

1 AN ACT relating to motor vehicle driveaway plates.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 281 IS CREATED TO
4 READ AS FOLLOWS:

5 (1) (a) A driveaway business that holds a proper driveaway certificate issued under
6 KRS 281.630 may apply for a driveaway plate with the county clerk in each
7 county in which his or her principal office or place of business, branch
8 office, sub-agent, or agency is located.

9 (b) A driveaway plate allows a vehicle that has a valid registration of a declared
10 gross vehicle weight to be operated in driveaway service and shall be
11 reusable until the driveaway plate expires or is revoked.

12 (c) The registration fee for initial issuance and annual renewal of a driveaway
13 plate is one hundred fifty dollars (\$150) and is payable to the county clerk.

14 (2) Upon receipt of the one hundred fifty dollar (\$150) fee, the county clerk shall
15 issue a certificate of registration and one (1) driveaway plate. The county clerk
16 shall furnish each driveaway business that holds a driveaway plate registered
17 under this section with additional driveaway plates upon the payment of a thirty-
18 five dollar (\$35) fee for each additional plate requested. Fifteen dollars (\$15) of
19 this fee shall be retained by the county clerk for each additional plate issued.

20 (3) A driveaway plate issued under this section shall:

21 (a) Not be used on a vehicle operated on a highway except for the purpose of
22 transporting vehicles in transit;

23 (b) Not be used by tow truck operators transporting wrecked, disabled,
24 abandoned, improperly parked, or burned vehicles; and

25 (c) Be used only by owners, corporate officers, agents, or employees of the
26 business to which the plate was issued.

27 (4) Holders of a driveaway plate shall keep a record of each trip made using a

1 driveaway plate. This record shall include the:

2 (a) Vehicle identification number of the vehicle;

3 (b) Origin and destination of the vehicle;

4 (c) Total number of miles traveled; and

5 (d) Dates traveled.

6 (5) Driveaway plates issued under this section shall annually expire on December 31.

7 (6) If a driveaway certificate is revoked or not renewed, all driveaway plates issued
8 under this section to the driveaway business holding that driveaway certificate
9 shall be returned to the cabinet.

10 (7) The cabinet shall be responsible for the issuance and cancellation of driveaway
11 plates under this section, and the Motor Vehicle Commission shall be responsible
12 for the enforcement of this section, except for the normal responsibilities of law
13 enforcement agencies. The cabinet may promulgate administrative regulations in
14 accordance with KRS Chapter 13A to administer this section.

15 ➔Section 2. KRS 281.631 is amended to read as follows:

16 (1) No person shall act as a motor carrier without first obtaining a motor carrier vehicle
17 license from the department for each motor carrier vehicle.

18 (2) Application for and renewal of a motor carrier vehicle license shall be made in such
19 form as the department may require. Every motor carrier vehicle license shall be
20 renewed annually.

21 (3) (a) Except for driveaway plates issued under Section 1 of this Act, and except as
22 permitted under paragraph (b) of this subsection, an applicant or license
23 holder shall pay to the department the following annual license fees:

24 1. Thirty dollars (\$30) for each taxicab, limousine, TNC, or disabled
25 persons vehicle;

26 2. Ten dollars (\$10) for each motor carrier vehicle transporting household
27 goods for hire;

- 1 3. One hundred dollars (\$100) for each charter bus or bus;
- 2 4. Fifteen dollars (\$15) for each motor carrier vehicle operating as a U-
- 3 Drive-It;
- 4 5. Ten dollars (\$10) for each motor carrier vehicle transporting property
- 5 other than household goods and those exempt under KRS 281.605; and
- 6 6. ~~Ten dollars (\$10) for each motor carrier vehicle operating as a~~
- 7 ~~driveaway; and~~
- 8 7. ~~—~~ Ten dollars (\$10) for each automobile utility trailer.
- 9 (b) The cabinet may promulgate administrative regulations to set forth an optional
- 10 motor carrier vehicle license fee schedule under this subsection on a bulk
- 11 basis for applicants who employ or contract with more than fifty (50)
- 12 vehicles. Bulk application fees under these administrative regulations may use
- 13 a tiered system based on the type of certificate and the number of vehicles.
- 14 (4) Before the department may issue or renew a motor carrier vehicle license, the
- 15 applicant or license holder shall:
- 16 (a) Pay the fee established under subsection (3) of this section;
- 17 (b) For a taxicab, limousine, disabled persons vehicle, TNC vehicle, charter bus,
- 18 and bus, provide a copy of the vehicle registration for each out-of-state
- 19 registered motor carrier vehicle being licensed, and if necessary, a statement
- 20 showing that the driver is an insured driver of the vehicle, and that the
- 21 registered owner or lessee authorizes the use of the vehicle for TNC services;
- 22 and
- 23 (c) For a taxicab, limousine, disabled persons vehicle, TNC vehicle, charter bus,
- 24 and bus, obtain and retain for a period of at least three (3) years, an inspection
- 25 of the motor vehicle in the manner and form as the department may require.
- 26 (5) No motor carrier vehicle shall be operated after the expiration of the motor carrier
- 27 vehicle license under which it is operated.

- 1 (6) All cities or counties of the Commonwealth may impose an annual license fee on an
2 intrastate taxicab, limousine, or disabled persons vehicle operated from said city or
3 county. The annual license fee shall not exceed thirty dollars (\$30) per vehicle.
- 4 (7) Notwithstanding any other provisions of this section, nonresident motor carriers
5 engaged in transporting passengers for hire in irregular route interstate charter or
6 special operations shall be exempt from all fees prescribed in this chapter, if
7 reciprocal privileges are granted to similar nonresident carriers by the laws and
8 regulations of his or her state.
- 9 (8) If any person required to pay a license fee under subsection (3) of this section
10 begins the operation of an additional motor carrier vehicle after the date of its
11 certificate or renewal, the fee shall be as many twelfths of the annual fee as there
12 are unexpired months in the certificate or renewal year.
- 13 (9) The department may promulgate administrative regulations in accordance with
14 KRS Chapter 13A as it deems necessary to administer this section~~[carry out]~~.