

HOUSE BILL No. 2393

By Committee on Federal and State Affairs

3-7

1 AN ACT concerning motor vehicles; relating to license plates and placards
2 for persons with disability; penalties; amending K.S.A. 2012 Supp. 8-
3 1,125 and repealing the existing section.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2012 Supp. 8-1,125 is hereby amended to read as
7 follows: 8-1,125. (a) Any Kansas resident who submits satisfactory proof
8 to the director of vehicles, on a form provided by the director, that such
9 person is a person with a disability or is responsible for the transportation
10 of a person with a disability shall be issued a special license plate or a
11 permanent placard for any motor vehicle owned by such person or shall be
12 issued a temporary placard. Satisfactory proof of disability, condition or
13 impairment shall include a statement from a person licensed to practice the
14 healing arts in any state, a licensed optometrist, an advanced practice
15 registered nurse licensed under K.S.A. 65-1131, and amendments thereto,
16 a licensed physician assistant or a Christian Science practitioner listed in
17 the Christian Science journal certifying that such person is a person with a
18 disability. The placard shall be suspended immediately below the rear view
19 mirror of any motor vehicle used for the transportation of a person with a
20 disability so as to be maximally visible from outside the vehicle. In
21 addition to the special license plate or permanent placard, the director of
22 vehicles shall issue to the person with a disability an individual
23 identification card which must be carried by the person with a disability
24 when the motor vehicle being operated by or used for the transportation of
25 such person is parked in accordance with the provisions of K.S.A. 8-1,126,
26 and amendments thereto. In addition to the temporary placard, a person
27 issued such temporary placard shall carry the state or county receipt
28 showing the name of the person who is issued such temporary placard. A
29 person submitting satisfactory proof that such person's disability, condition
30 or impairment is permanent in nature, and upon such person's request and
31 payment of the fees prescribed in subsection (b), shall be issued a
32 permanent placard or a permanent placard and a special license plate and
33 an individual identification card. Upon proper request, one additional
34 permanent placard shall be issued to the applicant who has not requested
35 and received a special license plate. Upon proper request, one additional
36 temporary placard shall be issued to the applicant certified as temporarily

1 disabled. Temporary placards shall have an expiration date of not longer
2 than six months from the date of issuance. The special license plates and
3 placards shall display the international symbol of access to the physically
4 disabled.

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

16 (c) Except as otherwise provided in this section, placards and
17 individual identification cards issued pursuant to this section shall be
18 issued for such period of time as the person to whom issued continues to
19 be a person with a disability or a person responsible for the transportation
20 of a person with a disability, except that the secretary of revenue shall
21 make a determination of continued eligibility for a special license plate or
22 placard at least every three years from the original date of issuance of such
23 license plate and placard.

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

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

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

38 ~~(g) Violation of subsection (f) is an unclassified misdemeanor~~
39 ~~punishable by a fine of not more than \$50. Upon a first conviction of a~~
40 ~~violation of subsection (f), a person shall be guilty of a severity level 10,~~
41 ~~nonperson felony. Upon a second or subsequent conviction of a violation~~
42 ~~of subsection (f), a person shall be guilty of a severity level 5, nonperson~~
43 ~~felony.~~

1 Sec. 2. K.S.A. 2012 Supp. 8-1,125 is hereby repealed.

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

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