

FIRST REGULAR SESSION

SENATE BILL NO. 136

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SATER.

Read 1st time January 14, 2013, and ordered printed.

TERRY L. SPIELER, Secretary.

0520S.011

AN ACT

To repeal sections 136.055, 301.130, 301.3142, 301.3150, 301.3154, 307.350, 307.353, 307.355, and 643.315, RSMo, section 301.147 as enacted by conference committee substitute for house committee substitute for senate substitute for senate bill no. 470 merged with conference committee substitute for house committee substitute for senate bill no. 568, ninety-sixth general assembly, second regular session, section 301.147 as enacted by senate bill no. 54, ninety-second regular session, first regular session, and to enact in lieu thereof ten new sections relating to the registration of motor vehicles, with an effective date.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 136.055, 301.130, 301.3142, 301.3150, 301.3154,
2 307.350, 307.353, 307.355, and 643.315, RSMo, section 301.147 as enacted by
3 conference committee substitute for house committee substitute for senate
4 substitute for senate bill no. 470 merged with conference committee substitute for
5 house committee substitute for senate bill no. 568, ninety-sixth general assembly,
6 second regular session, and section 301.147 as enacted by senate bill no. 54,
7 ninety-second regular session, first regular session, are repealed and ten new
8 sections enacted in lieu thereof, to be known as sections 136.055, 301.130,
9 301.147, 301.3142, 301.3150, 301.3154, 307.350, 307.353, 307.355, and 643.315,
10 to read as follows:

136.055. 1. Any person who is selected or appointed by the state director
2 of revenue as provided in subsection 2 of this section to act as an agent of the
3 department of revenue, whose duties shall be the processing of motor vehicle title
4 and registration transactions and the collection of sales and use taxes when

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

5 required under sections 144.070 and 144.440, and who receives no salary from the
6 department of revenue, shall be authorized to collect from the party requiring
7 such services additional fees as compensation in full and for all services rendered
8 on the following basis:

9 (1) For each motor vehicle or trailer registration issued, renewed or
10 transferred--three dollars and fifty cents and [seven] **ten dollars and fifty cents**
11 for those licenses sold or [biennially] **triennially** renewed pursuant to section
12 301.147;

13 (2) For each application or transfer of title--two dollars and fifty cents;

14 (3) For each instruction permit, nondriver license, chauffeur's, operator's
15 or driver's license issued for a period of three years or less--two dollars and fifty
16 cents and five dollars for licenses or instruction permits issued or renewed for a
17 period exceeding three years;

18 (4) For each notice of lien processed--two dollars and fifty cents;

19 (5) No notary fee or other fee or additional charge shall be paid or
20 collected except for electronic telephone transmission reception--two dollars.

21 2. The director of revenue shall award fee office contracts under this
22 section through a competitive bidding process. The competitive bidding process
23 shall give priority to organizations and entities that are exempt from taxation
24 under Section 501(c)(3) or 501(c)(6) of the Internal Revenue Code of 1986, as
25 amended, and political subdivisions, including but not limited to, municipalities,
26 counties, and fire protection districts. The director of the department of revenue
27 may promulgate rules and regulations necessary to carry out the provisions of
28 this subsection. Any rule or portion of a rule, as that term is defined in section
29 536.010, that is created under the authority delegated in this subsection shall
30 become effective only if it complies with and is subject to all of the provisions of
31 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
32 nonseverable and if any of the powers vested with the general assembly pursuant
33 to chapter 536 to review, to delay the effective date, or to disapprove and annul
34 a rule are subsequently held unconstitutional, then the grant of rulemaking
35 authority and any rule proposed or adopted after August 28, 2009, shall be
36 invalid and void.

37 3. All fees collected by a tax-exempt organization may be retained and
38 used by the organization.

39 4. All fees charged shall not exceed those in this section. The fees
40 imposed by this section shall be collected by all permanent offices and all

41 full-time or temporary offices maintained by the department of revenue.

42 5. Any person acting as agent of the department of revenue for the sale
43 and issuance of registrations, licenses, and other documents related to motor
44 vehicles shall have an insurable interest in all license plates, licenses, tabs, forms
45 and other documents held on behalf of the department.

46 6. The fees authorized by this section shall not be collected by motor
47 vehicle dealers acting as agents of the department of revenue under section
48 32.095 or those motor vehicle dealers authorized to collect and remit sales tax
49 under subsection 8 of section 144.070.

50 7. Notwithstanding any other provision of law to the contrary, the state
51 auditor may audit all records maintained and established by the fee office in the
52 same manner as the auditor may audit any agency of the state, and the
53 department shall ensure that this audit requirement is a necessary condition for
54 the award of all fee office contracts. No confidential records shall be divulged in
55 such a way to reveal personally identifiable information.

301.130. 1. The director of revenue, upon receipt of a proper application
2 for registration, required fees and any other information which may be required
3 by law, shall issue to the applicant a certificate of registration in such manner
4 and form as the director of revenue may prescribe and a set of license plates, or
5 other evidence of registration, as provided by this section. Each set of license
6 plates shall bear the name or abbreviated name of this state, the words
7 "SHOW-ME STATE", the month and year in which the registration shall expire,
8 and an arrangement of numbers or letters, or both, as shall be assigned from year
9 to year by the director of revenue. The plates shall also contain fully reflective
10 material with a common color scheme and design for each type of license plate
11 issued pursuant to this chapter. The plates shall be clearly visible at night, and
12 shall be aesthetically attractive. Special plates for qualified disabled veterans
13 will have the "DISABLED VETERAN" wording on the license plates in preference
14 to the words "SHOW-ME STATE" and special plates for members of the National
15 Guard will have the "NATIONAL GUARD" wording in preference to the words
16 "SHOW-ME STATE".

17 2. The arrangement of letters and numbers of license plates shall be
18 uniform throughout each classification of registration. The director may provide
19 for the arrangement of the numbers in groups or otherwise, and for other
20 distinguishing marks on the plates.

21 3. All property-carrying commercial motor vehicles to be registered at a

22 gross weight in excess of twelve thousand pounds, all passenger-carrying
23 commercial motor vehicles, local transit buses, school buses, trailers, semitrailers,
24 motorcycles, motortricycles, motorscooters and driveaway vehicles shall be
25 registered with the director of revenue as provided for in subsection 3 of section
26 301.030, or with the state highways and transportation commission as otherwise
27 provided in this chapter, but only one license plate shall be issued for each such
28 vehicle.

29 4. The plates issued to manufacturers and dealers shall bear the letters
30 and numbers as prescribed by section 301.560, and the director may place upon
31 the plates other letters or marks to distinguish commercial motor vehicles and
32 trailers and other types of motor vehicles.

33 5. No motor vehicle or trailer shall be operated on any highway of this
34 state unless it shall have displayed thereon the license plate or set of license
35 plates issued by the director of revenue or the state highways and transportation
36 commission and authorized by section 301.140. Each such plate shall be securely
37 fastened to the motor vehicle or trailer in a manner so that all parts thereof shall
38 be plainly visible and reasonably clean so that the reflective qualities thereof are
39 not impaired. Each such plate may be encased in a transparent cover so long as
40 the plate is plainly visible and its reflective qualities are not impaired. License
41 plates shall be fastened to all motor vehicles except trucks, tractors, truck
42 tractors or truck-tractors licensed in excess of twelve thousand pounds on the
43 front and rear of such vehicles not less than eight nor more than forty-eight
44 inches above the ground, with the letters and numbers thereon right side up. The
45 license plates on trailers, motorcycles, motortricycles and motorscooters shall be
46 displayed on the rear of such vehicles, with the letters and numbers thereon right
47 side up. The license plate on buses, other than school buses, and on trucks,
48 tractors, truck tractors or truck-tractors licensed in excess of twelve thousand
49 pounds shall be displayed on the front of such vehicles not less than eight nor
50 more than forty-eight inches above the ground, with the letters and numbers
51 thereon right side up or if two plates are issued for the vehicle pursuant to
52 subsection 3 of this section, displayed in the same manner on the front and rear
53 of such vehicles. The license plate or plates authorized by section 301.140, when
54 properly attached, shall be prima facie evidence that the required fees have been
55 paid.

56 6. (1) The director of revenue shall issue annually or [biennially]
57 **triennially** a tab or set of tabs as provided by law as evidence of the annual

58 payment of registration fees and the current registration of a vehicle in lieu of the
59 set of plates. Beginning January 1, 2010, the director may prescribe any
60 additional information recorded on the tab or tabs to ensure that the tab or tabs
61 positively correlate with the license plate or plates issued by the department of
62 revenue for such vehicle. Such tabs shall be produced in each license bureau
63 office.

64 (2) The vehicle owner to whom a tab or set of tabs is issued shall affix and
65 display such tab or tabs in the designated area of the license plate, no more than
66 one per plate.

67 (3) A tab or set of tabs issued by the director of revenue when attached
68 to a vehicle in the prescribed manner shall be prima facie evidence that the
69 registration fee for such vehicle has been paid.

70 (4) Except as otherwise provided in this section, the director of revenue
71 shall issue plates for a period of at least six years.

72 (5) For those commercial motor vehicles and trailers registered pursuant
73 to section 301.041, the plate issued by the highways and transportation
74 commission shall be a permanent nonexpiring license plate for which no tabs
75 shall be issued. Nothing in this section shall relieve the owner of any vehicle
76 permanently registered pursuant to this section from the obligation to pay the
77 annual registration fee due for the vehicle. The permanent nonexpiring license
78 plate shall be returned to the highways and transportation commission upon the
79 sale or disposal of the vehicle by the owner to whom the permanent nonexpiring
80 license plate is issued, or the plate may be transferred to a replacement
81 commercial motor vehicle when the owner files a supplemental application with
82 the Missouri highways and transportation commission for the registration of such
83 replacement commercial motor vehicle. Upon payment of the annual registration
84 fee, the highways and transportation commission shall issue a certificate of
85 registration or other suitable evidence of payment of the annual fee, and such
86 evidence of payment shall be carried at all times in the vehicle for which it is
87 issued.

88 (6) Upon the sale or disposal of any vehicle permanently registered under
89 this section, or upon the termination of a lease of any such vehicle, the permanent
90 nonexpiring plate issued for such vehicle shall be returned to the highways and
91 transportation commission and shall not be valid for operation of such vehicle, or
92 the plate may be transferred to a replacement vehicle when the owner files a
93 supplemental application with the Missouri highways and transportation

94 commission for the registration of such replacement vehicle. If a vehicle which
95 is permanently registered under this section is sold, wrecked or otherwise
96 disposed of, or the lease terminated, the registrant shall be given credit for any
97 unused portion of the annual registration fee when the vehicle is replaced by the
98 purchase or lease of another vehicle during the registration year.

99 7. The director of revenue and the highways and transportation
100 commission may prescribe rules and regulations for the effective administration
101 of this section. No rule or portion of a rule promulgated under the authority of
102 this section shall become effective unless it has been promulgated pursuant to the
103 provisions of section 536.024.

104 8. Notwithstanding the provisions of any other law to the contrary, owners
105 of motor vehicles other than apportioned motor vehicles or commercial motor
106 vehicles licensed in excess of eighteen thousand pounds gross weight may apply
107 for special personalized license plates. Vehicles licensed for eighteen thousand
108 pounds that display special personalized license plates shall be subject to the
109 provisions of subsections 1 and 2 of section 301.030.

110 9. No later than January 1, 2009, the director of revenue shall commence
111 the reissuance of new license plates of such design as directed by the director
112 consistent with the terms, conditions, and provisions of this section and this
113 chapter. Except as otherwise provided in this section, in addition to all other fees
114 required by law, applicants for registration of vehicles with license plates that
115 expire during the period of reissuance, applicants for registration of trailers or
116 semitrailers with license plates that expire during the period of reissuance and
117 applicants for registration of vehicles that are to be issued new license plates
118 during the period of reissuance shall pay the cost of the plates required by this
119 subsection. The additional cost prescribed in this subsection shall not be charged
120 to persons receiving special license plates issued under section 301.073 or
121 301.443. Historic motor vehicle license plates registered pursuant to section
122 301.131 and specialized license plates are exempt from the provisions of this
123 subsection. Except for new, replacement, and transfer applications, permanent
124 nonexpiring license plates issued to commercial motor vehicles and trailers
125 registered under section 301.041 are exempt from the provisions of this
126 subsection.

 [301.147. 1. Notwithstanding the provisions of section
2 301.020 to the contrary, beginning July 1, 2000, the director of
3 revenue may provide owners of motor vehicles, other than

4 commercial motor vehicles licensed in excess of fifty-four thousand
5 pounds gross weight, the option of biennially registering motor
6 vehicles. Any vehicle manufactured as an even-numbered model
7 year vehicle shall be renewed each even-numbered calendar year
8 and any such vehicle manufactured as an odd-numbered model
9 year vehicle shall be renewed each odd-numbered calendar year,
10 subject to the following requirements:

11 (1) The fee collected at the time of biennial registration
12 shall include the annual registration fee plus a pro rata amount for
13 the additional twelve months of the biennial registration;

14 (2) Presentation of all documentation otherwise required by
15 law for vehicle registration including, but not limited to, a personal
16 property tax receipt or certified statement for the preceding year
17 that no such taxes were due as set forth in section 301.025, proof
18 of a motor vehicle safety inspection and any applicable emission
19 inspection conducted within sixty days prior to the date of
20 application and proof of insurance as required by section 303.026.

21 2. The director of revenue may prescribe rules and
22 regulations for the effective administration of this section. The
23 director is authorized to adopt those rules that are reasonable and
24 necessary to accomplish the limited duties specifically delegated
25 within this section. Any rule or portion of a rule, as that term is
26 defined in section 536.010, that is promulgated pursuant to the
27 authority delegated in this section shall become effective only if it
28 has been promulgated pursuant to the provisions of chapter
29 536. This section and chapter 536 are nonseverable and if any of
30 the powers vested with the general assembly pursuant to chapter
31 536 to review, to delay the effective date or to disapprove and
32 annul a rule are subsequently held unconstitutional, then the grant
33 of rulemaking authority and any rule proposed or adopted after
34 July 1, 2000, shall be invalid and void.

35 3. The director of revenue shall have the authority to
36 stagger the registration period of motor vehicles other than
37 commercial motor vehicles licensed in excess of twelve thousand
38 pounds gross weight. Once the owner of a motor vehicle chooses
39 the option of biennial registration, such registration must be

40 maintained for the full twenty-four month period.]

301.147. 1. Notwithstanding the provisions of section 301.020 to the
2 contrary, beginning July 1, [2000] **2014**, the director of revenue may provide
3 owners of motor vehicles, other than commercial motor vehicles licensed in excess
4 of twelve thousand pounds gross weight, the option of [biennially] **triennially**
5 registering motor vehicles. Any vehicle manufactured as an even-numbered
6 model year vehicle shall be renewed each even-numbered calendar year and any
7 such vehicle manufactured as an odd-numbered model year vehicle shall be
8 renewed each odd-numbered calendar year, subject to the following requirements:

9 (1) The fee collected at the time of [biennial] **triennial** registration shall
10 include the annual registration fee plus a pro rata amount for the additional
11 [twelve] **twenty-four** months of the [biennial] **triennial** registration;

12 (2) Presentation of all documentation otherwise required by law for
13 vehicle registration including, but not limited to, a personal property tax receipt
14 or certified statement for the preceding year that no such taxes were due as set
15 forth in section 301.025, proof of a motor vehicle safety inspection and any
16 applicable emission inspection conducted within sixty days prior to the date of
17 application and proof of insurance as required by section 303.026.

18 2. The director of revenue may prescribe rules and regulations for the
19 effective administration of this section. The director is authorized to adopt those
20 rules that are reasonable and necessary to accomplish the limited duties
21 specifically delegated within this section. Any rule or portion of a rule, as that
22 term is defined in section 536.010, that is promulgated pursuant to the authority
23 delegated in this section shall become effective only if it has been promulgated
24 pursuant to the provisions of chapter 536. This section and chapter 536 are
25 nonseverable and if any of the powers vested with the general assembly pursuant
26 to chapter 536 to review, to delay the effective date or to disapprove and annul
27 a rule are subsequently held unconstitutional, then the grant of rulemaking
28 authority and any rule proposed or adopted after July 1, 2000, shall be invalid
29 and void.

30 3. The director of revenue shall have the authority to stagger the
31 registration period of motor vehicles other than commercial motor vehicles
32 licensed in excess of twelve thousand pounds gross weight. Once the owner of a
33 motor vehicle chooses the option of [biennial] **triennial** registration, such
34 registration must be maintained for the full [twenty-four] **thirty-six** month
35 period.

301.3142. 1. Any immediate family member, including stepsiblings or
2 stepchildren, who wishes to pay tribute to a member of the United States military
3 who was a resident of this state and who was killed in the line of duty may
4 receive special license plates as prescribed by this section, for any motor vehicle
5 such person owns, either solely or jointly, other than an apportioned motor
6 vehicle or a commercial motor vehicle licensed in excess of eighteen thousand
7 pounds gross weight.

8 2. Upon annual application payment of a fifteen dollar fee in addition to
9 the registration fee, and presentation of any other documents which may be
10 required by law or upon **[biennial] triennial** application, payment of a **[thirty]**
11 **forty-five** dollar fee in addition to the registration fee and presentation of proof
12 of eligibility for such plates, and presentation of any other documents which may
13 be required by law, the department of revenue may issue to the vehicle owner a
14 personalized license plate which shall bear the initials of the member of the
15 United States military killed while in the line of duty, a gold star on the left side
16 of the plates, followed by a three-letter description of the relative's relation to the
17 veteran, provided such license plate configuration is not currently in use, and
18 which shall bear the words "WE SHALL NOT FORGET" in place of the words
19 "SHOW-ME STATE". Such license plates shall be made with fully reflective
20 material with a common color scheme and design, shall be clearly visible at night,
21 and shall be aesthetically attractive, as prescribed by section
22 301.130. Notwithstanding the provisions of section 301.144, no additional fee
23 shall be charged for the personalization of license plates pursuant to this section.

24 3. License plates issued pursuant to the provisions of this section shall
25 not be transferable to any other person except that any registered co-owner of the
26 motor vehicle shall be entitled to operate the motor vehicle with such plates for
27 the duration of the year licensed in the event of the death of the qualified
28 person. The director of revenue shall make necessary rules and regulations for
29 the administration of this section, and shall design all necessary forms required
30 by this section. Any rule or portion of a rule, as that term is defined in section
31 536.010, that is created under the authority delegated in this section shall
32 become effective only if it complies with and is subject to all of the provisions of
33 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
34 nonseverable and if any of the powers vested with the general assembly pursuant
35 to chapter 536 to review, to delay the effective date, or to disapprove and annul
36 a rule are subsequently held unconstitutional, then the grant of rulemaking

37 authority and any rule proposed or adopted after August 28, 2004, shall be
38 invalid and void.

301.3150. 1. An organization, other than an organization seeking a
2 special military license plate or a collegiate or university plate, that seeks
3 authorization to establish a new specialty license plate shall initially petition the
4 department of revenue by submitting the following:

5 (1) An application in a form prescribed by the director for the particular
6 specialty license plate being sought, describing the proposed specialty license
7 plate in general terms and have a sponsor of at least one current member of the
8 general assembly in the same legislative session in which the application is
9 reviewed pursuant to subsection 5 of section 21.795. The application may contain
10 written testimony for support of this specialty plate;

11 (2) Each application submitted pursuant to this section shall be
12 accompanied by a list of at least two hundred potential applicants who plan to
13 purchase the specialty plate if the specialty plate is approved pursuant to this
14 section;

15 (3) An application fee, not to exceed five thousand dollars, to defray the
16 department's cost for issuing, developing and programming the implementation
17 of the specialty plate, if authorized; and

18 (4) All moneys received by the department of revenue, for the reviewing
19 and development of specialty plates shall be deposited in the state treasury to the
20 credit of the "Department of Revenue Specialty Plate Fund" which is hereby
21 created. The state treasurer shall be custodian of the fund and shall make
22 disbursements from the fund requested by the Missouri director of revenue for
23 personal services, expenses, and equipment required to prepare, review, develop,
24 and disseminate a new specialty plate and process the two hundred applications
25 to be submitted once the plate is approved and to refund deposits for the
26 application of such specialty plate, if the application is not approved by the joint
27 committee on transportation oversight and for no other purpose.

28 2. At the end of each state fiscal year, the director of revenue shall:

29 (1) Determine the amount of all moneys deposited into the department of
30 revenue specialty plate fund;

31 (2) Determine the amount of disbursements from the department of
32 revenue specialty plate fund which were made to produce the specialty plate and
33 process the two hundred applications; and

34 (3) Subtract the amount of disbursements from the income figure referred

35 to in subdivision (1) of this subsection and deliver this figure to the state
36 treasurer.

37 3. The state treasurer shall transfer an amount of money equal to the
38 figure provided by the director of revenue from the department of revenue
39 specialty plate fund to the state highway department fund. An unexpended
40 balance in the department of revenue specialty plate fund at the end of the
41 biennium not exceeding twenty-five thousand dollars shall be exempt from the
42 provisions of section 33.080 relating to transfer of unexpended balances to the
43 general revenue fund.

44 4. The documents and fees required pursuant to this section shall be
45 submitted to the department of revenue by July first prior to the next regular
46 session of the general assembly to be approved or denied by the joint committee
47 on transportation oversight during that legislative session.

48 5. The department of revenue shall give notice of any proposed specialty
49 plate in a manner reasonably calculated to advise the public of such
50 proposal. Reasonable notice shall include posting the proposal for the specialty
51 plate on the department's official public website, and making available copies of
52 the specialty plate application to any representative of the news media or public
53 upon request and posting the application on a bulletin board or other prominent
54 public place which is easily accessible to the public and clearly designated for
55 that purpose at the principal office.

56 6. Adequate notice conforming with all the requirements of subsection 5
57 of this section shall be given not less than four weeks, exclusive of weekends and
58 holidays when the facility is closed, after the submission of the application by the
59 organization to the department of revenue. Written or electronic testimony in
60 support or opposition of the proposed specialty plate shall be submitted to the
61 department of revenue by November thirtieth of the year of filing of the original
62 proposal. All written testimony shall contain the printed name, signature,
63 address, phone number, and email address, if applicable, of the individual giving
64 the testimony.

65 7. The department of revenue shall submit for approval all applications
66 for the development of specialty plates to the joint committee on transportation
67 oversight during a regular session of the general assembly for approval.

68 8. If the specialty license plate requested by an organization is approved
69 by the joint committee on transportation oversight, the organization shall submit
70 the proposed art design for the specialty license plate to the department as soon

71 as practicable, but no later than sixty days after the approval of the specialty
72 license plate. If the specialty license plate requested by the organization is not
73 approved by the joint committee on transportation oversight, ninety-seven percent
74 of the application fee shall be refunded to the requesting organization.

75 9. An emblem-use authorization fee may be charged by the organization
76 prior to the issuance of an approved specialty plate. The organization's specialty
77 plate proposal approved by the joint committee on transportation oversight shall
78 state what fee is required to obtain such statement and if such fee is required
79 annually or [~~biennially~~] **triennially**, if the applicant has a [~~two-year~~] **three-**
80 **year** registration. An organization applying for specialty plates shall authorize
81 the use of its official emblem to be affixed on multiyear personalized license
82 plates within the plate area prescribed by the director of revenue and as provided
83 in this section. Any contribution to the organization derived from the emblem-use
84 contribution, except reasonable administrative costs, shall be used solely for the
85 purposes of the organization. Any member of the organization or nonmember, if
86 applicable, may annually apply for the use of the emblem, if applicable.

87 10. The department shall begin production and distribution of each new
88 specialty license plate within one year after approval of the specialty license plate
89 by the joint committee on transportation oversight.

90 11. The department shall issue a specialty license plate to the owner who
91 meets the requirements for issuance of the specialty plate for any motor vehicle
92 such owner owns, either solely or jointly, other than an apportioned motor vehicle
93 or a commercial motor vehicle licensed in excess of eighteen thousand pounds
94 gross weight.

95 12. Each new or renewed application for an approved specialty license
96 plate shall be made to the department of revenue, accompanied by an additional
97 fee of fifteen dollars and the appropriate emblem-use authorization statement.

98 13. The appropriate registration fees, fifteen dollar specialty plate fee,
99 processing fees and documents otherwise required for the issuance of registration
100 of the motor vehicle as set forth by law must be submitted at the time the
101 specialty plates are actually issued and renewed or as otherwise provided by
102 law. However, no additional fee for the personalization of this plate shall be
103 charged.

104 14. Once a specialty plate design is approved, a request for such plate
105 may be made any time during a registration period. If a request is made for a
106 specialty license plate to replace a current valid license plate, all documentation,

107 credits, and fees provided for in this chapter when replacing a current license
108 plate shall apply.

109 15. A vehicle owner who was previously issued a plate with an
110 organization emblem authorized by this section, but who does not provide an
111 emblem-use authorization statement at a subsequent time of registration if
112 required, shall be issued a new plate which does not bear the organization's
113 emblem, as otherwise provided by law.

114 16. Specialty license plates shall bear a design approved by the
115 organization submitting the original application for approval by the joint
116 committee on transportation oversight. The design shall be within the plate area
117 prescribed by the director of revenue, and the designated organization's name or
118 slogan shall be in place of the words "SHOW-ME STATE". Such license plates
119 shall be made with fully reflective material with a common color scheme, shall be
120 clearly visible at night, shall have a reflective white background in the area of the
121 plate configuration, and shall be aesthetically attractive, as prescribed by section
122 301.130 and as provided in this section. In addition to a design, the specialty
123 license plates shall be in accordance with criteria and plate design set forth in
124 this chapter.

125 17. The department is authorized to discontinue the issuance and renewal
126 of a specialty license plate if the organization has stopped providing services and
127 emblem-use authorization statements are no longer being issued by the
128 organization. Such organizations shall notify the department immediately to
129 discontinue the issuance of a specialty plate.

130 18. The organization that requested the specialty license plate shall not
131 redesign the specialty personalized license plate unless such organization pays
132 the director in advance all redesigned plate fees. All plate holders of such plates
133 must pay the replacement fees prescribed in section 301.300 for the replacement
134 of the existing specialty plate. All other applicable license plate fees in
135 accordance with this chapter shall be required.

 301.3154. Beginning [January 1, 2005] **July 1, 2014**, the fee for any
2 special license plate approved under section 21.795, sections 301.3150 and
3 301.3152, and this section shall be fifteen dollars for an annual registration and
4 [thirty] **forty-five** dollars for a [biennial] **triennial** registration in addition to
5 registration fees. The provisions of this section shall not apply to special military
6 license plates. The fees for special military license plates shall be assessed as
7 provided for by the statute creating such license plate except that no additional

8 fee shall be charged for personalized military plates.

307.350. 1. The owner of every motor vehicle as defined in section
2 301.010 which is required to be registered in this state, except:

3 (1) Motor vehicles, for the five-year period following their model year of
4 manufacture, excluding prior salvage vehicles immediately following a rebuilding
5 process and vehicles subject to the provisions of section 307.380;

6 (2) Those motor vehicles which are engaged in interstate commerce and
7 are proportionately registered in this state with the Missouri highway reciprocity
8 commission, although the owner may request that such vehicle be inspected by
9 an official inspection station, and a peace officer may stop and inspect such
10 vehicles to determine whether the mechanical condition is in compliance with the
11 safety regulations established by the United States Department of
12 Transportation; and

13 (3) Historic motor vehicles registered pursuant to section 301.131;

14 (4) Vehicles registered in excess of twenty-four thousand pounds for a
15 period of less than twelve months;

16 shall submit such vehicles to a [~~biennial~~] **triennial** inspection of their
17 mechanism and equipment in accordance with the provisions of sections 307.350
18 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal,
19 or other device from a duly authorized official inspection station. The inspection,
20 except the inspection of school buses which shall be made at the time provided
21 in section 307.375, shall be made at the time prescribed in the rules and
22 regulations issued by the superintendent of the Missouri state highway patrol;
23 but the inspection of a vehicle shall not be made more than sixty days prior to the
24 date of application for registration or within sixty days of when a vehicle's
25 registration is transferred. Any vehicle manufactured as an even-numbered
26 model year vehicle shall be inspected and approved pursuant to the safety
27 inspection program established pursuant to sections 307.350 to 307.390 in each
28 even-numbered calendar year and any such vehicle manufactured as an
29 odd-numbered model year vehicle shall be inspected and approved pursuant to
30 sections 307.350 to 307.390 in each odd-numbered year. The certificate of
31 inspection and approval shall be a sticker, seal, or other device or combination
32 thereof, as the superintendent of the Missouri state highway patrol prescribes by
33 regulation and shall be displayed upon the motor vehicle or trailer as prescribed
34 by the regulations established by him. The replacement of certificates of
35 inspection and approval which are lost or destroyed shall be made by the

36 superintendent of the Missouri state highway patrol under regulations prescribed
37 by him.

38 2. For the purpose of obtaining an inspection only, it shall be lawful to
39 operate a vehicle over the most direct route between the owner's usual place of
40 residence and an inspection station of such owner's choice, notwithstanding the
41 fact that the vehicle does not have a current state registration license. It shall
42 also be lawful to operate such a vehicle from an inspection station to another
43 place where repairs may be made and to return the vehicle to the inspection
44 station notwithstanding the absence of a current state registration license.

45 3. No person whose motor vehicle was duly inspected and approved as
46 provided in this section shall be required to have the same motor vehicle again
47 inspected and approved for the sole reason that such person wishes to obtain a
48 set of any special personalized license plates available pursuant to section
49 301.144 or a set of any license plates available pursuant to section 301.142, prior
50 to the expiration date of such motor vehicle's current registration.

51 4. Notwithstanding the provisions of section 307.390, violation of this
52 section shall be deemed an infraction.

307.353. Other provisions of law notwithstanding, no person shall be
2 required to have a [biennial] **triennial** vehicle inspection during a registration
3 period which exceeds [two] **three** years. The inspection required at the
4 beginning of the registration period shall be valid for the entire registration
5 period.

307.355. 1. No state registration license to operate the type of vehicle
2 required to be inspected by section 307.350 may be transferred or issued during
3 a [biennial] **triennial** registration year in which the vehicle is required to be
4 inspected unless the application is accompanied by a certificate of inspection and
5 approval issued no more than sixty days prior to the date of application, or in the
6 case of school buses, which will be required to be inspected annually as provided
7 in section 307.375, except:

8 (1) The director of revenue may transfer or issue a state registration
9 license to the type of vehicle required to be inspected by section 307.350 without
10 a certificate of inspection and approval accompanying the application if the
11 director has satisfactory evidence that the vehicle was not in the state of Missouri
12 at any time during the sixty days prior to the date of application; however, the
13 owner of every such vehicle must submit the vehicle for inspection and obtain a
14 certificate of inspection and approval within ten days after the vehicle is first

15 returned to the state of Missouri;

16 (2) The director of revenue shall renew a vehicle's registration license
17 without a certificate of inspection and approval accompanying the application if
18 satisfactory documentary evidence is presented at the time of application that the
19 license being renewed was properly transferred within a six-month period prior
20 to the expiration of the license being renewed or that the vehicle for which the
21 registration is being issued was issued a registration for a period of less than one
22 year for the registration period just expiring.

23 2. If due to interstate operation a commercial motor vehicle as defined in
24 section 301.010 or a trailer of the type required to be inspected is required to
25 obtain full fee registration in this and any other state during the same calendar
26 year, no Missouri certificate of inspection and approval is required if the vehicle
27 bears evidence that a current valid inspection sticker or decal was issued by such
28 other state in which the vehicle is registered; provided that the sticker or decal
29 issued by such other state is valid for the registration period in this state.

30 3. After a commercial motor vehicle as defined in section 301.010 has been
31 registered for the current year, no certificate of inspection and approval is
32 required when a local commercial motor vehicle license is changed to a
33 beyond-local commercial motor vehicle license or when the licensed gross weight
34 is changed during the licensed period.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor
2 vehicles which are domiciled, registered or primarily operated in an area for
3 which the commission has established a motor vehicle emissions inspection
4 program pursuant to sections 643.300 to 643.355 shall be inspected and approved
5 prior to sale or transfer; provided that, if such vehicle is inspected and approved
6 prior to sale or transfer, such vehicle shall not be subject to another emissions
7 inspection for ninety days after the date of sale or transfer of such vehicle. In
8 addition, any such vehicle manufactured as an even-numbered model year vehicle
9 shall be inspected and approved under the emissions inspection program
10 established pursuant to sections 643.300 to 643.355 in each even-numbered
11 calendar year and any such vehicle manufactured as an odd-numbered model year
12 vehicle shall be inspected and approved under the emissions inspection program
13 established pursuant to sections 643.300 to 643.355 in each odd-numbered
14 calendar year. All motor vehicles subject to the inspection requirements of
15 sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and
16 when applicable, a valid emissions inspection certificate shall be presented at the

17 time of registration or registration renewal of such motor vehicle. The
18 department of revenue shall require evidence of the safety and emission
19 inspection and approval required by this section in issuing the motor vehicle
20 annual registration in conformity with the procedure required by sections 307.350
21 to 307.390 and sections 643.300 to 643.355. The director of revenue may verify
22 that a successful safety and emissions inspection was completed via electronic
23 means.

24 2. The inspection requirement of subsection 1 of this section shall apply
25 to all motor vehicles except:

26 (1) Motor vehicles with a manufacturer's gross vehicle weight rating in
27 excess of eight thousand five hundred pounds;

28 (2) Motorcycles and motortricycles if such vehicles are exempted from the
29 motor vehicle emissions inspection under federal regulation and approved by the
30 commission by rule;

31 (3) Model year vehicles manufactured prior to 1996;

32 (4) Vehicles which are powered exclusively by electric or hydrogen power
33 or by fuels other than gasoline which are exempted from the motor vehicle
34 emissions inspection under federal regulation and approved by the commission
35 by rule;

36 (5) Motor vehicles registered in an area subject to the inspection
37 requirements of sections 643.300 to 643.355 which are domiciled and operated
38 exclusively in an area of the state not subject to the inspection requirements of
39 sections 643.300 to 643.355, but only if the owner of such vehicle presents to the
40 department an affidavit that the vehicle will be operated exclusively in an area
41 of the state not subject to the inspection requirements of sections 643.300 to
42 643.355 for the next twenty-four months, and the owner applies for and receives
43 a waiver which shall be presented at the time of registration or registration
44 renewal;

45 (6) New and unused motor vehicles, of model years of the current calendar
46 year and of any calendar year within two years of such calendar year, which have
47 an odometer reading of less than six thousand miles at the time of original sale
48 by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

49 (7) Historic motor vehicles registered pursuant to section 301.131;

50 (8) School buses;

51 (9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating
52 in excess of eight thousand five hundred pounds;

53 (10) New motor vehicles that have not been previously titled and
54 registered, for the four-year period following their model year of manufacture,
55 provided the odometer reading for such motor vehicles are under [forty] **sixty**
56 thousand miles at their first required [biennial] **triennial** safety inspection
57 conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall
58 be subject to the emissions inspection requirements of subsection 1 of this section
59 during the same period that the biennial safety inspection is conducted;

60 (11) Motor vehicles that are driven fewer than [twelve] **eighteen**
61 thousand miles between [biennial] **triennial** safety inspections; and

62 (12) Qualified plug-in electric drive vehicles. For the purposes of this
63 section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric
64 drive vehicle that is made by a manufacturer, has not been modified from original
65 manufacturer specifications, and can operate solely on electric power and is
66 capable of recharging its battery from an on-board generation source and an
67 off-board electricity source.

68 3. The commission may, by rule, allow inspection reciprocity with other
69 states having equivalent or more stringent testing and waiver requirements than
70 those established pursuant to sections 643.300 to 643.355.

71 4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in
72 section 301.550, may choose to sell a motor vehicle subject to the inspection
73 requirements of sections 643.300 to 643.355 either:

74 (a) With prior inspection and approval as provided in subdivision (2) of
75 this subsection; or

76 (b) Without prior inspection and approval as provided in subdivision (3)
77 of this subsection.

78 (2) If the dealer chooses to sell the vehicle with prior inspection and
79 approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle
80 obtained approval by meeting the emissions standards established pursuant to
81 sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335.
82 A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer
83 shall be inspected and approved within the one hundred twenty days immediately
84 preceding the date of sale, and, for the purpose of registration of such vehicle,
85 such inspection shall be considered timely.

86 (3) If the dealer chooses to sell the vehicle without prior inspection and
87 approval, the purchaser may return the vehicle within ten days of the date of
88 purchase, provided that the vehicle has no more than one thousand additional

89 miles since the time of sale, if the vehicle fails, upon inspection, to meet the
90 emissions standards specified by the commission and the dealer shall have the
91 vehicle inspected and approved without the option for a waiver of the emissions
92 standard and return the vehicle to the purchaser with a valid emissions
93 certificate and sticker within five working days or the purchaser and dealer may
94 enter into any other mutually acceptable agreement. If the dealer chooses to sell
95 the vehicle without prior inspection and approval, the dealer shall disclose
96 conspicuously on the sales contract and bill of sale that the purchaser has the
97 option to return the vehicle within ten days, provided that the vehicle has no
98 more than one thousand additional miles since the time of sale, to have the dealer
99 repair the vehicle and provide an emissions certificate and sticker within five
100 working days if the vehicle fails, upon inspection, to meet the emissions
101 standards established by the commission, or enter into any mutually acceptable
102 agreement with the dealer. A violation of this subdivision shall be an unlawful
103 practice as defined in section 407.020. No emissions inspection shall be required
104 pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which
105 may be sold without a certificate of inspection and approval, as provided pursuant
106 to subsection 2 of section 307.380.

Section B. The repeal of section 301.147 as enacted by conference
2 committee substitute for house committee substitute for senate substitute for
3 senate bill no. 470 merged with conference committee substitute for house
4 committee substitute for senate bill no. 568, ninety-sixth general assembly,
5 second regular session, and the repeal and reenactment of sections 136.055,
6 301.130, 301.3142, 301.3150, 301.3154, 307.350, 307.353, 307.355, and 643.315,
7 RSMo, and section 301.147 as enacted by senate bill no. 54, ninety-second regular
8 session, first regular session shall become effective July 1, 2014.

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