for any such vehicle with a gross
9 weight of more than 12,000 pounds the annual fee shall be \$35;

10 (ii) On January 1, 2013, for any such vehicle with a gross weight of
11 more than 12,000 pounds but less than 54,000 pounds the annual fee shall
12 be \$45, on January 1, 2014, \$55;

13 (B) any such vehicle grossing more than 8,000 pounds but not over
14 12,000 pounds, the annual fee shall be \$25, on January 1, 2013, \$35, on
15 January 1, 2014, \$45;

16 (C) for any such vehicle grossing more than 2,000 pounds but not
17 over 8,000 pounds, the annual fee shall be \$15, on January 1, 2013, \$25,
18 on January 1, 2014, \$35.

19 Any such vehicle having a gross weight of 2,000 pounds or less may, at
20 the owner's option, be registered and the fee for such registration shall be
21 as provided in paragraph (C).

22 Any trailer, semitrailer or travel trailer owned by a nonresident of this
23 state and based in another state, which is properly registered and licensed
24 in the state of residence of the owner or in the state where based, may be
25 operated in this state without being registered or licensed in this state if the
26 truck or truck tractor propelling the same is properly registered and
27 licensed in this state, or is registered and licensed in some other state and
28 is entitled to reciprocal privileges of operation in this state, but this
29 provision shall not apply to any trailer or semitrailer owned by a
30 nonresident of this state when such trailer or semitrailer is owned by a
31 person who has proportionately registered and licensed a fleet of vehicles
32 under the provisions of K.S.A. 8-1,101 to 8-1,123, inclusive, and
33 amendments thereto, or under the terms of any reciprocal or proration
34 agreement made pursuant thereto.

35 At the option of the owner, any trailer, semitrailer or pole trailer, with a
36 gross weight of more than 12,000 pounds, may be issued a multi-year
37 registration for a five-year period upon payment of the appropriate
38 registration fee. The fee for a five-year registration of such trailer shall be
39 five times the annual fee for such trailer. If the annual registration fee is
40 increased during the multi-year registration period, the owner of the trailer
41 with such multi-year registration shall be subject to the amount of the
42 increase of the annual registration fee for the remaining calendar years of
43 such multi-year registration. When the owner of any trailer, semitrailer or

1 pole trailer registered under this multi-year provision transfers or assigns
2 the title, or interest thereto, the registration of such trailer shall expire. The
3 owner shall remove the license plate from such trailer and forward the
4 license plate to the division of vehicles or may have such license plate
5 assigned to another trailer, semitrailer or pole trailer upon the payment of
6 fees required by law. Any owner of a trailer, semitrailer or pole trailer
7 where the multi-year registration fee has been paid and the trailer is sold,
8 junked, repossessed, foreclosed by a mechanic's lien or title transferred by
9 operation of law, and the registration thereon is not going to be transferred
10 to another trailer, may secure a refund for the registration fee for the
11 remaining calendar years by making application to the division of vehicles
12 on a form and in the manner prescribed by the director of vehicles. The
13 secretary of revenue may adopt such rules and regulations necessary to
14 implement the multi-year registration of such trailers, semitrailers and pole
15 trailers.

16 (c) Any truck or truck tractor having a gross weight of 4,000 pounds
17 or over, using solid tires, shall pay a license fee of double the amount
18 herein charged. The annual fees herein provided for trucks, truck tractors
19 and trailers not subject to K.S.A. 8-134a, and amendments thereto, shall be
20 due January 1 of each year and payable on or before the last day of
21 February in each year. If the fee is not paid by such date ~~a penalty of \$1~~
22 ~~shall be added to the fee charged herein for each month or fraction thereof~~
23 ~~and until December 31 of each registration year a delinquency rate of \$10~~
24 *shall be assessed on the first day of delinquency. An additional \$10*
25 *delinquency penalty rate shall be assessed for each month or fraction*
26 *thereof during which such fee remains unpaid after it became due and*
27 *payable, not to exceed a total of \$50. This delinquency penalty rate shall*
28 *be waived when the requirements set forth in K.S.A. 8-143(d), and*
29 *amendments thereto, have been met, or for active duty military members*
30 *servicing outside Kansas when the registration expired and the vehicle was*
31 *not operated on any public roadway until making application for renewal.*
32 The annual registration fee for all passenger vehicles and vehicles subject
33 to K.S.A. 8-134a, and amendments thereto, shall be due on or before the
34 last day of the month in which the registration plate expires and shall be
35 due for other vehicles as provided by K.S.A. 8-134, and amendments
36 thereto. If the registration fee is not paid by such date ~~a penalty of \$1~~
37 ~~be added to the fee charged herein for each month or fraction thereof until~~
38 ~~such registration fee is paid a delinquency rate of \$10 shall be assessed on~~
39 ~~the first day of delinquency. An additional \$10 delinquency penalty rate~~
40 ~~shall be assessed for each month or fraction thereof during which such fee~~
41 ~~remains unpaid after it became due and payable, not to exceed a total of~~
42 ~~\$50. This delinquency penalty rate shall be waived when the requirements~~
43 ~~set forth in K.S.A. 8-143(d), and amendments thereto, have been met, or~~

1 *for active duty military members serving outside Kansas when the*
2 *registration expired and the vehicle was not operated on any public*
3 *roadway until making application for renewal. Members of the armed*
4 *forces of the United States shall be permitted to apply for registration at*
5 *any time and be subject to registration fee, less penalties, applicable at the*
6 *time the application is made. If any motorcycle, motorized bicycle, trailer,*
7 *semitrailer, travel trailer, or pole trailer is either purchased or acquired*
8 *after the anniversary or renewal date in any registration year there shall*
9 *immediately become due and payable a registration fee as follows: If*
10 *purchased or acquired between the anniversary or renewal date of any*
11 *registration year and the first six months of such registration year, the*
12 *annual fee hereinbefore provided; if purchased or acquired during the last*
13 *six months of any registration year, 50% of such annual fee. If any truck or*
14 *truck tractor, except trucks subject to K.S.A. 8-134a, and amendments*
15 *thereto, is purchased or acquired prior to April 1 of any year the fee shall*
16 *be the annual fee hereinbefore provided, but if such truck or truck tractor*
17 *is purchased or acquired after the end of March of any year, the license fee*
18 *for such year shall be reduced $\frac{1}{12}$ for each calendar month which has*
19 *elapsed since the beginning of the year. If any truck registered for a gross*
20 *weight of 12,000 pounds or less or passenger vehicle is purchased or*
21 *acquired and less than 12 months remain in the registration period, the fee*
22 *shall be $\frac{1}{12}$ of the annual fee for each calendar month remaining in the*
23 *registration period.*

24 (d) The owner of any motorcycle, motorized bicycle, passenger
25 vehicle, truck, truck tractor, trailer, semitrailer, or electrically propelled
26 vehicle who fails to pay the registration fee or fees herein provided on the
27 date when the same become due and payable shall be guilty of a
28 misdemeanor, and upon conviction thereof shall be subject to ~~a penalty in~~
29 ~~the sum of \$1 for each month or fraction thereof during which such fee has~~
30 ~~remained unpaid after it became due and payable a delinquency rate of~~
31 *\$10 shall be assessed on the first day of delinquency. An additional \$10*
32 *delinquency penalty rate shall be assessed for each month or fraction*
33 *thereof during which such fee remains unpaid after it became due and*
34 *payable, not to exceed a total of \$50. This delinquency penalty rate shall*
35 *be waived when the requirements set forth in this subsection, and*
36 *amendments thereto, have been met, or for active duty military members*
37 *serving outside Kansas when the registration expired and the vehicle was*
38 *not operated on any public roadway until making application for renewal;*
39 *and in addition thereto shall be subject to such other punishment as is*
40 *provided in this act. Upon the transfer of motorcycles, motorized bicycles,*
41 *passenger vehicles, trailers, semitrailers, trucks or truck tractors, on which*
42 *registration fees have been paid for the year in which the transfer is made,*
43 *either (1) to a corporation by one or more persons, solely in exchange for*

1 stock or securities in such corporation, or (2) by one corporation to another
2 corporation when all of the assets of such corporation are transferred to the
3 other corporation, then in either case (1) or case (2) the corporation shall
4 be exempt from the payment of registration fees on such vehicles for the
5 year in which such transfer is made. Applications for transfer or
6 registration shall be accompanied by a fee of \$1.50. When the registration
7 of a vehicle has expired at midnight on the last day of any registration
8 year, and such vehicle is not thereafter operated upon the highways, any
9 application for renewal of registration made subsequent to the anniversary
10 or renewal date of any registration year following the expiration of such
11 registration and for succeeding registration years in which such vehicle has
12 not been registered shall be accompanied by an affidavit of nonoperation
13 and nonuse, and such application for renewal or registration shall be
14 received by the division of vehicles upon payment of the proper fees for
15 the current registration year and without penalty.

16 (e) Any nonresident of Kansas purchasing a vehicle from a Kansas
17 resident and desiring to secure registration on the vehicle in the state of
18 such person's residence may make application in the office of any county
19 treasurer for a sixty-day temporary registration. The county treasurer upon
20 presentation of evidence of ownership in the applicant and evidence the
21 sales tax has been paid, if due, shall charge and collect a fee of \$3 for each
22 sixty-day temporary license and issue a sticker or paper registration as may
23 be determined by the director of vehicles, and the registration so issued
24 shall be valid for a period of 60 days from the date of issuance.

25 (f) Any owner of any motor vehicle which is subject to taxation under
26 the provisions of article 51 of chapter 79 of the Kansas Statutes Annotated,
27 *and amendments thereto*, or any other truck or truck tractor where the
28 annual registration fee has been paid and the vehicle is sold, junked,
29 repossessed, foreclosed by a mechanic's lien or title transferred by
30 operation of law, and the registration thereon is not going to be transferred
31 to another vehicle may secure a refund for the registration fee for the
32 remaining portion of the year by making application to the division of
33 vehicles on a form and in the manner prescribed by the director of
34 vehicles, accompanied by all license plates and attachments issued in
35 connection therewith. If the owner of the registration becomes deceased
36 and the vehicle is not going to be used on the highway, and title is not
37 being currently transferred, the proper representative of the estate shall be
38 entitled to the refund. The refund shall be made only for the period of time
39 remaining in the registration year from the date of completion and filing of
40 the application with and delivery of the license plate and attachments to
41 the division of vehicles. Where the registration is secured under a quarterly
42 payment annual registration fee, as provided for in K.S.A. 8-143a, and
43 amendments thereto, such refund shall be made on the quarterly fee paid

1 and unused and all remaining quarterly payments shall be canceled. Any
2 truck or truck tractor having the registration fee paid on quarterly payment
3 basis, all quarterly payments due or a fraction of quarterly payment due
4 shall be paid before title may be transferred, except that in case of death,
5 the filing of the application and returning of the license plate and
6 attachment shall cancel the remaining annual payments due. Whenever a
7 truck or truck tractor, where the registration is secured on a quarterly
8 payment of the annual registration, the one repossessing the truck or truck
9 tractor, or foreclosing by a mechanic's lien, or securing title by court order,
10 the mortgagor or the assigns of the mortgagor, or the one securing title
11 may pay the balance due on date of application for title, but the payments
12 for the remaining portion of the year shall not be canceled unless
13 application is made and the license plate and attachments are surrendered.
14 Nothing in this subsection shall apply when registration is secured under
15 the provisions of K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments
16 thereto. Notwithstanding any of the foregoing provisions of this section,
17 no refund shall be made under the provisions of this section where the
18 amount thereof does not exceed \$5. The division of vehicles shall furnish
19 such blank forms as may be required under the provisions of this
20 subsection as it deems necessary to be completed by the applicant.
21 Whenever a registration which has been secured on a quarterly basis shall
22 be canceled as provided in this subsection, the division of vehicles shall
23 notify the county treasurer issuing the original registration of such
24 cancellation so that the county treasurer may, and the county treasurer shall
25 cancel the registration of such vehicle in the county treasurer's office and
26 release any lien issued in connection with such registration.

27 (g) Every owner of a travel trailer designed for or intended to be
28 moved upon any highway in this state shall, before the same is so moved,
29 apply for and obtain the proper registration thereof as provided in this act,
30 except when such unit is permitted to be moved under the special
31 provisions relating to secured parties, manufacturers, dealers and
32 nonresidents contained in this act. At the time of registering any travel
33 trailer for the purpose of moving any such vehicle upon any highway in
34 this state, the owner thereof shall indicate on the registration form whether
35 or not such vehicle is being moved permanently to a location outside of the
36 county in which such vehicle is being registered. No such vehicle which
37 the owner thereof intends to move to a permanent location outside the
38 boundaries of such county shall be registered for movement on the
39 highways of this state until all taxes levied against such vehicle have been
40 paid. A copy of such registration form shall be sent to the county clerk or
41 assessor of the county to which such vehicle is being moved. When such
42 travel trailer is used for living quarters and not operated on the highways,
43 the owner shall be exempt from the license fees as provided in subsection

1 (b)(9) so long as such travel trailer is not operated on the highway.

2 Sec. 4. K.S.A. 2012 Supp. 8-198 is hereby amended to read as
3 follows: 8-198. (a) A nonhighway or salvage vehicle shall not be required
4 to be registered in this state, as provided in K.S.A. 8-135, and amendments
5 thereto, but nothing in this section shall be construed as abrogating,
6 limiting or otherwise affecting the provisions of K.S.A. 8-142, and
7 amendments thereto, which make it unlawful for any person to operate or
8 knowingly permit the operation in this state of a vehicle required to be
9 registered in this state.

10 (b) Upon the sale or transfer of any nonhighway vehicle or salvage
11 vehicle, the purchaser thereof shall obtain a nonhighway certificate of title
12 or salvage title, whichever is applicable, in the following manner:

13 (1) If the transferor is a vehicle dealer, as defined in K.S.A. 8-2401,
14 and amendments thereto, and a certificate of title has not been issued for
15 such vehicle under this section or under the provisions of K.S.A. 8-135,
16 and amendments thereto, such transferor shall make application for and
17 assign a nonhighway certificate of title or a salvage title, whichever is
18 applicable, to the purchaser of such nonhighway vehicle or salvage vehicle
19 in the same manner and under the same conditions prescribed by K.S.A. 8-
20 135, and amendments thereto, for the application for and assignment of a
21 certificate of title thereunder. Upon the assignment thereof, the purchaser
22 shall make application for a new nonhighway certificate of title or salvage
23 title, as provided in subsection (c) or (d).

24 (2) Except as provided in subsection (b) of K.S.A. 8-199, and
25 amendments thereto, if a certificate of title has been issued for any such
26 vehicle under the provisions of K.S.A. 8-135, and amendments thereto, the
27 owner of such nonhighway vehicle or salvage vehicle may surrender such
28 certificate of title to the division of vehicles and make application to the
29 division for a nonhighway certificate of title or salvage title, whichever is
30 applicable, or the owner may obtain from the county treasurer's office a
31 form prescribed by the division of vehicles and, upon proper execution
32 thereof, may assign the nonhighway certificate of title, salvage title or the
33 regular certificate of title with such form attached to the purchaser of the
34 nonhighway vehicle or salvage vehicle. Upon receipt of the nonhighway
35 certificate of title, salvage title or the regular certificate of title with such
36 form attached, the purchaser shall make application for a new nonhighway
37 certificate of title or salvage title, whichever is applicable, as provided in
38 subsection (c) or (d).

39 (3) If the transferor is not a vehicle dealer, as defined in K.S.A. 8-
40 2401, and amendments thereto, and a certificate of title has not been issued
41 for the vehicle under this section or a certificate of title was not required
42 under K.S.A. 8-135, and amendments thereto, the transferor shall make
43 application to the division for a nonhighway certificate of title or salvage

1 title, whichever is applicable, as provided in this section, except that in
2 addition thereto, the division shall require a bill of sale or such transferor's
3 affidavit, with at least one other corroborating affidavit, that such
4 transferor is the owner of such nonhighway vehicle or salvage vehicle. If
5 the division is satisfied that the transferor is the owner, the division shall
6 issue a nonhighway certificate of title or salvage title, whichever is
7 applicable, for such vehicle, and the transferor shall assign the same to the
8 purchaser, who shall make application for a new nonhighway certificate of
9 title or salvage title, whichever is applicable, as provided in subsection (c)
10 or (d).

11 (c) Every purchaser of a nonhighway vehicle, whether assigned a
12 nonhighway certificate of title or a regular certificate of title with the form
13 specified in paragraph (2) of subsection (b) attached, shall make
14 application to the county treasurer of the county in which such person
15 resides for a new nonhighway certificate of title in the same manner and
16 under the same conditions as for an application for a certificate of title
17 under K.S.A. 8-135, and amendments thereto. Such application shall be in
18 the form prescribed by the director of vehicles and shall contain
19 substantially the same provisions as required for an application under
20 subsection (c)(1) of K.S.A. 8-135, and amendments thereto. In addition,
21 such application shall provide a place for the applicant to certify that the
22 vehicle for which the application for a nonhighway certificate of title is
23 made is a nonhighway vehicle and other provisions the director deems
24 necessary. Each application for a nonhighway certificate of title shall be
25 accompanied by a fee of \$10, and if the application is not made to the
26 county treasurer within the time prescribed by K.S.A. 8-135, and
27 amendments thereto, for making application for a certificate of title
28 thereunder, an additional fee of ~~\$2~~ \$10. *An additional \$10 delinquency*
29 *penalty rate shall be assessed for each additional 30 days of delinquency*
30 *thereafter not to exceed a total of \$50. For good cause shown, the*
31 *delinquency penalty rate may be reduced, but not to less than a total of*
32 *\$10, unless waived by the director.*

33 (d) (1) Except as otherwise provided by this section, the owner of a
34 vehicle that meets the definition of a salvage vehicle shall apply for a
35 salvage title before the ownership of the motor vehicle is transferred. In no
36 event shall such application be made more than 60 days after the vehicle is
37 determined to be a salvage vehicle.

38 (2) Every insurance company, which pursuant to a damage
39 settlement, acquires ownership of a vehicle that has incurred damage
40 requiring the vehicle to be designated a salvage vehicle, shall apply for a
41 salvage title within 60 days after the title is assigned and delivered by the
42 owner to the insurance company, with all liens released.

43 (3) Every insurance company which makes a damage settlement for a

1 vehicle that has incurred damage requiring such vehicle to be designated a
2 salvage vehicle, but does not acquire ownership of the vehicle, shall notify
3 the vehicle owner of the owner's obligation to apply for a salvage title for
4 the motor vehicle, and shall notify the division of this fact in accordance
5 with procedures established by the division. The vehicle owner shall apply
6 for a salvage title within 60 days after being notified by the insurance
7 company.

8 (4) The lessee of any vehicle which incurs damage requiring the
9 vehicle to be designated a salvage vehicle shall notify the lessor of this fact
10 within 30 days of the determination that the vehicle is a salvage vehicle.

11 (5) The lessor of any motor vehicle which has incurred damage
12 requiring the vehicle to be titled as a salvage vehicle, shall apply for a
13 salvage title within 60 days after being notified of this fact by the lessee.

14 (6) Every person acquiring ownership of a motor vehicle that meets
15 the definition of a salvage vehicle, for which a salvage title has not been
16 issued, shall apply for the required document prior to any further transfer
17 of such vehicle, but in no event, more than 60 days after ownership is
18 acquired.

19 (7) Every purchaser of a salvage vehicle, whether assigned a salvage
20 title or a regular certificate of title with the form specified in paragraph (2)
21 of subsection (b) attached, shall make application to the county treasurer
22 of the county in which such person resides for a new salvage title, in the
23 same manner and under the same condition as for an application for a
24 certificate of title under K.S.A. 8-135, and amendments thereto. Such
25 application shall be in the form prescribed by the director of vehicles and
26 shall contain substantially the same provisions as required for an
27 application under subsection (c)(1) of K.S.A. 8-135, and amendments
28 thereto. In addition, such application shall provide a place for the applicant
29 to certify that the vehicle for which the application for salvage title is made
30 is a salvage vehicle, and other provisions the director deems necessary.
31 Each application for a salvage title shall be accompanied by a fee of \$10
32 and if the application is not made to the county treasurer within the time
33 prescribed by K.S.A. 8-135, and amendments thereto, for making
34 application for a certificate of title thereunder, an additional fee of ~~\$2~~ \$10.
35 *An additional \$10 delinquency penalty rate shall be assessed for each*
36 *additional 30 days of delinquency thereafter not to exceed a total of \$50.*
37 *For good cause shown, the delinquency penalty rate may be reduced, but*
38 *not to less than a total of \$10, unless waived by the director.*

39 (8) Failure to apply for a salvage title as provided by this subsection
40 shall be a class C nonperson misdemeanor.

41 (e) A nonhighway certificate of title or salvage title shall be in form
42 and color as prescribed by the director of vehicles. A nonhighway
43 certificate of title or salvage title shall indicate clearly and distinctly on its

1 face that it is issued for a nonhighway vehicle or salvage vehicle,
2 whichever is applicable. A nonhighway certificate of title or salvage title
3 shall contain substantially the same information as required on a certificate
4 of title issued under K.S.A. 8-135, and amendments thereto, and other
5 information the director deems necessary.

6 (f) (1) A nonhighway certificate of title or salvage title may be
7 transferred in the same manner and under the same conditions as
8 prescribed by K.S.A. 8-135, and amendments thereto, for the transfer of a
9 certificate of title, except as otherwise provided in this section. A
10 nonhighway certificate of title or salvage title may be assigned and
11 transferred only while the vehicle remains a nonhighway vehicle or
12 salvage vehicle.

13 (2) Upon transfer or sale of a nonhighway vehicle in a condition
14 which will allow the registration of such vehicle, the owner shall assign
15 the nonhighway certificate of title to the purchaser, and the purchaser shall
16 obtain a certificate of title and register such vehicle as provided in K.S.A.
17 8-135, and amendments thereto. No regular certificate of title shall be
18 issued for a vehicle for which there has been issued a nonhighway
19 certificate of title until there has been compliance with K.S.A. 8-116a, and
20 amendments thereto.

21 (3) (A) Upon transfer or sale of a salvage vehicle which has been
22 rebuilt or restored or is otherwise in a condition which will allow the
23 registration of such vehicle, the owner shall assign the salvage title to the
24 purchaser, and the purchaser shall obtain a rebuilt salvage title and register
25 such vehicle as provided in K.S.A. 8-135, and amendments thereto. No
26 rebuilt salvage title shall be issued for a vehicle for which there has been
27 issued a salvage title until there has been compliance with K.S.A. 8-116a,
28 and amendments thereto, and the notice required in paragraph (3)(B) of
29 this subsection has been attached to such vehicle.

30 (B) As part of the inspection for a rebuilt salvage title conducted
31 under K.S.A. 8-116a, and amendments thereto, the Kansas highway patrol
32 shall attach a notice affixed to the left door frame of the rebuilt salvage
33 vehicle indicating the vehicle identification number of such vehicle and
34 that such vehicle is a rebuilt salvage vehicle. In addition to any fee allowed
35 under K.S.A. 8-116a, and amendments thereto, a fee of \$5 shall be
36 collected from the owner of such vehicle requesting the inspection for the
37 notice required under this paragraph. All moneys received under this
38 paragraph shall be remitted in accordance with subsection (e) of K.S.A. 8-
39 116a, and amendments thereto.

40 (C) Failure to apply for a rebuilt salvage title as provided by this
41 paragraph shall be a class C nonperson misdemeanor.

42 (g) The owner of a salvage vehicle which has been issued a salvage
43 title and has been assembled, reconstructed, reconstituted or restored or

1 otherwise placed in an operable condition may make application to the
2 county treasurer for a permit to operate such vehicle on the highways of
3 this state over the most direct route from the place such salvage vehicle is
4 located to a specified location named on the permit and to return to the
5 original location. No such permit shall be issued for any vehicle unless the
6 owner has motor vehicle liability insurance coverage or an approved self-
7 insurance plan under K.S.A. 40-3104, and amendments thereto. Such
8 permit shall be on a form furnished by the director of vehicles and shall
9 state the date the vehicle is to be taken to the other location, the name of
10 the insurer, as defined in K.S.A. 40-3103, and amendments thereto, and the
11 policy number or a statement that the vehicle is included in a self-
12 insurance plan approved by the commissioner of insurance, a statement
13 attesting to the correctness of the information concerning financial
14 security, the vehicle identification number and a description of the vehicle.
15 Such permit shall be signed by the owner of the vehicle. Permits issued
16 under this subsection (g) shall be prepared in triplicate. One copy shall be
17 carried in the vehicle for which it is issued and shall be displayed so that it
18 is visible from the rear of the vehicle. The second copy shall be retained by
19 the county treasurer, and the third copy shall be forwarded by the county
20 treasurer to the division of vehicles. The fee for such permit shall be \$1
21 which shall be retained by the county treasurer, who shall annually
22 forward 25% of all such fees collected to the division of vehicles to
23 reimburse the division for administrative expenses, and shall deposit the
24 remainder in a special fund for expenses of issuing such permits.

25 (h) A nonhighway vehicle or salvage vehicle for which a nonhighway
26 certificate of title or salvage title has been issued pursuant to this section
27 shall not be deemed a motor vehicle for the purposes of K.S.A. 40-3101 to
28 40-3121, inclusive, and amendments thereto, except when such vehicle is
29 being operated pursuant to subsection (g). Any person who knowingly
30 makes a false statement concerning financial security in obtaining a permit
31 pursuant to subsection (g), or who fails to obtain a permit when required
32 by law to do so is guilty of a class C misdemeanor.

33 (i) Any person who, on July 1, 1996, is the owner of an all-terrain
34 vehicle, as defined in K.S.A. 8-126, and amendments thereto, shall not be
35 required to file an application for a nonhighway certificate of title under
36 the provisions of this section for such all-terrain vehicle, unless the person
37 transfers an interest in such all-terrain vehicle.

38 (j) Any person who, on July 1, 2006, is the owner of a work-site
39 utility vehicle, as defined in K.S.A. 8-126, and amendments thereto, shall
40 not be required to file an application for a nonhighway certificate of title
41 under the provisions of this section for such work-site utility vehicle,
42 unless the person transfers an interest in such work-site utility vehicle.

43 Sec. 5. K.S.A. 8-1,102 is hereby amended to read as follows: 8-1,102.

1 (a) Apportioned fleet registration shall be renewed annually on January 1
2 of each year with such registration to be completed on or before March 1
3 of each year, and such registration shall expire on December 31 of each
4 year. Apportioned fleet registration fees and other fees prescribed by this
5 act shall be due January 1 of each year and shall be payable on or before
6 March 1 of each year. If such registration fees and any other fees
7 prescribed in this act are not paid by March 1 of each year, the owner of
8 any vehicle for which such registration fees are delinquent shall be subject
9 to a penalty fee of ~~\$2~~ \$10 for each fleet vehicle listed in an original or
10 renewal application, but the sum of such penalty fee shall not exceed \$100.

11 (b) Nothing in the provisions of subsection (a) shall be deemed to
12 authorize the operation, prior to March 1 of any year on the highways of
13 this state, of any vehicle required to be registered under the provisions of
14 K.S.A. 8-1,101 to 8-1,123, inclusive, and amendments thereto, unless and
15 until such vehicle is duly registered.

16 (c) If the director of vehicles determines that appropriate
17 identification cannot be issued to vehicles required to be registered under
18 the provisions of this act prior to March 1 of a registration year, the
19 director may fix a different date for the registration enforcement for such
20 registration year.

21 Sec. 6. K.S.A. 8-1,102 and K.S.A. 2012 Supp. 8-135, 8-135c, 8-143
22 and 8-198 are hereby repealed.

23 Sec. 7. This act shall take effect and be in force from and after its
24 publication in the statute book.