

HOUSE BILL No. 2503

By Committee on Transportation

1-20

1 AN ACT concerning motor vehicles; relating to antique vehicles; requiring
2 applicants using a bill of sale for antique vehicle certificates of title to
3 be licensed dealers unless providing proof of insurance and an
4 application for registration; authorizing local county sheriffs to perform
5 antique vehicle VIN inspections; amending K.S.A. 2021 Supp. 8-170
6 and repealing the existing section.
7

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

9 Section 1. K.S.A. 2021 Supp. 8-170 is hereby amended to read as
10 follows: 8-170. (a) Upon the transfer of ownership of any vehicle
11 registered under ~~the foregoing provisions of this act~~, its registration and
12 right to use the license plates ~~thereon~~ *on such vehicle shall expire and*
13 ~~thereafter~~. *Upon such transfer of ownership*, there shall be no transfer of
14 any registration, and the license plates shall be removed by the owner
15 thereof, and it shall be unlawful for any person other than the person to
16 whom such license plates were originally issued to have the same in
17 possession. *In the case of a transfer of ownership of a registered vehicle,*
18 *the original owner of the license plates may register another antique*
19 *vehicle under the same license plate designation, upon application therefor*
20 *and the payment of a fee of \$1.50. On and after January 1, 2000, Any*
21 *model year license plate transferred shall comply with the provisions of*
22 ~~subsection (c) of K.S.A. 8-172(c)~~, and amendments thereto.

23 (b) Upon the transfer and sale of a registered vehicle by any person,
24 the new owner thereof, before using a vehicle on the highways of this
25 state, shall make application to the division for registration of the vehicle.

26 (c) Certificate of title:

27 (1) Application for certificate of title on an antique vehicle shall be
28 made by the owner or the owner's agent upon a blank form to be furnished
29 by the division and shall contain such information as the division shall
30 determine necessary. The division may waive any information requested
31 on the form if it is not available. *Except as provided in paragraph (4), for*
32 *any antique vehicle having a model year prior to 1950, the application*
33 *together with a bill of sale for the antique vehicle shall be accepted as*
34 *prima facie evidence that the applicant is the owner of the vehicle and the*
35 *certificate of title shall be issued for such vehicle. If the application and*
36 *bill of sale are used to obtain a certificate of title for any antique vehicle*

1 having a model year of 1950 or later, the certificate of title shall not be
2 issued until an inspection in accordance with ~~subsection (a)~~ of K.S.A. 8-
3 116(a), and amendments thereto, has been completed *and the applicant*
4 *complies with the requirements provided in paragraph (4). The vehicle*
5 *inspection required by this paragraph may be performed by a county*
6 *sheriff that is located in the county where the application for certificate of*
7 *title will be submitted. The certificate of title shall be delivered to the*
8 applicant. The certificate shall contain the words "antique vehicle."

9 (2) The certificate of title shall contain upon the reverse side a form
10 for assignment of title to be executed by the owner. *Except as provided in*
11 *paragraph (4), a certificate of title may be issued under the provisions of*
12 this act without an application for registration.

13 (3) The fee for each original certificate of title so issued shall be \$10.
14 The certificate of title shall be good for the life of the antique vehicle, so
15 long as the same is owned or held by the original holder of the certificate
16 of title, and shall not have to be renewed. In the event of a sale or transfer
17 of ownership of an antique vehicle for which a certificate of title has been
18 issued under the provisions of this subsection, the holder of such
19 certificate of title shall endorse on the same an assignment thereof, with
20 warranty of title in form printed thereon, as prescribed by the director, and
21 the transferor ~~must~~ shall deliver the same to the buyer at the time of
22 delivery of the vehicle. The buyer shall then present such certificate of
23 title, assigned as aforesaid, to the director or an authorized agent of the
24 director, whereupon a new certificate of title shall be issued to the buyer,
25 the fee therefor being \$10.

26 (4) *Applications for a certificate of title using a bill of sale for proof*
27 *of ownership pursuant to paragraph (1) shall only be allowed if the*
28 *applicant is a licensed vehicle dealer as defined in K.S.A. 8-2401, and*
29 *amendments thereto. Applicants for a certificate of title using a bill of sale*
30 *for proof of ownership who are not licensed vehicle dealers shall provide*
31 *proof of insurance pursuant to K.S.A. 40-3104, and amendments thereto,*
32 *and an application for registration of the vehicle at the same time that*
33 *such person applies for a certificate of title.*

34 Sec. 2. K.S.A. 2021 Supp. 8-170 is hereby repealed.

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