

SENATE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
SENATE BILL NO. 278

AN ACT

To repeal sections 301.010, 301.067, 301.196, and 301.227, RSMo, and to enact in lieu thereof five new sections relating to the registration of motor vehicles.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1           Section A. Sections 301.010, 301.067, 301.196, and 301.227,  
2 RSMo, are repealed and five new sections enacted in lieu thereof,  
3 to be known as sections 301.010, 301.067, 301.196, 301.227, and  
4 301.645, to read as follows:

5           301.010. As used in this chapter and sections 304.010 to  
6 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the  
7 following terms mean:

8           (1) "All-terrain vehicle", any motorized vehicle  
9 manufactured and used exclusively for off-highway use which is  
10 fifty inches or less in width, with an unladen dry weight of one  
11 thousand five hundred pounds or less, traveling on three, four or  
12 more nonhighway tires;

13           (2) "Automobile transporter", any vehicle combination  
14 designed and used specifically for the transport of assembled  
15 motor vehicles;

16           (3) "Axle load", the total load transmitted to the road by

1 all wheels whose centers are included between two parallel  
2 transverse vertical planes forty inches apart, extending across  
3 the full width of the vehicle;

4 (4) "Boat transporter", any vehicle combination designed  
5 and used specifically to transport assembled boats and boat  
6 hulls;

7 (5) "Body shop", a business that repairs physical damage on  
8 motor vehicles that are not owned by the shop or its officers or  
9 employees by mending, straightening, replacing body parts, or  
10 painting;

11 (6) "Bus", a motor vehicle primarily for the transportation  
12 of a driver and eight or more passengers but not including  
13 shuttle buses;

14 (7) "Commercial motor vehicle", a motor vehicle designed or  
15 regularly used for carrying freight and merchandise, or more than  
16 eight passengers but not including vanpools or shuttle buses;

17 (8) "Cotton trailer", a trailer designed and used  
18 exclusively for transporting cotton at speeds less than forty  
19 miles per hour from field to field or from field to market and  
20 return;

21 (9) "Dealer", any person, firm, corporation, association,  
22 agent or subagent engaged in the sale or exchange of new, used or  
23 reconstructed motor vehicles or trailers;

24 (10) "Director" or "director of revenue", the director of  
25 the department of revenue;

26 (11) "Driveaway operation":

27 (a) The movement of a motor vehicle or trailer by any  
28 person or motor carrier other than a dealer over any public

1 highway, under its own power singly, or in a fixed combination of  
2 two or more vehicles, for the purpose of delivery for sale or for  
3 delivery either before or after sale;

4 (b) The movement of any vehicle or vehicles, not owned by  
5 the transporter, constituting the commodity being transported, by  
6 a person engaged in the business of furnishing drivers and  
7 operators for the purpose of transporting vehicles in transit  
8 from one place to another by the driveaway or towaway methods; or

9 (c) The movement of a motor vehicle by any person who is  
10 lawfully engaged in the business of transporting or delivering  
11 vehicles that are not the person's own and vehicles of a type  
12 otherwise required to be registered, by the driveaway or towaway  
13 methods, from a point of manufacture, assembly or distribution or  
14 from the owner of the vehicles to a dealer or sales agent of a  
15 manufacturer or to any consignee designated by the shipper or  
16 consignor;

17 (12) "Dromedary", a box, deck, or plate mounted behind the  
18 cab and forward of the fifth wheel on the frame of the power unit  
19 of a truck tractor-semitrailer combination. A truck tractor  
20 equipped with a dromedary may carry part of a load when operating  
21 independently or in a combination with a semitrailer;

22 (13) "Farm tractor", a tractor used exclusively for  
23 agricultural purposes;

24 (14) "Fleet", any group of ten or more motor vehicles owned  
25 by the same owner;

26 (15) "Fleet vehicle", a motor vehicle which is included as  
27 part of a fleet;

28 (16) "Fullmount", a vehicle mounted completely on the frame

1 of either the first or last vehicle in a saddlemount combination;

2 (17) "Gross weight", the weight of vehicle and/or vehicle  
3 combination without load, plus the weight of any load thereon;

4 (18) "Hail-damaged vehicle", any vehicle, the body of which  
5 has become dented as the result of the impact of hail;

6 (19) "Highway", any public thoroughfare for vehicles,  
7 including state roads, county roads and public streets, avenues,  
8 boulevards, parkways or alleys in any municipality;

9 (20) "Improved highway", a highway which has been paved  
10 with gravel, macadam, concrete, brick or asphalt, or surfaced in  
11 such a manner that it shall have a hard, smooth surface;

12 (21) "Intersecting highway", any highway which joins  
13 another, whether or not it crosses the same;

14 (22) "Junk vehicle", a vehicle which:

15 (a) Is incapable of operation or use upon the highways and  
16 has no resale value except as a source of parts or scrap[, and  
17 shall not be titled or registered]; or

18 (b) Has been designated as junk or a substantially  
19 equivalent designation by this state or any other state;

20 (23) "Kit vehicle", a motor vehicle assembled by a person  
21 other than a generally recognized manufacturer of motor vehicles  
22 by the use of a glider kit or replica purchased from an  
23 authorized manufacturer and accompanied by a manufacturer's  
24 statement of origin;

25 (24) "Land improvement contractors' commercial motor  
26 vehicle", any not-for-hire commercial motor vehicle the operation  
27 of which is confined to:

28 (a) An area that extends not more than a radius of one

1 hundred miles from its home base of operations when transporting  
2 its owner's machinery, equipment, or auxiliary supplies to or  
3 from projects involving soil and water conservation, or to and  
4 from equipment dealers' maintenance facilities for maintenance  
5 purposes; or

6 (b) An area that extends not more than a radius of fifty  
7 miles from its home base of operations when transporting its  
8 owner's machinery, equipment, or auxiliary supplies to or from  
9 projects not involving soil and water conservation. Nothing in  
10 this subdivision shall be construed to prevent any motor vehicle  
11 from being registered as a commercial motor vehicle or local  
12 commercial motor vehicle;

13 (25) "Local commercial motor vehicle", a commercial motor  
14 vehicle whose operations are confined solely to a municipality  
15 and that area extending not more than fifty miles therefrom, or a  
16 commercial motor vehicle whose property-carrying operations are  
17 confined solely to the transportation of property owned by any  
18 person who is the owner or operator of such vehicle to or from a  
19 farm owned by such person or under the person's control by virtue  
20 of a landlord and tenant lease; provided that any such property  
21 transported to any such farm is for use in the operation of such  
22 farm;

23 (26) "Local log truck", a commercial motor vehicle which is  
24 registered pursuant to this chapter to operate as a motor vehicle  
25 on the public highways of this state, used exclusively in this  
26 state, used to transport harvested forest products, operated  
27 solely at a forested site and in an area extending not more than  
28 a one hundred-mile radius from such site, carries a load with

1 dimensions not in excess of twenty-five cubic yards per two axles  
2 with dual wheels, and when operated on the national system of  
3 interstate and defense highways described in Title 23, Section  
4 103(e) of the United States Code, such vehicle shall not exceed  
5 the weight limits of section 304.180, does not have more than  
6 four axles, and does not pull a trailer which has more than two  
7 axles. Harvesting equipment which is used specifically for  
8 cutting, felling, trimming, delimiting, debarking, chipping,  
9 skidding, loading, unloading, and stacking may be transported on  
10 a local log truck. A local log truck may not exceed the limits  
11 required by law, however, if the truck does exceed such limits as  
12 determined by the inspecting officer, then notwithstanding any  
13 other provisions of law to the contrary, such truck shall be  
14 subject to the weight limits required by such sections as  
15 licensed for eighty thousand pounds;

16 (27) "Local log truck tractor", a commercial motor vehicle  
17 which is registered under this chapter to operate as a motor  
18 vehicle on the public highways of this state, used exclusively in  
19 this state, used to transport harvested forest products, operated  
20 solely at a forested site and in an area extending not more than  
21 a one hundred-mile radius from such site, operates with a weight  
22 not exceeding twenty-two thousand four hundred pounds on one axle  
23 or with a weight not exceeding forty-four thousand eight hundred  
24 pounds on any tandem axle, and when operated on the national  
25 system of interstate and defense highways described in Title 23,  
26 Section 103(e) of the United States Code, such vehicle does not  
27 exceed the weight limits contained in section 304.180, and does  
28 not have more than three axles and does not pull a trailer which

1 has more than two axles. Violations of axle weight limitations  
2 shall be subject to the load limit penalty as described for in  
3 sections 304.180 to 304.220;

4 (28) "Local transit bus", a bus whose operations are  
5 confined wholly within a municipal corporation, or wholly within  
6 a municipal corporation and a commercial zone, as defined in  
7 section 390.020, adjacent thereto, forming a part of a public  
8 transportation system within such municipal corporation and such  
9 municipal corporation and adjacent commercial zone;

10 (29) "Log truck", a vehicle which is not a local log truck  
11 or local log truck tractor and is used exclusively to transport  
12 harvested forest products to and from forested sites which is  
13 registered pursuant to this chapter to operate as a motor vehicle  
14 on the public highways of this state for the transportation of  
15 harvested forest products;

16 (30) "Major component parts", the rear clip, cowl, frame,  
17 body, cab, front-end assembly, and front clip, as those terms are  
18 defined by the director of revenue pursuant to rules and  
19 regulations or by illustrations;

20 (31) "Manufacturer", any person, firm, corporation or  
21 association engaged in the business of manufacturing or  
22 assembling motor vehicles, trailers or vessels for sale;

23 (32) "Motor change vehicle", a vehicle manufactured prior  
24 to August, 1957, which receives a new, rebuilt or used engine,  
25 and which used the number stamped on the original engine as the  
26 vehicle identification number;

27 (33) "Motor vehicle", any self-propelled vehicle not  
28 operated exclusively upon tracks, except farm tractors;

1           (34) "Motor vehicle primarily for business use", any  
2 vehicle other than a recreational motor vehicle, motorcycle,  
3 motortricycle, or any commercial motor vehicle licensed for over  
4 twelve thousand pounds:

5           (a) Offered for hire or lease; or

6           (b) The owner of which also owns ten or more such motor  
7 vehicles;

8           (35) "Motorcycle", a motor vehicle operated on two wheels;

9           (36) "Motorized bicycle", any two-wheeled or three-wheeled  
10 device having an automatic transmission and a motor with a  
11 cylinder capacity of not more than fifty cubic centimeters, which  
12 produces less than three gross brake horsepower, and is capable  
13 of propelling the device at a maximum speed of not more than  
14 thirty miles per hour on level ground;

15           (37) "Motortricycle", a motor vehicle operated on three  
16 wheels, including a motorcycle while operated with any  
17 conveyance, temporary or otherwise, requiring the use of a third  
18 wheel. A motortricycle shall not be included in the definition  
19 of all-terrain vehicle;

20           (38) "Municipality", any city, town or village, whether  
21 incorporated or not;

22           (39) "Nonresident", a resident of a state or country other  
23 than the state of Missouri;

24           (40) "Non-USA-std motor vehicle", a motor vehicle not  
25 originally manufactured in compliance with United States  
26 emissions or safety standards;

27           (41) "Operator", any person who operates or drives a motor  
28 vehicle;



1           (42) "Owner", any person, firm, corporation or association,  
2 who holds the legal title to a vehicle or in the event a vehicle  
3 is the subject of an agreement for the conditional sale or lease  
4 thereof with the right of purchase upon performance of the  
5 conditions stated in the agreement and with an immediate right of  
6 possession vested in the conditional vendee or lessee, or in the  
7 event a mortgagor of a vehicle is entitled to possession, then  
8 such conditional vendee or lessee or mortgagor shall be deemed  
9 the owner for the purpose of this law;

10           (43) "Public garage", a place of business where motor  
11 vehicles are housed, stored, repaired, reconstructed or repainted  
12 for persons other than the owners or operators of such place of  
13 business;

14           (44) "Rebuilder", a business that repairs or rebuilds motor  
15 vehicles owned by the rebuilder, but does not include  
16 certificated common or contract carriers of persons or property;

17           (45) "Reconstructed motor vehicle", a vehicle that is  
18 altered from its original construction by the addition or  
19 substitution of two or more new or used major component parts,  
20 excluding motor vehicles made from all new parts, and new  
21 multistage manufactured vehicles;

22           (46) "Recreational motor vehicle", any motor vehicle  
23 designed, constructed or substantially modified so that it may be  
24 used and is used for the purposes of temporary housing quarters,  
25 including therein sleeping and eating facilities which are either  
26 permanently attached to the motor vehicle or attached to a unit  
27 which is securely attached to the motor vehicle. Nothing herein  
28 shall prevent any motor vehicle from being registered as a

1 commercial motor vehicle if the motor vehicle could otherwise be  
2 so registered;

3 (47) "Recreational off-highway vehicle", any motorized  
4 vehicle manufactured and used exclusively for off-highway use  
5 which is more than fifty inches but no more than sixty-seven  
6 inches in width, with an unladen dry weight of two thousand  
7 pounds or less, traveling on four or more nonhighway tires and  
8 which may have access to ATV trails;

9 (48) "Rollback or car carrier", any vehicle specifically  
10 designed to transport wrecked, disabled or otherwise inoperable  
11 vehicles, when the transportation is directly connected to a  
12 wrecker or towing service;

13 (49) "Saddlemount combination", a combination of vehicles  
14 in which a truck or truck tractor tows one or more trucks or  
15 truck tractors, each connected by a saddle to the frame or fifth  
16 wheel of the vehicle in front of it. The "saddle" is a mechanism  
17 that connects the front axle of the towed vehicle to the frame or  
18 fifth wheel of the vehicle in front and functions like a fifth  
19 wheel kingpin connection. When two vehicles are towed in this  
20 manner the combination is called a "double saddlemount  
21 combination". When three vehicles are towed in this manner, the  
22 combination is called a "triple saddlemount combination";

23 (50) "Salvage dealer and dismantler", a business that  
24 dismantles used motor vehicles for the sale of the parts thereof,  
25 and buys and sells used motor vehicle parts and accessories;

26 (51) "Salvage vehicle", a motor vehicle, semitrailer, or  
27 house trailer which:

28 (a) Was damaged during a year that is no more than six

1 years after the manufacturer's model year designation for such  
2 vehicle to the extent that the total cost of repairs to rebuild  
3 or reconstruct the vehicle to its condition immediately before it  
4 was damaged for legal operation on the roads or highways exceeds  
5 eighty percent of the fair market value of the vehicle  
6 immediately preceding the time it was damaged;

7 (b) By reason of condition or circumstance, has been  
8 declared salvage, either by its owner, or by a person, firm,  
9 corporation, or other legal entity exercising the right of  
10 security interest in it;

11 (c) Has been declared salvage by an insurance company as a  
12 result of settlement of a claim;

13 (d) Ownership of which is evidenced by a salvage title; or

14 (e) Is abandoned property which is titled pursuant to  
15 section 304.155 or section 304.157 and designated with the words  
16 "salvage/abandoned property". The total cost of repairs to  
17 rebuild or reconstruct the vehicle shall not include the cost of  
18 repairing, replacing, or reinstalling inflatable safety  
19 restraints, tires, sound systems, or damage as a result of hail,  
20 or any sales tax on parts or materials to rebuild or reconstruct  
21 the vehicle. For purposes of this definition, "fair market  
22 value" means the retail value of a motor vehicle as:

23 a. Set forth in a current edition of any nationally  
24 recognized compilation of retail values, including automated  
25 databases, or from publications commonly used by the automotive  
26 and insurance industries to establish the values of motor  
27 vehicles;

28 b. Determined pursuant to a market survey of comparable

1 vehicles with regard to condition and equipment; and

2 c. Determined by an insurance company using any other  
3 procedure recognized by the insurance industry, including market  
4 surveys, that is applied by the company in a uniform manner;

5 (52) "School bus", any motor vehicle used solely to  
6 transport students to or from school or to transport students to  
7 or from any place for educational purposes;

8 (53) "Scrap processor", a business that, through the use of  
9 fixed or mobile equipment, flattens, crushes, or otherwise  
10 accepts motor vehicles and vehicle parts for processing or  
11 transportation to a shredder or scrap metal operator for  
12 recycling;

13 (54) "Shuttle bus", a motor vehicle used or maintained by  
14 any person, firm, or corporation as an incidental service to  
15 transport patrons or customers of the regular business of such  
16 person, firm, or corporation to and from the place of business of  
17 the person, firm, or corporation providing the service at no fee  
18 or charge. Shuttle buses shall not be registered as buses or as  
19 commercial motor vehicles;

20 (55) "Special mobile equipment", every self-propelled  
21 vehicle not designed or used primarily for the transportation of  
22 persons or property and incidentally operated or moved over the  
23 highways, including farm equipment, implements of husbandry, road  
24 construction or maintenance machinery, ditch-digging apparatus,  
25 stone crushers, air compressors, power shovels, cranes, graders,  
26 rollers, well-drillers and wood-sawing equipment used for hire,  
27 asphalt spreaders, bituminous mixers, bucket loaders, ditchers,  
28 leveling graders, finished machines, motor graders, road rollers,

1 scarifiers, earth-moving carryalls, scrapers, drag lines,  
2 concrete pump trucks, rock-drilling and earth-moving equipment.  
3 This enumeration shall be deemed partial and shall not operate to  
4 exclude other such vehicles which are within the general terms of  
5 this section;

6 (56) "Specially constructed motor vehicle", a motor vehicle  
7 which shall not have been originally constructed under a  
8 distinctive name, make, model or type by a manufacturer of motor  
9 vehicles. The term specially constructed motor vehicle includes  
10 kit vehicles;

11 (57) "Stinger-steered combination", a truck  
12 tractor-semitrailer wherein the fifth wheel is located on a drop  
13 frame located behind and below the rearmost axle of the power  
14 unit;

15 (58) "Tandem axle", a group of two or more axles, arranged  
16 one behind another, the distance between the extremes of which is  
17 more than forty inches and not more than ninety-six inches apart;

18 (59) "Tractor", "truck tractor" or "truck-tractor", a  
19 self-propelled motor vehicle designed for drawing other vehicles,  
20 but not for the carriage of any load when operating  
21 independently. When attached to a semitrailer, it supports a  
22 part of the weight thereof;

23 (60) "Trailer", any vehicle without motive power designed  
24 for carrying property or passengers on its own structure and for  
25 being drawn by a self-propelled vehicle, except those running  
26 exclusively on tracks, including a semitrailer or vehicle of the  
27 trailer type so designed and used in conjunction with a  
28 self-propelled vehicle that a considerable part of its own weight

1 rests upon and is carried by the towing vehicle. The term  
2 "trailer" shall not include cotton trailers as defined in  
3 subdivision (8) of this section and shall not include  
4 manufactured homes as defined in section 700.010;

5 (61) "Truck", a motor vehicle designed, used, or maintained  
6 for the transportation of property;

7 (62) "Truck-tractor semitrailer-semitrailer", a combination  
8 vehicle in which the two trailing units are connected with a  
9 B-train assembly which is a rigid frame extension attached to the  
10 rear frame of a first semitrailer which allows for a fifth-wheel  
11 connection point for the second semitrailer and has one less  
12 articulation point than the conventional A-dolly connected  
13 truck-tractor semitrailer-trailer combination;

14 (63) "Truck-trailer boat transporter combination", a boat  
15 transporter combination consisting of a straight truck towing a  
16 trailer using typically a ball and socket connection with the  
17 trailer axle located substantially at the trailer center of  
18 gravity rather than the rear of the trailer but so as to maintain  
19 a downward force on the trailer tongue;

20 (64) "Used parts dealer", a business that buys and sells  
21 used motor vehicle parts or accessories, but not including a  
22 business that sells only new, remanufactured or rebuilt parts.  
23 "Business" does not include isolated sales at a swap meet of less  
24 than three days;

25 (65) "Utility vehicle", any motorized vehicle manufactured  
26 and used exclusively for off-highway use which is more than fifty  
27 inches but no more than sixty-seven inches in width, with an  
28 unladen dry weight of two thousand pounds or less, traveling on

1 four or six wheels, to be used primarily for landscaping, lawn  
2 care, or maintenance purposes;

3 (66) "Vanpool", any van or other motor vehicle used or  
4 maintained by any person, group, firm, corporation, association,  
5 city, county or state agency, or any member thereof, for the  
6 transportation of not less than eight nor more than forty-eight  
7 employees, per motor vehicle, to and from their place of  
8 employment; however, a vanpool shall not be included in the  
9 definition of the term bus or commercial motor vehicle as defined  
10 by subdivisions (6) and (7) of this section, nor shall a vanpool  
11 driver be deemed a chauffeur as that term is defined by section  
12 303.020; nor shall use of a vanpool vehicle for ride-sharing  
13 arrangements, recreational, personal, or maintenance uses  
14 constitute an unlicensed use of the motor vehicle, unless used  
15 for monetary profit other than for use in a ride-sharing  
16 arrangement;

17 (67) "Vehicle", any mechanical device on wheels, designed  
18 primarily for use, or used, on highways, except motorized  
19 bicycles, vehicles propelled or drawn by horses or human power,  
20 or vehicles used exclusively on fixed rails or tracks, or cotton  
21 trailers or motorized wheelchairs operated by handicapped  
22 persons;

23 (68) "Wrecker" or "tow truck", any emergency commercial  
24 vehicle equipped, designed and used to assist or render aid and  
25 transport or tow disabled or wrecked vehicles from a highway,  
26 road, street or highway rights-of-way to a point of storage or  
27 repair, including towing a replacement vehicle to replace a  
28 disabled or wrecked vehicle;

1 (69) "Wrecker or towing service", the act of transporting,  
2 towing or recovering with a wrecker, tow truck, rollback or car  
3 carrier any vehicle not owned by the operator of the wrecker, tow  
4 truck, rollback or car carrier for which the operator directly or  
5 indirectly receives compensation or other personal gain.

6 301.067. 1. For each trailer or semitrailer there shall be  
7 paid an annual fee of seven dollars fifty cents, and in addition  
8 thereto such permit fee authorized by law against trailers used  
9 in combination with tractors operated under the supervision of  
10 the [motor carrier and railroad safety division] highways and  
11 transportation commission of the department of [economic  
12 development] transportation. The fees for tractors used in any  
13 combination with trailers or semitrailers or both trailers and  
14 semitrailers (other than on passenger-carrying trailers or  
15 semitrailers) shall be computed on the total gross weight of the  
16 vehicles in the combination with load.

17 2. Any trailer or semitrailer may at the option of the  
18 registrant be registered for a period of three years upon payment  
19 of a registration fee of twenty-two dollars and fifty cents.

20 3. Any trailer as defined in section 301.010 or semitrailer  
21 [which is operated coupled to a towing vehicle by a fifth wheel  
22 and kingpin assembly or by a trailer converter dolly] may, at the  
23 option of the registrant, be registered permanently upon the  
24 payment of a registration fee of fifty-two dollars and fifty  
25 cents. The permanent plate and registration fee is vehicle  
26 specific. The plate and the registration fee paid is  
27 nontransferable and nonrefundable, except those covered under the  
28 provisions of section 301.442.



1           301.196. 1. Beginning January 1, 2006, except as otherwise  
2 provided in this section, the transferor of an interest in a  
3 motor vehicle or trailer listed on the face of a Missouri title,  
4 excluding salvage titles and junking certificates, shall notify  
5 the department of revenue of the transfer within thirty days of  
6 the date of transfer. The notice shall be in a form determined  
7 by the department by rule and shall contain:

8           (1) The name of the transferor;

9           (2) A description of the motor vehicle or trailer  
10 sufficient to identify it;

11           [(2)] (3) The vehicle identification number of the motor  
12 vehicle or trailer;

13           [(3)] (4) The name and address of the transferee;

14           [(4)] (5) The date of birth of the transferee, unless the  
15 transferee is not a natural person;

16           [(5)] (6) The date of the transfer or sale;

17           [(6)] (7) The purchase price of the motor vehicle or  
18 trailer, if applicable;

19           [(7)] (8) The number of the transferee's drivers license,  
20 unless the transferee does not have a drivers license;

21           [(8) The printed name and signature]

22           (9) The transferor's electronic signature if transmitted  
23 electronically or the signatures of the transferee and transferor  
24 if not submitted electronically. For the purposes of this  
25 section, "transmitted electronically" shall have the same meaning  
26 as an electronic signature as defined in section 432.205;

27           [(9)] (10) Any other information required by the department  
28 by rule.

1           2. A notice of sale substantially complying with the  
2 requirements of this section is effective even though it contains  
3 minor errors which are not materially misleading.

4           3. For purposes of giving notice under this section, if the  
5 transfer occurs by operation of law, the personal representative,  
6 receiver, trustee, sheriff, or other representative or successor  
7 in interest of the person whose interest is transferred shall be  
8 considered the transferor. Repossession by a creditor shall not  
9 be considered a transfer of ownership requiring such notice.

10           [3.] 4. The requirements of this section shall not apply to  
11 transfers when there is no complete change of ownership interest  
12 or upon award of ownership of a motor vehicle or trailer made by  
13 court order, or transfers of ownership of a motor vehicle or  
14 trailer to or between vehicle dealers, or transfers of ownership  
15 of a motor vehicle or trailer to an insurance company due to a  
16 theft or casualty loss, or transfers of beneficial ownership of a  
17 motor vehicle owned by a trust.

18           [4.] 5. Notification under this section is only required  
19 for transfers of ownership that would otherwise require  
20 registration and an application for certificate of title in this  
21 state under section 301.190, and is for informational purposes  
22 only and does not constitute an assignment or release of any  
23 interest in the vehicle.

24           [5.] 6. Retail sales made by licensed dealers including  
25 sales of new vehicles shall be reported pursuant to the  
26 provisions of section 301.280.

27           301.227. 1. Whenever a vehicle is sold for salvage,  
28 dismantling or rebuilding, the purchaser shall forward to the

1 director of revenue within ten days the certificate of ownership  
2 or salvage certificate of title and the proper application and  
3 fee of eight dollars and fifty cents, and the director shall  
4 issue a negotiable salvage certificate of title to the purchaser  
5 of the salvaged vehicle. On vehicles purchased during a year  
6 that is no more than six years after the manufacturer's model  
7 year designation for such vehicle, it shall be mandatory that the  
8 purchaser apply for a salvage title. On vehicles purchased  
9 during a year that is more than six years after the  
10 manufacturer's model year designation for such vehicle, then  
11 application for a salvage title shall be optional on the part of  
12 the purchaser. Whenever a vehicle is sold for destruction and a  
13 salvage certificate of title, junking certificate, or certificate  
14 of ownership exists, the seller, if licensed under sections  
15 301.217 to 301.221, shall forward the certificate to the director  
16 of revenue within ten days, with the notation of the date sold  
17 for destruction and the name of the purchaser clearly shown on  
18 the face of the certificate.

19 2. Whenever a vehicle is classified as "junk", as defined  
20 in section 301.010, the purchaser may forward to the director of  
21 revenue a properly completed application for a junking  
22 certificate as well as the salvage certificate of title or  
23 certificate of ownership and the director shall issue a  
24 negotiable junking certificate to the purchaser of the vehicle.  
25 The director may also issue a junking certificate to a possessor  
26 of a vehicle manufactured twenty-six years or more prior to the  
27 current model year who has a bill of sale for said vehicle but  
28 does not possess a certificate of ownership, provided no claim of

1 theft has been made on the vehicle and the highway patrol has by  
2 letter stated the vehicle is not listed as stolen after checking  
3 the registration number through its nationwide computer system.  
4 Such junking certificate may be granted within thirty days of the  
5 submission of a request. A junking certificate shall authorize  
6 the holder to possess, transport, or, by assignment, transfer  
7 ownership in such parts, scrap, or junk.

8 3. [Upon receipt of a properly completed application for a  
9 junking certificate, the director of revenue shall issue to the  
10 applicant a junking certificate which shall authorize the holder  
11 to possess, transport, or, by assignment, transfer ownership in  
12 such parts, scrap or junk, and a certificate of title shall not  
13 again be issued for such vehicle; except that, the initial  
14 purchaser] For any vehicle issued a junking certificate or such  
15 similar document or classification pursuant to the laws of  
16 another state, regardless of whether such designation has been  
17 subsequently changed by law in any other state, the department  
18 shall only issue a junking certificate, and a salvage certificate  
19 of title or original certificate of ownership shall not  
20 thereafter be issued for such vehicle. Notwithstanding the  
21 provisions of this subsection, if the vehicle has not previously  
22 been classified as "junk", the applicant making the original  
23 junking certification application shall, within ninety days, be  
24 allowed to rescind his application for a junking certificate by  
25 surrendering the junking certificate and apply for a salvage  
26 certificate of title in his name. The seller of a vehicle for  
27 which a junking certificate has been applied for or issued shall  
28 disclose such fact in writing to any prospective buyers before

1 sale of such vehicle; otherwise the sale shall be voidable at the  
2 option of the buyer.

3 4. No scrap metal operator shall acquire or purchase a  
4 motor vehicle or parts thereof without, at the time of such  
5 acquisition, receiving the original certificate of [title]  
6 ownership or salvage certificate of title or junking certificate  
7 from the seller of the vehicle or parts, unless the seller is a  
8 licensee under sections 301.219 to 301.221.

9 5. All titles and certificates required to be received by  
10 scrap metal operators from nonlicensees shall be forwarded by the  
11 operator to the director of revenue within ten days of the  
12 receipt of the vehicle or parts.

13 6. The scrap metal operator shall keep a record, for three  
14 years, of the seller's name and address, the salvage business  
15 license number of the licensee, date of purchase, and any vehicle  
16 or parts identification numbers open for inspection as provided  
17 in section 301.225.

18 7. Notwithstanding any other provision of this section, a  
19 motor vehicle dealer as defined in section 301.550 and licensed  
20 under the provisions of sections 301.550 to 301.572 may negotiate  
21 one reassignment of a salvage certificate of title on the back  
22 thereof.

23 8. Notwithstanding the provisions of subsection 1 of this  
24 section, an insurance company which settles a claim for a stolen  
25 vehicle may apply for and shall be issued a negotiable salvage  
26 certificate of title without the payment of any fee upon proper  
27 application within thirty days after settlement of the claim for  
28 such stolen vehicle. However, if the insurance company upon

1 recovery of a stolen vehicle determines that the stolen vehicle  
2 has not sustained damage to the extent that the vehicle would  
3 have otherwise been declared a salvage vehicle pursuant to  
4 subdivision (51) of section 301.010, then the insurance company  
5 may have the vehicle inspected by the Missouri state highway  
6 patrol, or other law enforcement agency authorized by the  
7 director of revenue, in accordance with the inspection provisions  
8 of subsection 9 of section 301.190. Upon receipt of title  
9 application, applicable fee, the completed inspection, and the  
10 return of any previously issued negotiable salvage certificate,  
11 the director shall issue an original title with no salvage or  
12 prior salvage designation. Upon the issuance of an original  
13 title the director shall remove any indication of the negotiable  
14 salvage title previously issued to the insurance company from the  
15 department's electronic records.

16 9. Notwithstanding subsection 4 of this section or any  
17 other provision of the law to the contrary, if a motor vehicle is  
18 inoperable and is at least ten model years old, or the parts are  
19 from a motor vehicle that is inoperable and is at least ten model  
20 years old, a scrap metal operator may purchase or acquire such  
21 motor vehicle or parts without receiving the original certificate  
22 of **[title]** ownership, salvage certificate of title, or junking  
23 certificate from the seller of the vehicle or parts, provided the  
24 scrap metal operator verifies with the department of revenue, via  
25 the department's online record access, that the motor vehicle is  
26 not subject to any recorded security interest or lien and the  
27 scrap metal operator complies with the requirements of this  
28 subsection. In lieu of forwarding certificates of **[titles]** title

1 or ownership for such motor vehicles as required by subsection 5  
2 of this section, the scrap metal operator shall forward a copy of  
3 the seller's state identification along with a bill of sale to  
4 the department of revenue. The bill of sale form shall be  
5 designed by the director and such form shall include, but not be  
6 limited to, a certification that the motor vehicle is at least  
7 ten model years old, is inoperable, is not subject to any  
8 recorded security interest or lien, and a certification by the  
9 seller that the seller has the legal authority to sell or  
10 otherwise transfer the seller's interest in the motor vehicle or  
11 parts. Upon receipt of the information required by this  
12 subsection, the department of revenue shall cancel any  
13 certificate of title or ownership and registration for the motor  
14 vehicle. If the motor vehicle is inoperable and at least twenty  
15 model years old, then the scrap metal operator shall not be  
16 required to verify with the department of revenue whether the  
17 motor vehicle is subject to any recorded security interests or  
18 liens. As used in this subsection, the term "inoperable" means a  
19 motor vehicle that is in a rusted, wrecked, discarded, worn out,  
20 extensively damaged, dismantled, and mechanically inoperative  
21 condition and the vehicle's highest and best use is for scrap  
22 purposes. The director of the department of revenue is directed  
23 to promulgate rules and regulations to implement and administer  
24 the provisions of this section, including but not limited to, the  
25 development of a uniform bill of sale. Any rule or portion of a  
26 rule, as that term is defined in section 536.010, that is created  
27 under the authority delegated in this section shall become  
28 effective only if it complies with and is subject to all of the

1 provisions of chapter 536 and, if applicable, section 536.028.  
2 This section and chapter 536 are nonseverable and if any of the  
3 powers vested with the general assembly pursuant to chapter 536  
4 to review, to delay the effective date, or to disapprove and  
5 annul a rule are subsequently held unconstitutional, then the  
6 grant of rulemaking authority and any rule proposed or adopted  
7 after August 28, 2012, shall be invalid and void.

8 301.645. In cases where an insurance company has paid or is  
9 paying a total loss claim on a motor vehicle or trailer, the  
10 registered owner or owners of a motor vehicle or trailer may use  
11 an electronic signature in a similar form as that prescribed in  
12 sections 432.200 to 432.295 on a limited power of attorney,  
13 affidavit, or other documents to authorize the insurance company  
14 to assign ownership of such motor vehicle or trailer. A power of  
15 attorney, affidavit, or other similar document executed with an  
16 electronic signature for the authority to execute the assignment  
17 of a certificate of ownership by an insurance company under the  
18 authority of this section shall not require notarization.