

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
CONFERENCE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 147

100TH GENERAL ASSEMBLY
2019

0387S.09T

AN ACT

To repeal sections 32.056, 136.055, 144.070, 300.155, 301.010, 301.020, 301.030, 301.032, 301.067, 301.191, 302.020, 302.170, 302.341, 302.720, 302.768, 304.153, 304.281, and 307.350, RSMo, and to enact in lieu thereof twenty new sections relating to motor vehicles, with penalty provisions and an effective date for certain sections.

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

Section A. Sections 32.056, 136.055, 144.070, 300.155, 301.010, 301.020, 301.030, 301.032, 301.067, 301.191, 302.020, 302.170, 302.341, 302.720, 302.768, 304.153, 304.281, and 307.350, RSMo, are repealed and twenty new sections enacted in lieu thereof, to be known as sections 32.056, 32.303, 136.055, 144.070, 300.155, 301.010, 301.020, 301.030, 301.032, 301.067, 301.191, 302.020, 302.026, 302.170, 302.341, 302.720, 302.768, 304.153, 304.281, and 307.350, to read as follows:

32.056. Except for uses permitted under 18 U.S.C. Section 2721(b)(1), the department of revenue shall not release the home address of or any information that identifies any vehicle owned or leased by any person who is a county, state or federal parole officer[.]; a federal pretrial officer[.]; a peace officer pursuant to section 590.010[.]; **a person employed by the Missouri department of corrections; any jailer or corrections officer of the state or any political subdivision of the state;** a person vested by Article V, Section 1 of the Missouri Constitution with the judicial power of the state[.]; a member of the federal

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

9 judiciary[.]; or a member of such person's immediate family contained in the
10 department's motor vehicle or driver registration records, based on a specific
11 request for such information from any person. Any such person may notify the
12 department of his or her status and the department shall protect the
13 confidentiality of the home address and vehicle records on such a person and his
14 or her immediate family as required by this section. This section shall not
15 prohibit the department from releasing information on a motor registration list
16 pursuant to section 32.055 or from releasing information on any officer who holds
17 a class A, B or C commercial driver's license pursuant to the Motor Carrier Safety
18 Improvement Act of 1999, as amended, 49 U.S.C. 31309.

**32.303. 1. Notwithstanding any biometric data restrictions
2 contained in section 302.170, the department of revenue is hereby
3 authorized to design and implement a secure digital driver's license
4 program that allows applicants applying for a driver's license under
5 chapter 302 to obtain a secure digital driver's license in addition to the
6 physical card-based driver's license.**

7 **2. (1) A digital driver's license issued under this section shall be
8 acceptable for all purposes for which a license, as defined in section
9 302.010, is used.**

10 **(2) The department may contract with one or more entities to
11 develop the secure digital driver's license system. The department or
12 entity may develop a mobile software application capable of being
13 utilized through a person's electronic device to access an electronic
14 image of the person's secure digital driver's license.**

15 **(3) The department shall suspend, disable, or terminate a
16 person's participation in the secure digital driver's license program if:**

17 **(a) The person's driving privilege is suspended, revoked, denied,
18 withdrawn, or cancelled as provided in chapter 302; or**

19 **(b) The person reports that his or her electronic device has been
20 lost, stolen, or compromised.**

21 **3. The department of revenue may promulgate rules necessary
22 to implement the provisions of this section. Any rule or portion of a
23 rule, as that term is defined in section 536.010, that is created under
24 the authority delegated in this section shall become effective only if it
25 complies with and is subject to all of the provisions of chapter 536, and,
26 if applicable, section 536.028. This section and chapter 536 are
27 nonseverable, and if any of the powers vested with the general**

28 assembly pursuant to chapter 536 to review, to delay the effective date,
29 or to disapprove and annul a rule are subsequently held
30 unconstitutional, then the grant of rulemaking authority and any rule
31 proposed or adopted after August 28, 2019, shall be invalid and void.

32 4. The provisions of this section shall be subject to
33 appropriation.

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
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] **transferred, six** dollars [and fifty cents] and [seven]
11 **twelve** dollars for those licenses sold or biennially renewed pursuant to section
12 301.147;

13 (2) For each application or transfer of [title—two] **title, six** dollars [and
14 fifty cents];

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

19 (4) For each notice of lien [processed—two] **processed, six** dollars [and
20 fifty cents];

21 (5) [No] Notary fee or [other fee or additional charge shall be paid or
22 collected except for] electronic [telephone] transmission [reception—two] **per**
23 **processing, two** dollars.

24 2. The director of revenue shall award fee office contracts under this
25 section through a competitive bidding process. The competitive bidding process
26 shall give priority to organizations and entities that are exempt from taxation
27 under Section 501(c)(3), 501(c)(6), or 501(c)(4), except those civic organizations
28 that would be considered action organizations under 26 C.F.R. Section 1.501
29 (c)(3)-1(c)(3), of the Internal Revenue Code of 1986, as amended, with special
30 consideration given to those organizations and entities that reinvest a minimum

31 of seventy-five percent of the net proceeds to charitable organizations in Missouri,
32 and political subdivisions, including but not limited to, municipalities, counties,
33 and fire protection districts. **Points shall be allocated based upon the**
34 **distance of an applicant's residential address, provided on his or her**
35 **Missouri income tax form, from the fee license office in which he or she**
36 **seeks an ownership interest in the following manner:**

37 (1) If located less than thirty-five miles from the license office
38 address, then an additional twenty percent of total points available;

39 (2) If located thirty-five miles or more, but less than seventy-five
40 miles from the license office address, then an additional ten percent of
41 total points available; and

42 (3) If located seventy-five miles or more from the license office
43 address, then no additional points shall be awarded.

44 The director of the department of revenue may promulgate rules and regulations
45 necessary to carry out the provisions of this subsection. Any rule or portion of a
46 rule, as that term is defined in section 536.010, that is created under the
47 authority delegated in this subsection shall become effective only if it complies
48 with and is subject to all of the provisions of chapter 536 and, if applicable,
49 section 536.028. This section and chapter 536 are nonseverable and if any of the
50 powers vested with the general assembly pursuant to chapter 536 to review, to
51 delay the effective date, or to disapprove and annul a rule are subsequently held
52 unconstitutional, then the grant of rulemaking authority and any rule proposed
53 or adopted after August 28, 2009, shall be invalid and void.

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

56 4. All fees charged shall not exceed those in this section. The fees
57 imposed by this section shall be collected by all permanent offices and all full-
58 time or temporary offices maintained by the department of revenue.

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

63 6. The fees authorized by this section shall not be collected by motor
64 vehicle dealers acting as agents of the department of revenue under section
65 32.095 or those motor vehicle dealers authorized to collect and remit sales tax
66 under subsection 8 of section 144.070.

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

144.070. 1. At the time the owner of any new or used motor vehicle,
2 trailer, boat, or outboard motor which was acquired in a transaction subject to
3 sales tax under the Missouri sales tax law makes application to the director of
4 revenue for an official certificate of title and the registration of the motor vehicle,
5 trailer, boat, or outboard motor as otherwise provided by law, the owner shall
6 present to the director of revenue evidence satisfactory to the director of revenue
7 showing the purchase price exclusive of any charge incident to the extension of
8 credit paid by or charged to the applicant in the acquisition of the motor vehicle,
9 trailer, boat, or outboard motor, or that no sales tax was incurred in its
10 acquisition, and if sales tax was incurred in its acquisition, the applicant shall
11 pay or cause to be paid to the director of revenue the sales tax provided by the
12 Missouri sales tax law in addition to the registration fees now or hereafter
13 required according to law, and the director of revenue shall not issue a certificate
14 of title for any new or used motor vehicle, trailer, boat, or outboard motor subject
15 to sales tax as provided in the Missouri sales tax law until the tax levied for the
16 sale of the same under sections 144.010 to 144.510 has been paid as provided in
17 this section or is registered under the provisions of subsection 5 of this section.

18 2. As used in subsection 1 of this section, the term "purchase price" shall
19 mean the total amount of the contract price agreed upon between the seller and
20 the applicant in the acquisition of the motor vehicle, trailer, boat, or outboard
21 motor, regardless of the medium of payment therefor.

22 3. In the event that the purchase price is unknown or undisclosed, or that
23 the evidence thereof is not satisfactory to the director of revenue, the same shall
24 be fixed by appraisalment by the director.

25 4. The director of the department of revenue shall endorse upon the
26 official certificate of title issued by the director upon such application an entry
27 showing that such sales tax has been paid or that the motor vehicle, trailer, boat,
28 or outboard motor represented by such certificate is exempt from sales tax and
29 state the ground for such exemption.

30 5. Any person, company, or corporation engaged in the business of renting

31 or leasing motor vehicles, trailers, boats, or outboard motors, which are to be used
32 exclusively for rental or lease purposes, and not for resale, may apply to the
33 director of revenue for authority to operate as a leasing **or rental** company **and**
34 **pay an annual fee of two hundred fifty dollars for such authority.** Any
35 company approved by the director of revenue may pay the tax due on any motor
36 vehicle, trailer, boat, or outboard motor as required in section 144.020 at the time
37 of registration thereof or in lieu thereof may pay a sales tax as provided in
38 sections 144.010, 144.020, 144.070 and 144.440. A sales tax shall be charged to
39 and paid by a leasing company which does not exercise the option of paying in
40 accordance with section 144.020, on the amount charged for each rental or lease
41 agreement while the motor vehicle, trailer, boat, or outboard motor is domiciled
42 in this state. Any motor vehicle, trailer, boat, or outboard motor which is leased
43 as the result of a contract executed in this state shall be presumed to be
44 domiciled in this state.

45 **6. Every applicant to be a lease or rental company shall furnish**
46 **with the application a corporate surety bond or irrevocable letter of**
47 **credit, as defined in section 400.5-102, issued by any state or federal**
48 **financial institution in the penal sum of one hundred thousand dollars,**
49 **on a form approved by the department. The bond or irrevocable letter**
50 **of credit shall be conditioned upon the lease or rental company**
51 **complying with the provisions of any statutes applicable to lease or**
52 **rental companies, and the bond shall be an indemnity for any loss**
53 **sustained by reason of the acts of the person bonded when such acts**
54 **constitute grounds for the suspension or revocation of the lease or**
55 **rental license. The bond shall be executed in the name of the state of**
56 **Missouri for the benefit of all aggrieved parties or the irrevocable**
57 **letter of credit shall name the state of Missouri as the beneficiary;**
58 **except that, the aggregate liability of the surety or financial institution**
59 **to the aggrieved parties shall, in no event, exceed the amount of the**
60 **bond or irrevocable letter of credit. The proceeds of the bond or**
61 **irrevocable letter of credit shall be paid upon receipt by the**
62 **department of a final judgment from a Missouri court of competent**
63 **jurisdiction against the principal and in favor of an aggrieved party.**

64 **7. Any corporation may have one or more of its divisions separately apply**
65 **to the director of revenue for authorization to operate as a leasing company,**
66 **provided that the corporation:**

67 (1) Has filed a written consent with the director authorizing any of its
68 divisions to apply for such authority;

69 (2) Is authorized to do business in Missouri;

70 (3) Has agreed to treat any sale of a motor vehicle, trailer, boat, or
71 outboard motor from one of its divisions to another of its divisions as a sale at
72 retail;

73 (4) Has registered under the fictitious name provisions of sections 417.200
74 to 417.230 each of its divisions doing business in Missouri as a leasing company;
75 and

76 (5) Operates each of its divisions on a basis separate from each of its other
77 divisions. However, when the transfer of a motor vehicle, trailer, boat or
78 outboard motor occurs within a corporation which holds a license to operate as
79 a motor vehicle or boat dealer pursuant to sections 301.550 to 301.573 the
80 provisions in subdivision (3) of this subsection shall not apply.

81 [7.] 8. If the owner of any motor vehicle, trailer, boat, or outboard motor
82 desires to charge and collect sales tax as provided in this section, the owner shall
83 make application to the director of revenue for a permit to operate as a motor
84 vehicle, trailer, boat, or outboard motor leasing company. The director of revenue
85 shall promulgate rules and regulations determining the qualifications of such a
86 company, and the method of collection and reporting of sales tax charged and
87 collected. Such regulations shall apply only to owners of motor vehicles, trailers,
88 boats, or outboard motors, electing to qualify as motor vehicle, trailer, boat, or
89 outboard motor leasing companies under the provisions of subsection 5 of this
90 section, and no motor vehicle renting or leasing, trailer renting or leasing, or boat
91 or outboard motor renting or leasing company can come under sections 144.010,
92 144.020, 144.070 and 144.440 unless all motor vehicles, trailers, boats, and
93 outboard motors held for renting and leasing are included.

94 **9. Any person, company, or corporation engaged in the business**
95 **of renting or leasing three thousand five hundred or more motor**
96 **vehicles which are to be used exclusively for rental or leasing purposes**
97 **and not for resale, and that has applied to the director of revenue for**
98 **authority to operate as a leasing company may also operate as a**
99 **registered fleet owner as prescribed in section 301.032.**

100 [8.] 10. Beginning July 1, 2010, any motor vehicle dealer licensed under
101 section 301.560 engaged in the business of selling motor vehicles or trailers may
102 apply to the director of revenue for authority to collect and remit the sales tax

103 required under this section on all motor vehicles sold by the motor vehicle dealer.
104 A motor vehicle dealer receiving authority to collect and remit the tax is subject
105 to all provisions under sections 144.010 to 144.525. Any motor vehicle dealer
106 authorized to collect and remit sales taxes on motor vehicles under this
107 subsection shall be entitled to deduct and retain an amount equal to two percent
108 of the motor vehicle sales tax pursuant to section 144.140. Any amount of the tax
109 collected under this subsection that is retained by a motor vehicle dealer
110 pursuant to section 144.140 shall not constitute state revenue. In no event shall
111 revenues from the general revenue fund or any other state fund be utilized to
112 compensate motor vehicle dealers for their role in collecting and remitting sales
113 taxes on motor vehicles. In the event this subsection or any portion thereof is
114 held to violate Article IV, Section 30(b) of the Missouri Constitution, no motor
115 vehicle dealer shall be authorized to collect and remit sales taxes on motor
116 vehicles under this section. No motor vehicle dealer shall seek compensation
117 from the state of Missouri or its agencies if a court of competent jurisdiction
118 declares that the retention of two percent of the motor vehicle sales tax is
119 unconstitutional and orders the return of such revenues.

300.155. Whenever traffic is controlled by traffic control signals exhibiting
2 different colored lights, or colored lighted arrows, successively one at a time or
3 in combination, only the colors green, red and yellow shall be used, except for
4 special pedestrian signals carrying a word legend, and said lights shall indicate
5 and apply to drivers of vehicles and pedestrians as follows:

6 (1) Green indication

7 (a) Vehicular traffic facing a circular green signal may proceed straight
8 through or turn right or left unless a sign at such place prohibits either such
9 turn. But vehicular traffic, including vehicles turning right or left, shall yield the
10 right-of-way to other vehicles and to pedestrians lawfully within the intersection
11 or an adjacent crosswalk at the time such signal is exhibited;

12 (b) Vehicular traffic facing a green arrow signal, shown alone or in
13 combination with another indication, may cautiously enter the intersection only
14 to make the movement indicated by such arrow, or such other movement as is
15 permitted by other indications shown at the same time. Such vehicular traffic
16 shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk
17 and to other traffic lawfully using the intersection;

18 (c) Unless otherwise directed by a pedestrian control signal as provided
19 in section 300.160, pedestrians facing any green signal, except when the sole

20 green signal is a turn arrow, may proceed across the roadway within any marked
21 or unmarked crosswalk.

22 (2) Steady yellow indication

23 (a) Vehicular traffic facing a steady yellow signal is thereby warned that
24 the related green movement is being terminated or that a red indication will be
25 exhibited immediately thereafter when vehicular traffic shall not enter the
26 intersection;

27 (b) Pedestrians facing a steady yellow signal, unless otherwise directed
28 by a pedestrian control signal as provided in section 300.160, are thereby advised
29 that there is insufficient time to cross the roadway before a red indication is
30 shown and no pedestrian shall then start to cross the roadway.

31 (3) Steady red indication

32 (a) Vehicular traffic facing a steady red signal alone shall stop before
33 entering the crosswalk on the near side of the intersection or, if none, then before
34 entering the intersection and shall remain standing until a green indication is
35 shown except as provided in paragraph (b) of this subdivision;

36 (b) The driver of a vehicle which is stopped as close as practicable at the
37 entrance to the crosswalk on the near side of the intersection or, if none, then at
38 the entrance to the intersection in obedience to a red signal, may cautiously enter
39 the intersection to make a right turn but shall yield the right-of-way to
40 pedestrians and other traffic proceeding as directed by the signal at the
41 intersection, except that the state highways and transportation commission with
42 reference to an intersection involving a state highway, and local authorities with
43 reference to an intersection involving other highways under their jurisdiction,
44 may prohibit any such right turn against a red signal at any intersection where
45 safety conditions so require, said prohibition shall be effective when a sign is
46 erected at such intersection giving notice thereof;

47 (c) **The driver of a vehicle which is in the left-most lane on a one-**
48 **way street and stopped as close as practicable at the entrance to the**
49 **crosswalk on the near side of the intersection or, if none, then at the**
50 **entrance to the intersection in obedience to a red signal, may**
51 **cautiously enter the intersection to make a left turn onto a one-way**
52 **street but shall yield the right-of-way to pedestrians and other traffic**
53 **proceeding as directed by the signal at the intersection, except that the**
54 **state highways and transportation commission with reference to an**
55 **intersection involving a state highway, and local authorities with**

56 reference to an intersection involving other highways under their
57 jurisdiction, may prohibit any such left turn against a red signal at any
58 intersection where safety conditions so require and such prohibition
59 shall be effective when a sign is erected at such intersection giving
60 notice thereof;

61 (d) Unless otherwise directed by a pedestrian control signal as provided
62 in section 300.160, pedestrians facing a steady red signal alone shall not enter
63 the roadway.

64 (4) In the event an official traffic control signal is erected and maintained
65 at a place other than an intersection, the provisions of this section shall be
66 applicable except as to those provisions which by their nature can have no
67 application. Any stop required shall be made at a sign or marking on the
68 pavement indicating where the stop shall be made, but in the absence of any such
69 sign or marking the stop shall be made at the signal.

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

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

7 (2) "Autocycle", a three-wheeled motor vehicle which the drivers and
8 passengers ride in a partially or completely enclosed nonstraddle seating area[,
9 that is designed to be controlled with a steering wheel and pedals,] and that has
10 met applicable Department of Transportation National Highway Traffic Safety
11 Administration requirements or federal motorcycle safety standards;

12 (3) "Automobile transporter", any vehicle combination capable of carrying
13 cargo on the power unit and designed and used for the transport of assembled
14 motor vehicles, including truck camper units;

15 (4) "Axle load", the total load transmitted to the road by all wheels whose
16 centers are included between two parallel transverse vertical planes forty inches
17 apart, extending across the full width of the vehicle;

18 (5) "Backhaul", the return trip of a vehicle transporting cargo or general
19 freight, especially when carrying goods back over all or part of the same route;

20 (6) "Boat transporter", any vehicle combination capable of carrying cargo
21 on the power unit and designed and used specifically to transport assembled
22 boats and boat hulls. Boats may be partially disassembled to facilitate

23 transporting;

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

27 (8) "Bus", a motor vehicle primarily for the transportation of a driver and
28 eight or more passengers but not including shuttle buses;

29 (9) "Commercial motor vehicle", a motor vehicle designed or regularly used
30 for carrying freight and merchandise, or more than eight passengers but not
31 including vanpools or shuttle buses;

32 (10) "Cotton trailer", a trailer designed and used exclusively for
33 transporting cotton at speeds less than forty miles per hour from field to field or
34 from field to market and return;

35 (11) "Dealer", any person, firm, corporation, association, agent or subagent
36 engaged in the sale or exchange of new, used or reconstructed motor vehicles or
37 trailers;

38 (12) "Director" or "director of revenue", the director of the department of
39 revenue;

40 (13) "Driveaway operation":

41 (a) The movement of a motor vehicle or trailer by any person or motor
42 carrier other than a dealer over any public highway, under its own power singly,
43 or in a fixed combination of two or more vehicles, for the purpose of delivery for
44 sale or for delivery either before or after sale;

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

50 (c) The movement of a motor vehicle by any person who is lawfully
51 engaged in the business of transporting or delivering vehicles that are not the
52 person's own and vehicles of a type otherwise required to be registered, by the
53 driveaway or towaway methods, from a point of manufacture, assembly or
54 distribution or from the owner of the vehicles to a dealer or sales agent of a
55 manufacturer or to any consignee designated by the shipper or consignor;

56 (14) "Dromedary", a box, deck, or plate mounted behind the cab and
57 forward of the fifth wheel on the frame of the power unit of a truck tractor-
58 semitrailer combination. A truck tractor equipped with a dromedary may carry

59 part of a load when operating independently or in a combination with a
60 semitrailer;

61 (15) "Farm tractor", a tractor used exclusively for agricultural purposes;

62 (16) "Fleet", any group of ten or more motor vehicles owned by the same
63 owner;

64 (17) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

65 (18) "Fullmount", a vehicle mounted completely on the frame of either the
66 first or last vehicle in a saddlemount combination;

67 (19) "Gross weight", the weight of vehicle and/or vehicle combination
68 without load, plus the weight of any load thereon;

69 (20) "Hail-damaged vehicle", any vehicle, the body of which has become
70 dented as the result of the impact of hail;

71 (21) "Highway", any public thoroughfare for vehicles, including state
72 roads, county roads and public streets, avenues, boulevards, parkways or alleys
73 in any municipality;

74 (22) "Improved highway", a highway which has been paved with gravel,
75 macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall
76 have a hard, smooth surface;

77 (23) "Intersecting highway", any highway which joins another, whether
78 or not it crosses the same;

79 (24) "Junk vehicle", a vehicle which:

80 (a) Is incapable of operation or use upon the highways and has no resale
81 value except as a source of parts or scrap; or

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

84 (25) "Kit vehicle", a motor vehicle assembled by a person other than a
85 generally recognized manufacturer of motor vehicles by the use of a glider kit or
86 replica purchased from an authorized manufacturer and accompanied by a
87 manufacturer's statement of origin;

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

90 (a) An area that extends not more than a radius of one hundred miles
91 from its home base of operations when transporting its owner's machinery,
92 equipment, or auxiliary supplies to or from projects involving soil and water
93 conservation, or to and from equipment dealers' maintenance facilities for
94 maintenance purposes; or

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

100 (27) "Local commercial motor vehicle", a commercial motor vehicle whose
101 operations are confined to a municipality and that area extending not more than
102 fifty miles therefrom, or a commercial motor vehicle whose property-carrying
103 operations are confined solely to the transportation of property owned by any
104 person who is the owner or operator of such vehicle to or from a farm owned by
105 such person or under the person's control by virtue of a landlord and tenant lease;
106 provided that any such property transported to any such farm is for use in the
107 operation of such farm;

108 (28) "Local log truck", a commercial motor vehicle which is registered
109 pursuant to this chapter to operate as a motor vehicle on the public highways of
110 this state, used exclusively in this state, used to transport harvested forest
111 products, operated solely at a forested site and in an area extending not more
112 than a one hundred mile radius from such site, carries a load with dimensions not
113 in excess of twenty-five cubic yards per two axles with dual wheels, and when
114 operated on the national system of interstate and defense highways described in
115 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from
116 such site with an extended distance local log truck permit, such vehicle shall not
117 exceed the weight limits of section 304.180, does not have more than four axles,
118 and does not pull a trailer which has more than three axles. Harvesting
119 equipment which is used specifically for cutting, felling, trimming, delimbing,
120 debarking, chipping, skidding, loading, unloading, and stacking may be
121 transported on a local log truck. A local log truck may not exceed the limits
122 required by law, however, if the truck does exceed such limits as determined by
123 the inspecting officer, then notwithstanding any other provisions of law to the
124 contrary, such truck shall be subject to the weight limits required by such
125 sections as licensed for eighty thousand pounds;

126 (29) "Local log truck tractor", a commercial motor vehicle which is
127 registered under this chapter to operate as a motor vehicle on the public
128 highways of this state, used exclusively in this state, used to transport harvested
129 forest products, operated at a forested site and in an area extending not more
130 than a one hundred mile radius from such site, operates with a weight not

131 exceeding twenty-two thousand four hundred pounds on one axle or with a weight
132 not exceeding forty-four thousand eight hundred pounds on any tandem axle, and
133 when operated on the national system of interstate and defense highways
134 described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile
135 radius from such site with an extended distance local log truck permit, such
136 vehicle does not exceed the weight limits contained in section 304.180, and does
137 not have more than three axles and does not pull a trailer which has more than
138 three axles. Violations of axle weight limitations shall be subject to the load limit
139 penalty as described for in sections 304.180 to 304.220;

140 (30) "Local transit bus", a bus whose operations are confined wholly
141 within a municipal corporation, or wholly within a municipal corporation and a
142 commercial zone, as defined in section 390.020, adjacent thereto, forming a part
143 of a public transportation system within such municipal corporation and such
144 municipal corporation and adjacent commercial zone;

145 (31) "Log truck", a vehicle which is not a local log truck or local log truck
146 tractor and is used exclusively to transport harvested forest products to and from
147 forested sites which is registered pursuant to this chapter to operate as a motor
148 vehicle on the public highways of this state for the transportation of harvested
149 forest products;

150 (32) "Major component parts", the rear clip, cowl, frame, body, cab, front-
151 end assembly, and front clip, as those terms are defined by the director of revenue
152 pursuant to rules and regulations or by illustrations;

153 (33) "Manufacturer", any person, firm, corporation or association engaged
154 in the business of manufacturing or assembling motor vehicles, trailers or vessels
155 for sale;

156 (34) "Motor change vehicle", a vehicle manufactured prior to August, 1957,
157 which receives a new, rebuilt or used engine, and which used the number
158 stamped on the original engine as the vehicle identification number;

159 (35) "Motor vehicle", any self-propelled vehicle not operated exclusively
160 upon tracks, except farm tractors;

161 (36) "Motor vehicle primarily for business use", any vehicle other than a
162 recreational motor vehicle, motorcycle, motortricycle, or any commercial motor
163 vehicle licensed for over twelve thousand pounds:

164 (a) Offered for hire or lease; or

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

166 (37) "Motorcycle", a motor vehicle operated on two wheels;

167 (38) "Motorized bicycle", any two-wheeled or three-wheeled device having
168 an automatic transmission and a motor with a cylinder capacity of not more than
169 fifty cubic centimeters, which produces less than three gross brake horsepower,
170 and is capable of propelling the device at a maximum speed of not more than
171 thirty miles per hour on level ground;

172 (39) "Motortricycle", a motor vehicle upon which the operator straddles or
173 sits astride that is designed to be controlled by handle bars and is operated on
174 three wheels, including a motorcycle while operated with any conveyance,
175 temporary or otherwise, requiring the use of a third wheel. A motortricycle shall
176 not be included in the definition of all-terrain vehicle;

177 (40) "Municipality", any city, town or village, whether incorporated or not;

178 (41) "Nonresident", a resident of a state or country other than the state
179 of Missouri;

180 (42) "Non-USA-std motor vehicle", a motor vehicle not originally
181 manufactured in compliance with United States emissions or safety standards;

182 (43) "Operator", any person who operates or drives a motor vehicle;

183 (44) "Owner", any person, firm, corporation or association, who holds the
184 legal title to a vehicle or in the event a vehicle is the subject of an agreement for
185 the conditional sale or lease thereof with the right of purchase upon performance
186 of the conditions stated in the agreement and with an immediate right of
187 possession vested in the conditional vendee or lessee, or in the event a mortgagor
188 of a vehicle is entitled to possession, then such conditional vendee or lessee or
189 mortgagor shall be deemed the owner;

190 (45) "Public garage", a place of business where motor vehicles are housed,
191 stored, repaired, reconstructed or repainted for persons other than the owners or
192 operators of such place of business;

193 (46) "Rebuilder", a business that repairs or rebuilds motor vehicles owned
194 by the rebuilder, but does not include certificated common or contract carriers of
195 persons or property;

196 (47) "Reconstructed motor vehicle", a vehicle that is altered from its
197 original construction by the addition or substitution of two or more new or used
198 major component parts, excluding motor vehicles made from all new parts, and
199 new multistage manufactured vehicles;

200 (48) "Recreational motor vehicle", any motor vehicle designed, constructed
201 or substantially modified so that it may be used and is used for the purposes of
202 temporary housing quarters, including therein sleeping and eating facilities

203 which are either permanently attached to the motor vehicle or attached to a unit
204 which is securely attached to the motor vehicle. Nothing herein shall prevent any
205 motor vehicle from being registered as a commercial motor vehicle if the motor
206 vehicle could otherwise be so registered;

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

212 (50) **"Recreational trailer", any trailer designed, constructed, or**
213 **substantially modified so that it may be used and is used for the**
214 **purpose of temporary housing quarters, including therein sleeping or**
215 **eating facilities, which can be temporarily attached to a motor vehicle**
216 **or attached to a unit which is securely attached to a motor vehicle;**

217 (51) "Rollback or car carrier", any vehicle specifically designed to
218 transport wrecked, disabled or otherwise inoperable vehicles, when the
219 transportation is directly connected to a wrecker or towing service;

220 [(51)] (52) "Saddlemount combination", a combination of vehicles in
221 which a truck or truck tractor tows one or more trucks or truck tractors, each
222 connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The
223 "saddle" is a mechanism that connects the front axle of the towed vehicle to the
224 frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin
225 connection. When two vehicles are towed in this manner the combination is
226 called a "double saddlemount combination". When three vehicles are towed in
227 this manner, the combination is called a "triple saddlemount combination";

228 [(52)] (53) "Salvage dealer and dismantler", a business that dismantles
229 used motor vehicles for the sale of the parts thereof, and buys and sells used
230 motor vehicle parts and accessories;

231 [(53)] (54) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer
232 which:

233 (a) Was damaged during a year that is no more than six years after the
234 manufacturer's model year designation for such vehicle to the extent that the
235 total cost of repairs to rebuild or reconstruct the vehicle to its condition
236 immediately before it was damaged for legal operation on the roads or highways
237 exceeds eighty percent of the fair market value of the vehicle immediately
238 preceding the time it was damaged;

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

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

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

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

252 a. Set forth in a current edition of any nationally recognized compilation
253 of retail values, including automated databases, or from publications commonly
254 used by the automotive and insurance industries to establish the values of motor
255 vehicles;

256 b. Determined pursuant to a market survey of comparable vehicles with
257 regard to condition and equipment; and

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

261 [(54)] **(55)** "School bus", any motor vehicle used solely to transport
262 students to or from school or to transport students to or from any place for
263 educational purposes;

264 [(55)] **(56)** "Scrap processor", a business that, through the use of fixed or
265 mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and
266 vehicle parts for processing or transportation to a shredder or scrap metal
267 operator for recycling;

268 [(56)] **(57)** "Shuttle bus", a motor vehicle used or maintained by any
269 person, firm, or corporation as an incidental service to transport patrons or
270 customers of the regular business of such person, firm, or corporation to and from
271 the place of business of the person, firm, or corporation providing the service at
272 no fee or charge. Shuttle buses shall not be registered as buses or as commercial
273 motor vehicles;

274 [(57)] **(58)** "Special mobile equipment", every self-propelled vehicle not

275 designed or used primarily for the transportation of persons or property and
276 incidentally operated or moved over the highways, including farm equipment,
277 implements of husbandry, road construction or maintenance machinery, ditch-
278 digging apparatus, stone crushers, air compressors, power shovels, cranes,
279 graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt
280 spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished
281 machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers,
282 drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This
283 enumeration shall be deemed partial and shall not operate to exclude other such
284 vehicles which are within the general terms of this section;

285 [(58)] **(59)** "Specially constructed motor vehicle", a motor vehicle which
286 shall not have been originally constructed under a distinctive name, make, model
287 or type by a manufacturer of motor vehicles. The term specially constructed
288 motor vehicle includes kit vehicles;

289 [(59)] **(60)** "Stinger-steered combination", a truck tractor-semitrailer
290 wherein the fifth wheel is located on a drop frame located behind and below the
291 rearmost axle of the power unit;

292 [(60)] **(61)** "Tandem axle", a group of two or more axles, arranged one
293 behind another, the distance between the extremes of which is more than forty
294 inches and not more than ninety-six inches apart;

295 [(61)] **(62)** "Towaway trailer transporter combination", a combination of
296 vehicles consisting of a trailer transporter towing unit and two trailers or
297 semitrailers, with a total weight that does not exceed twenty-six thousand
298 pounds; and in which the trailers or semitrailers carry no property and constitute
299 inventory property of a manufacturer, distributor, or dealer of such trailers or
300 semitrailers;

301 [(62)] **(63)** "Tractor", "truck tractor" or "truck-tractor", a self-propelled
302 motor vehicle designed for drawing other vehicles, but not for the carriage of any
303 load when operating independently. When attached to a semitrailer, it supports
304 a part of the weight thereof;

305 [(63)] **(64)** "Trailer", any vehicle without motive power designed for
306 carrying property or passengers on its own structure and for being drawn by a
307 self-propelled vehicle, except those running exclusively on tracks, including a
308 semitrailer or vehicle of the trailer type so designed and used in conjunction with
309 a self-propelled vehicle that a considerable part of its own weight rests upon and
310 is carried by the towing vehicle. The term trailer shall not include cotton trailers

311 as defined in this section and shall not include manufactured homes as defined
312 in section 700.010;

313 [(64)] **(65)** "Trailer transporter towing unit", a power unit that is not
314 used to carry property when operating in a towaway trailer transporter
315 combination;

316 [(65)] **(66)** "Truck", a motor vehicle designed, used, or maintained for the
317 transportation of property;

318 [(66)] **(67)** "Truck-tractor semitrailer-semitrailer", a combination vehicle
319 in which the two trailing units are connected with a B-train assembly which is
320 a rigid frame extension attached to the rear frame of a first semitrailer which
321 allows for a fifth-wheel connection point for the second semitrailer and has one
322 less articulation point than the conventional A-dolly connected truck-tractor
323 semitrailer-trailer combination;

324 [(67)] **(68)** "Truck-trailer boat transporter combination", a boat
325 transporter combination consisting of a straight truck towing a trailer using
326 typically a ball and socket connection with the trailer axle located substantially
327 at the trailer center of gravity rather than the rear of the trailer but so as to
328 maintain a downward force on the trailer tongue;

329 [(68)] **(69)** "Used parts dealer", a business that buys and sells used motor
330 vehicle parts or accessories, but not including a business that sells only new,
331 remanufactured or rebuilt parts. Business does not include isolated sales at a
332 swap meet of less than three days;

333 [(69)] **(70)** "Utility vehicle", any motorized vehicle manufactured and
334 used exclusively for off-highway use which is more than fifty inches but no more
335 than sixty-seven inches in width, with an unladen dry weight of two thousand
336 pounds or less, traveling on four or six wheels, to be used primarily for
337 landscaping, lawn care, or maintenance purposes;

338 [(70)] **(71)** "Vanpool", any van or other motor vehicle used or maintained
339 by any person, group, firm, corporation, association, city, county or state agency,
340 or any member thereof, for the transportation of not less than eight nor more
341 than forty-eight employees, per motor vehicle, to and from their place of
342 employment; however, a vanpool shall not be included in the definition of the
343 term bus or commercial motor vehicle as defined in this section, nor shall a
344 vanpool driver be deemed a chauffeur as that term is defined by section 303.020;
345 nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational,
346 personal, or maintenance uses constitute an unlicensed use of the motor vehicle,

347 unless used for monetary profit other than for use in a ride-sharing arrangement;
348 [(71)] (72) "Vehicle", any mechanical device on wheels, designed
349 primarily for use, or used, on highways, except motorized bicycles, vehicles
350 propelled or drawn by horses or human power, or vehicles used exclusively on
351 fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by
352 handicapped persons;

353 [(72)] (73) "Wrecker" or "tow truck", any emergency commercial vehicle
354 equipped, designed and used to assist or render aid and transport or tow disabled
355 or wrecked vehicles from a highway, road, street or highway rights-of-way to a
356 point of storage or repair, including towing a replacement vehicle to replace a
357 disabled or wrecked vehicle;

358 [(73)] (74) "Wrecker or towing service", the act of transporting, towing
359 or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not
360 owned by the operator of the wrecker, tow truck, rollback or car carrier for which
361 the operator directly or indirectly receives compensation or other personal gain.

301.020. 1. Every owner of a motor vehicle or trailer, which shall be
2 operated or driven upon the highways of this state, except as herein otherwise
3 expressly provided, shall annually file, by mail or otherwise, in the office of the
4 director of revenue, an application for registration on a blank to be furnished by
5 the director of revenue for that purpose containing:

6 (1) A brief description of the motor vehicle or trailer to be registered,
7 including the name of the manufacturer, the vehicle identification number, the
8 amount of motive power of the motor vehicle, stated in figures of horsepower and
9 whether the motor vehicle is to be registered as a motor vehicle primarily for
10 business use as defined in section 301.010;

11 (2) The name, the applicant's identification number and address of the
12 owner of such motor vehicle or trailer;

13 (3) The gross weight of the vehicle and the desired load in pounds if the
14 vehicle is a commercial motor vehicle or trailer.

15 2. If the vehicle is a motor vehicle primarily for business use as defined
16 in section 301.010 and if such vehicle is [five] **ten** years of age or less **and has**
17 **less than one hundred fifty thousand miles on the odometer**, the director
18 of revenue shall retain the odometer information provided in the vehicle
19 inspection report, and provide for prompt access to such information, together
20 with the vehicle identification number for the motor vehicle to which such
21 information pertains, for a period of [five] **ten** years after the receipt of such

22 information. This section shall not apply unless:

23 (1) The application for the vehicle's certificate of ownership was submitted
24 after July 1, 1989; and

25 (2) The certificate was issued pursuant to a manufacturer's statement of
26 origin.

27 3. If the vehicle is any motor vehicle other than a motor vehicle primarily
28 for business use, a recreational motor vehicle, motorcycle, motortricycle,
29 autocycle, bus, or any commercial motor vehicle licensed for over twelve thousand
30 pounds and if such motor vehicle is [five] **ten** years of age or less **and has less**
31 **than one hundred fifty thousand miles on the odometer**, the director of
32 revenue shall retain the odometer information provided in the vehicle inspection
33 report, and provide for prompt access to such information, together with the
34 vehicle identification number for the motor vehicle to which such information
35 pertains, for a period of [five] **ten** years after the receipt of such
36 information. This subsection shall not apply unless:

37 (1) The application for the vehicle's certificate of ownership was submitted
38 after July 1, 1990; and

39 (2) The certificate was issued pursuant to a manufacturer's statement of
40 origin.

41 4. If the vehicle qualifies as a reconstructed motor vehicle, motor change
42 vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as
43 defined in section 301.010, or prior salvage as referenced in section 301.573, the
44 owner or lienholder shall surrender the certificate of ownership. The owner shall
45 make an application for a new certificate of ownership, pay the required title fee,
46 and obtain the vehicle examination certificate required pursuant to subsection 9
47 of section 301.190. If an insurance company pays a claim on a salvage vehicle as
48 defined in section 301.010 and the owner retains the vehicle, as prior salvage, the
49 vehicle shall only be required to meet the examination requirements under
50 subsection 10 of section 301.190. Notarized bills of sale along with a copy of the
51 front and back of the certificate of ownership for all major component parts
52 installed on the vehicle and invoices for all essential parts which are not defined
53 as major component parts shall accompany the application for a new certificate
54 of ownership. If the vehicle is a specially constructed motor vehicle, as defined
55 in section 301.010, two pictures of the vehicle shall be submitted with the
56 application. If the vehicle is a kit vehicle, the applicant shall submit the invoice
57 and the manufacturer's statement of origin on the kit. If the vehicle requires the

58 issuance of a special number by the director of revenue or a replacement vehicle
59 identification number, the applicant shall submit the required application and
60 application fee. All applications required under this subsection shall be
61 submitted with any applicable taxes which may be due on the purchase of the
62 vehicle or parts. The director of revenue shall appropriately designate
63 "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor
64 Vehicle", or "Specially Constructed Motor Vehicle" on the current and all
65 subsequent issues of the certificate of ownership of such vehicle.

66 5. Every insurance company that pays a claim for repair of a motor
67 vehicle which as the result of such repairs becomes a reconstructed motor vehicle
68 as defined in section 301.010 or that pays a claim on a salvage vehicle as defined
69 in section 301.010 and the owner is retaining the vehicle shall in writing notify
70 the owner of the vehicle, and in a first party claim, the lienholder if a lien is in
71 effect, that he is required to surrender the certificate of ownership, and the
72 documents and fees required pursuant to subsection 4 of this section to obtain a
73 prior salvage motor vehicle certificate of ownership or documents and fees as
74 otherwise required by law to obtain a salvage certificate of ownership, from the
75 director of revenue. The insurance company shall within thirty days of the
76 payment of such claims report to the director of revenue the name and address
77 of such owner, the year, make, model, vehicle identification number, and license
78 plate number of the vehicle, and the date of loss and payment.

79 6. Anyone who fails to comply with the requirements of this section shall
80 be guilty of a class B misdemeanor.

81 7. An applicant for registration may make a donation of one dollar to
82 promote a blindness education, screening and treatment program. The director
83 of revenue shall collect the donations and deposit all such donations in the state
84 treasury to the credit of the blindness education, screening and treatment
85 program fund established in section 209.015. Moneys in the blindness education,
86 screening and treatment program fund shall be used solely for the purposes
87 established in section 209.015; except that the department of revenue shall retain
88 no more than one percent for its administrative costs. The donation prescribed
89 in this subsection is voluntary and may be refused by the applicant for
90 registration at the time of issuance or renewal. The director shall inquire of each
91 applicant at the time the applicant presents the completed application to the
92 director whether the applicant is interested in making the one dollar donation
93 prescribed in this subsection.

94 8. An applicant for registration may make a donation of one dollar to
95 promote an organ donor program. The director of revenue shall collect the
96 donations and deposit all such donations in the state treasury to the credit of the
97 organ donor program fund as established in sections 194.297 to 194.304. Moneys
98 in the organ donor fund shall be used solely for the purposes established in
99 sections 194.297 to 194.304, except that the department of revenue shall retain
100 no more than one percent for its administrative costs. The donation prescribed
101 in this subsection is voluntary and may be refused by the applicant for
102 registration at the time of issuance or renewal. The director shall inquire of each
103 applicant at the time the applicant presents the completed application to the
104 director whether the applicant is interested in making the one dollar donation
105 prescribed in this subsection.

301.030. 1. The director shall provide for the retention of license plates
2 by the owners of motor vehicles, other than commercial motor vehicles, and shall
3 establish a system of registration on a monthly series basis to distribute the work
4 of registering motor vehicles as uniformly as practicable throughout the twelve
5 months of the calendar year. For the purpose of assigning license plate numbers,
6 each type of motor vehicle shall be considered a separate class. Commencing July
7 1, 1949, motor vehicles, other than commercial motor vehicles, shall be registered
8 for a period of twelve consecutive calendar months. There are established twelve
9 registration periods, each of which shall start on the first day of each calendar
10 month of the year and shall end on the last date of the twelfth month from the
11 date of beginning. **Fees for the renewal of noncommercial motor vehicle**
12 **registrations shall be payable no later than the last day of the month**
13 **that follows the twelfth month of the expired registration period. No**
14 **delinquent renewal penalty shall be assessed under section 301.050, and**
15 **no violation shall be issued under section 301.020 for an expired**
16 **registration, prior to the second month that follows the twelfth month**
17 **of the expired registration period.**

18 2. Motor vehicles, other than commercial motor vehicles, operated for the
19 first time upon the public highways of this state, to and including the fifteenth
20 day of any given month, shall be subject to registration and payment of a fee for
21 the twelve-month period commencing the first day of the month of such operation;
22 motor vehicles, other than commercial motor vehicles, operated for the first time
23 on the public highways of this state after the fifteenth day of any given month
24 shall be subject to registration and payment of a fee for the twelve-month period

25 commencing the first day of the next following calendar month.

26 3. All commercial motor vehicles and trailers, except those licensed under
27 section 301.035 and those operated under agreements as provided for in sections
28 301.271 to 301.279, shall be registered either on a calendar year basis or on a
29 prorated basis as provided in this section. The fees for commercial motor
30 vehicles, trailers, semitrailers, and driveaway vehicles, other than those to be
31 operated under agreements as provided for in sections 301.271 to 301.279 shall
32 be payable not later than the last day of February of each year, except when such
33 vehicle is licensed between April first and July first the fee shall be three-fourths
34 the annual fee, when licensed between July first and October first the fee shall
35 be one-half the annual fee and when licensed on or after October first the fee
36 shall be one-fourth the annual fee. Such license plates shall be made with fully
37 reflective material with a common color scheme and design, shall be clearly
38 visible at night, and shall be aesthetically attractive, as prescribed by section
39 301.130. Local commercial motor vehicle license plates may also be so stamped,
40 marked or designed as to indicate they are to be used only on local commercial
41 motor vehicles and, in addition to such stamp, mark or design, the letter "F" shall
42 also be displayed on local commercial motor vehicle license plates issued to motor
43 vehicles used for farm or farming transportation operations as defined in section
44 301.010 in the manner prescribed by the advisory committee established in
45 section 301.129. In addition, all commercial motor vehicle license plates may be
46 so stamped or marked with a letter, figure or other emblem as to indicate the
47 gross weight for which issued.

48 4. The director shall, upon application, issue registration and license
49 plates for nine thousand pounds gross weight for property-carrying commercial
50 motor vehicles referred to herein, upon payment of the fees prescribed for twelve
51 thousand pounds gross weight as provided in section 301.057.

52 5. Notwithstanding any other provision of law to the contrary, any
53 motorcycle or motortricycle registration issued by the Missouri department of
54 revenue shall expire on June thirtieth.

 301.032. 1. Notwithstanding the provisions of sections 301.030 and
2 301.035 to the contrary, the director of revenue shall establish a system of
3 registration of all fleet vehicles owned or purchased by a fleet owner registered
4 pursuant to this section. The director of revenue shall prescribe the forms for
5 such fleet registration and the forms and procedures for the registration updates
6 prescribed in this section. Any owner of ten or more motor vehicles which must

7 be registered in accordance with this chapter may register as a fleet owner. All
8 registered fleet owners may, at their option, register all motor vehicles included
9 in the fleet on a calendar year or biennial basis pursuant to this section in lieu
10 of the registration periods provided in sections 301.030, 301.035, and
11 301.147. The director shall issue an identification number to each registered
12 owner of fleet vehicles.

13 2. All fleet vehicles included in the fleet of a registered fleet owner shall
14 be registered during April of the corresponding year or on a prorated basis as
15 provided in subsection 3 of this section. Fees of all vehicles in the fleet to be
16 registered on a calendar year basis or on a biennial basis shall be payable not
17 later than the last day of April of the corresponding year, with two years' fees due
18 for biennially-registered vehicles. Notwithstanding the provisions of section
19 307.355, an application for registration of a fleet vehicle must be accompanied by
20 a certificate of inspection and approval issued no more than one hundred twenty
21 days prior to the date of application. The fees for vehicles added to the fleet
22 which must be licensed at the time of registration shall be payable at the time of
23 registration, except that when such vehicle is licensed between July first and
24 September thirtieth the fee shall be three-fourths the annual fee, when licensed
25 between October first and December thirty-first the fee shall be one-half the
26 annual fee and when licensed on or after January first the fee shall be one-fourth
27 the annual fee. When biennial registration is sought for vehicles added to a fleet,
28 an additional year's annual fee will be added to the partial year's prorated fee.

29 3. At any time during the calendar year in which an owner of a fleet
30 purchases or otherwise acquires a vehicle which is to be added to the fleet or
31 transfers plates to a fleet vehicle, the owner shall present to the director of
32 revenue the identification number as a fleet number and may register the vehicle
33 for the partial year as provided in subsection 2 of this section. The fleet owner
34 shall also be charged a transfer fee of two dollars for each vehicle so transferred
35 pursuant to this subsection.

36 4. Except as specifically provided in this subsection, all fleet vehicles
37 registered pursuant to this section shall be issued a special license plate which
38 shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the
39 manner prescribed by the advisory committee established in section
40 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee
41 beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles
42 may apply for fleet license plates bearing a company name or logo, the size and

43 design thereof subject to approval by the director. All fleet license plates shall
44 be made with fully reflective material with a common color scheme and design,
45 shall be clearly visible at night, and shall be aesthetically attractive, as
46 prescribed by section 301.130. Fleet vehicles shall be issued multiyear license
47 plates as provided in this section which shall not require issuance of a renewal
48 tab. Upon payment of appropriate registration fees, the director of revenue shall
49 issue a registration certificate or other suitable evidence of payment of the annual
50 or biennial fee, and such evidence of payment shall be carried at all times in the
51 vehicle for which it is issued. [The director of revenue shall promulgate rules and
52 regulations establishing the procedure for application and issuance of fleet vehicle
53 license plates.]

54 5. Notwithstanding the provisions of sections 307.350 to 307.390 to the
55 contrary, a fleet vehicle registered in Missouri is exempt from the requirements
56 of sections 307.350 to 307.390 if at the time of the annual fleet registration, such
57 fleet vehicle is situated outside the state of Missouri.

58 **6. Notwithstanding any other provisions of law to the contrary,**
59 **any person, company, or corporation engaged in the business of renting**
60 **or leasing three thousand five hundred or more motor vehicles which**
61 **are to be used exclusively for rental or leasing purposes and not for**
62 **resale, that has applied to the director of revenue for authority to**
63 **operate as a lease or rental company as prescribed in section 144.070**
64 **may operate as a registered fleet owner as prescribed in the provisions**
65 **of this subsection and subsections 7 to 10 of this section.**

66 **(1) The director of revenue may issue license plates after**
67 **presentment of an application, as designed by the director, and**
68 **payment of an annual fee of three hundred sixty dollars for the first ten**
69 **plates and thirty-six dollars for each additional plate. The payment**
70 **and issuance of such plates shall be in lieu of registering each motor**
71 **vehicle with the director as otherwise provided by law.**

72 **(2) Such motor vehicles within the fleet shall not be exempted**
73 **from the safety inspection and emissions inspection provisions as**
74 **prescribed in chapters 307 and 643, but notwithstanding the provisions**
75 **of section 307.355, such inspections shall not be required to be**
76 **presented to the director of revenue.**

77 **7. A recipient of a lease or rental company license issued by the**
78 **director of revenue as prescribed in section 144.070 operating as a**

79 registered fleet owner under this section shall register such fleet with
80 the director of revenue on an annual or biennial basis in lieu of the
81 individual motor vehicle registration periods as prescribed in sections
82 301.030, 301.035, and 301.147. If an applicant elects a biennial fleet
83 registration, the annual fleet license plate fees prescribed in
84 subdivision (1) of subsection 6 of this section shall be doubled. An
85 agent fee as prescribed in subdivision (1) of subsection 1 of section
86 136.055 shall apply to the issuance of fleet registrations issued under
87 subsections 6 to 10 of this section, and if a biennial fleet registration is
88 elected, the agent fee shall be collected in an amount equal to the fee
89 for two years.

90 8. Prior to the issuance of fleet license plates under subsections
91 6 to 10 of this section, the applicant shall provide proof of insurance as
92 required under section 303.024 or 303.026.

93 9. The authority of a recipient of a lease or rental company
94 license issued by the director of revenue as prescribed in section
95 144.070 to operate as a fleet owner as provided in this section shall
96 expire on January first of the licensure period.

97 10. A lease or rental company operating motor vehicles with fleet
98 license plates issued under subsections 6 to 10 of this section shall
99 make available, upon request, to the director of revenue and all
100 Missouri law enforcement agencies any corresponding vehicle and
101 registration information that may be requested as prescribed by rule.

102 11. The director shall make all necessary rules and regulations
103 for the administration of this section and shall design all necessary
104 forms required by this section. Any rule or portion of a rule, as that
105 term is defined in section 536.010, that is created under the authority
106 delegated in this section shall become effective only if it complies with
107 and is subject to all the provisions of chapter 536, and, if applicable,
108 section 536.028. This section and chapter 536 are nonseverable and if
109 any of the powers vested with the general assembly under chapter 536
110 to review, to delay the effective date, or to disapprove and annul a rule
111 are subsequently held unconstitutional, then the grant of rulemaking
112 authority and any rule proposed or adopted after August 28, 2019, shall
113 be invalid and void.

301.067. 1. For each trailer or semitrailer there shall be paid an annual
2 fee of seven dollars fifty cents, and in addition thereto such permit fee authorized

3 by law against trailers used in combination with tractors operated under the
4 supervision of the highways and transportation commission of the department of
5 transportation. The fees for tractors used in any combination with trailers or
6 semitrailers or both trailers and semitrailers (other than on passenger-carrying
7 trailers or semitrailers) shall be computed on the total gross weight of the
8 vehicles in the combination with load.

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

12 3. Any trailer as defined in section 301.010 or semitrailer may, at the
13 option of the registrant, be registered permanently upon the payment of a
14 registration fee of fifty-two dollars and fifty cents. The permanent plate and
15 registration fee is vehicle specific. The plate and the registration fee paid is
16 nontransferable and nonrefundable, except those covered under the provisions of
17 section 301.442.

18 4. **Beginning August 28, 2019, the annual registration fees**
19 **imposed under this section or section 301.030 for recreational trailers,**
20 **as defined under section 301.010, shall be payable in the month of May**
21 **each year. Any fee that would have been due in December 2019, shall**
22 **be deferred until May 2020.**

301.191. 1. When an application is made for an original Missouri
2 certificate of ownership for a previously untitled trailer [sixteen feet or more in
3 length] which is stated to be homemade, the applicant shall present a certificate
4 of inspection as provided in this section. No certificate of ownership shall be
5 issued for such a homemade trailer if no certificate of inspection is presented.

6 2. As used in this section, "homemade" means made by a person who is
7 not a manufacturer using readily distinguishable manufacturers' identifying
8 numbers or a statement of origin.

9 3. Every person constructing a homemade trailer [sixteen feet or more in
10 length] shall obtain an inspection from the sheriff of his or her county of
11 residence or from the Missouri state highway patrol prior to applying for a
12 certificate of ownership. If the person constructing the trailer sells or transfers
13 the trailer prior to applying for a certificate of ownership, the sheriff's or the
14 Missouri state highway patrol's certificate of inspection shall be transferred with
15 the trailer.

16 4. A fee of [ten] **twenty-five** dollars shall be paid for the inspection. If

17 the inspection is completed by the sheriff, the proceeds from the inspections shall
18 be deposited by the sheriff within thirty days into the county law enforcement
19 fund if one exists; otherwise into the county general revenue fund. If the
20 inspection is completed by the Missouri state highway patrol, the applicant shall
21 pay the [ten] **twenty-five** dollar inspection fee to the director of revenue at the
22 time of application for a certificate of ownership for the homemade trailer. The
23 fee shall be deposited in the state treasury to the credit of the state highway
24 fund.

25 5. The sheriff or Missouri state highway patrol shall inspect the trailer
26 and certify it if the trailer appears to be homemade. The sheriff or Missouri state
27 highway patrol may request the owner to provide any documents or other
28 evidence showing that the trailer was homemade. When a trailer is certified by
29 the sheriff, the sheriff may stamp a permanent identifying number in the tongue
30 of the frame. The certificate of inspection shall be on a form designed and
31 provided by the director of revenue.

32 6. Upon presentation of the certificate of inspection and all applicable
33 documents and fees including the identification plate fee provided in section
34 301.380, the director of revenue shall issue a readily distinguishable
35 manufacturers' identifying number plate. The identification number plate shall
36 be affixed to the tongue of the trailer's frame.

37 7. The sheriff or Missouri state highway patrol may seize any trailer
38 which has been stolen or has identifying numbers obliterated or removed. The
39 sheriff or Missouri state highway patrol may hold the trailer as evidence while
40 an investigation is conducted. The trailer shall be returned if no related criminal
41 charges are filed within thirty days or when the charges are later dropped or
42 dismissed or when the owner is acquitted.

302.020. 1. Unless otherwise provided for by law, it shall be unlawful for
2 any person, except those expressly exempted by section 302.080, to:

3 (1) Operate any vehicle upon any highway in this state unless the person
4 has a valid license;

5 (2) Operate a motorcycle or motortricycle upon any highway of this state
6 unless such person has a valid license that shows the person has successfully
7 passed an examination for the operation of a motorcycle or motortricycle as
8 prescribed by the director. The director may indicate such upon a valid license
9 issued to such person, or shall issue a license restricting the applicant to the
10 operation of a motorcycle or motortricycle if the actual demonstration, required

11 by section 302.173, is conducted on such vehicle;

12 (3) Authorize or knowingly permit a motorcycle or motortricycle owned by
13 such person or under such person's control to be driven upon any highway by any
14 person whose license does not indicate that the person has passed the
15 examination for the operation of a motorcycle or motortricycle or has been issued
16 an instruction permit therefor;

17 (4) Operate a motor vehicle with an instruction permit or license issued
18 to another person.

19 2. Every person **under eighteen years of age who is** operating or
20 riding as a passenger on any motorcycle or motortricycle, as defined in section
21 301.010, upon any highway of this state shall wear protective headgear at all
22 times the vehicle is in motion; **except that, any person eighteen years of**
23 **age or older operating any motorcycle or motortricycle who has been**
24 **issued an instruction permit shall wear protective headgear at all times**
25 **the vehicle is in motion.** The protective headgear shall meet reasonable
26 standards and specifications established by the director.

27 3. Notwithstanding the provisions of section 302.340 any person convicted
28 of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a
29 misdemeanor. A first violation of subdivision (1) or (2) of subsection 1 of this
30 section shall be punishable as a class D misdemeanor. A second violation of
31 subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class
32 A misdemeanor. Any person convicted a third or subsequent time of violating
33 subdivision (1) or (2) of subsection 1 of this section is guilty of a class E
34 felony. Notwithstanding the provisions of section 302.340, violation of
35 subdivisions (3) and (4) of subsection 1 of this section is a misdemeanor, the first
36 violation punishable as a class D misdemeanor, a second or subsequent violation
37 of this section punishable as a class C misdemeanor, and the penalty for failure
38 to wear protective headgear as required by subsection 2 of this section is an
39 infraction for which a fine not to exceed twenty-five dollars may be
40 imposed. Notwithstanding all other provisions of law and court rules to the
41 contrary, no court costs shall be imposed upon any person due to such violation.
42 No points shall be assessed pursuant to section 302.302 for a failure to wear such
43 protective headgear. Prior pleas of guilty and prior findings of guilty shall be
44 pleaded and proven in the same manner as required by section 558.021.

302.026. 1. Any qualified motorcycle operator who is eighteen
2 years of age or older may operate a motorcycle or motortricycle upon

3 any highway of this state without wearing protective headgear if he or
4 she in addition to maintaining proof of financial responsibility in
5 accordance with chapter 303, is covered by a health insurance policy
6 or other form of insurance which will provide the person with medical
7 benefits for injuries incurred as a result of an accident while operating
8 or riding on a motorcycle or motortricycle.

9 2. Proof of coverage required by subsection 1 of this section shall
10 be provided, upon request by authorized law enforcement, by showing
11 a copy of the qualified operator's insurance card.

302.170. 1. As used in this section, the following terms shall mean:

2 (1) "Biometric data", shall include, but not be limited to, the following:

3 (a) Facial feature pattern characteristics;

4 (b) Voice data used for comparing live speech with a previously created
5 speech model of a person's voice;

6 (c) Iris recognition data containing color or texture patterns or codes;

7 (d) Retinal scans, reading through the pupil to measure blood vessels
8 lining the retina;

9 (e) Fingerprint, palm prints, hand geometry, measure of any and all
10 characteristics of biometric information, including shape and length of fingertips,
11 or recording ridge pattern or fingertip characteristics;

12 (f) Eye spacing;

13 (g) Characteristic gait or walk;

14 (h) DNA;

15 (i) Keystroke dynamic, measuring pressure applied to key pads or other
16 digital receiving devices;

17 (2) "Commercial purposes", shall not include data used or compiled solely
18 to be used for, or obtained or compiled solely for purposes expressly allowed
19 under Missouri law or the federal Drivers Privacy Protection Act;

20 (3) "Source documents", original or certified copies, where applicable, of
21 documents presented by an applicant as required under 6 CFR Part 37 to the
22 department of revenue to apply for a driver's license or nondriver's
23 license. Source documents shall also include any documents required for the
24 issuance of driver's licenses or nondriver's licenses by the department of revenue
25 under the provisions of this chapter or accompanying regulations.

26 2. Except as provided in subsection 3 of this section and as required to
27 carry out the provisions of subsection 4 of this section, the department of revenue

28 shall not retain copies, in any format, of source documents presented by
29 individuals applying for or holding driver's licenses or nondriver's licenses or use
30 technology to capture digital images of source documents so that the images are
31 capable of being retained in electronic storage in a transferable
32 format. Documents retained as provided or required by subsection 4 of this
33 section shall be stored solely on a system not connected to the internet nor to a
34 wide area network that connects to the internet. Once stored on such system, the
35 documents and data shall be purged from any systems on which they were
36 previously stored so as to make them irretrievable.

37 3. The provisions of this section shall not apply to:

38 (1) Original application forms, which may be retained but not scanned
39 except as provided in this section;

40 (2) Test score documents issued by state highway patrol driver examiners
41 **and Missouri commercial third-party tester examiners;**

42 (3) Documents demonstrating lawful presence of any applicant who is not
43 a citizen of the United States, including documents demonstrating duration of the
44 person's lawful presence in the United States;

45 (4) Any document required to be retained under federal motor carrier
46 regulations in Title 49, Code of Federal Regulations, including but not limited to
47 documents required by federal law for the issuance of a commercial driver's
48 license and a commercial driver instruction permit;

49 (5) Documents submitted by a commercial driver's license **or commercial**
50 **driver's instruction permit** applicant who is a Missouri resident and is [active
51 duty military or a veteran, as "veteran" is defined in 38 U.S.C. Section 101] **a**
52 **qualified current or former military service member**, which allows for
53 waiver of the commercial driver's license knowledge test, skills test, or both; and

54 (6) Any other document at the request of and for the convenience of the
55 applicant where the applicant requests the department of revenue review
56 alternative documents as proof required for issuance of a driver's license,
57 nondriver's license, or instruction permit.

58 4. (1) To the extent not prohibited under subsection 13 of this section, the
59 department of revenue shall amend procedures for applying for a driver's license
60 or identification card in order to comply with the goals or standards of the federal
61 REAL ID Act of 2005, any rules or regulations promulgated under the authority
62 granted in such Act, or any requirements adopted by the American Association
63 of Motor Vehicle Administrators for furtherance of the Act, unless such action

64 conflicts with Missouri law.

65 (2) The department of revenue shall issue driver's licenses or
66 identification cards that are compliant with the federal REAL ID Act of 2005, as
67 amended, to all applicants for driver's licenses or identification cards unless an
68 applicant requests a driver's license or identification card that is not REAL ID
69 compliant. Except as provided in subsection 3 of this section and as required to
70 carry out the provisions of this subsection, the department of revenue shall not
71 retain the source documents of individuals applying for driver's licenses or
72 identification cards not compliant with REAL ID. Upon initial application for a
73 driver's license or identification card, the department shall inform applicants of
74 the option of being issued a REAL ID compliant driver's license or identification
75 card or a driver's license or identification card that is not compliant with REAL
76 ID. The department shall inform all applicants:

77 (a) With regard to the REAL ID compliant driver's license or identification
78 card:

79 a. Such card is valid for official state purposes and for official federal
80 purposes as outlined in the federal REAL ID Act of 2005, as amended, such as
81 domestic air travel and seeking access to military bases and most federal
82 facilities;

83 b. Electronic copies of source documents will be retained by the
84 department and destroyed after the minimum time required for digital retention
85 by the federal REAL ID Act of 2005, as amended;

86 c. The facial image capture will only be retained by the department if the
87 application is finished and submitted to the department; and

88 d. Any other information the department deems necessary to inform the
89 applicant about the REAL ID compliant driver's license or identification card
90 under the federal REAL ID Act;

91 (b) With regard to a driver's license or identification card that is not
92 compliant with the federal REAL ID Act:

93 a. Such card is valid for official state purposes, but it is not valid for
94 official federal purposes as outlined in the federal REAL ID Act of 2005, as
95 amended, such as domestic air travel and seeking access to military bases and
96 most federal facilities;

97 b. Source documents will be verified but no copies of such documents will
98 be retained by the department unless permitted under subsection 3 of this
99 section, except as necessary to process a request by a license or card holder or

100 applicant;

101 c. Any other information the department deems necessary to inform the
102 applicant about the driver's license or identification card.

103 5. The department of revenue shall not use, collect, obtain, share, or
104 retain biometric data nor shall the department use biometric technology to
105 produce a driver's license or nondriver's license or to uniquely identify licensees
106 or license applicants. This subsection shall not apply to digital images nor
107 licensee signatures required for the issuance of driver's licenses and nondriver's
108 licenses or to biometric data collected from employees of the department of
109 revenue, employees of the office of administration who provide information
110 technology support to the department of revenue, contracted license offices, and
111 contracted manufacturers engaged in the production, processing, or manufacture
112 of driver's licenses or identification cards in positions which require a background
113 check in order to be compliant with the federal REAL ID Act or any rules or
114 regulations promulgated under the authority of such Act. Except as otherwise
115 provided by law, applicants' source documents and Social Security numbers shall
116 not be stored in any database accessible by any other state or the federal
117 government. Such database shall contain only the data fields included on driver's
118 licenses and nondriver identification cards compliant with the federal REAL ID
119 Act, and the driving records of the individuals holding such driver's licenses and
120 nondriver identification cards.

121 6. Notwithstanding any provision of this chapter that requires an
122 applicant to provide reasonable proof of lawful presence for issuance or renewal
123 of a noncommercial driver's license, noncommercial instruction permit, or a
124 nondriver's license, an applicant shall not have his or her privacy rights violated
125 in order to obtain or renew a Missouri noncommercial driver's license,
126 noncommercial instruction permit, or a nondriver's license.

127 7. No citizen of this state shall have his or her privacy compromised by
128 the state or agents of the state. The state shall within reason protect the
129 sovereignty of the citizens the state is entrusted to protect. Any data derived
130 from a person's application shall not be sold for commercial purposes to any other
131 organization or any other state without the express permission of the applicant
132 without a court order; except such information may be shared with a law
133 enforcement agency, judge, prosecuting attorney, or officer of the court, or with
134 another state for the limited purposes set out in section 302.600, or for the
135 purposes set forth in section 32.091, or for conducting driver history checks in

136 compliance with the Motor Carrier Safety Improvement Act, 49 U.S.C. Section
137 31309. The state of Missouri shall protect the privacy of its citizens when
138 handling any written, digital, or electronic data, and shall not participate in any
139 standardized identification system using driver's and nondriver's license records
140 except as provided in this section.

141 8. Other than to process a request by a license or card holder or applicant,
142 no person shall access, distribute, or allow access to or distribution of any
143 written, digital, or electronic data collected or retained under this section without
144 the express permission of the applicant or a court order, except that such
145 information may be shared with a law enforcement agency, judge, prosecuting
146 attorney, or officer of the court, or with another state for the limited purposes set
147 out in section 302.600 or for conducting driver history checks in compliance with
148 the Motor Carrier Safety Improvement Act, 49 U.S.C. Section 31309. A first
149 violation of this subsection shall be a class A misdemeanor. A second violation
150 of this subsection shall be a class E felony. A third or subsequent violation of
151 this subsection shall be a class D felony.

152 9. Any person harmed or damaged by any violation of this section may
153 bring a civil action for damages, including noneconomic and punitive damages,
154 as well as injunctive relief, in the circuit court where that person resided at the
155 time of the violation or in the circuit court of Cole County to recover such
156 damages from the department of revenue and any persons participating in such
157 violation. Sovereign immunity shall not be available as a defense for the
158 department of revenue in such an action. In the event the plaintiff prevails on
159 any count of his or her claim, the plaintiff shall be entitled to recover reasonable
160 attorney fees from the defendants.

161 10. The department of revenue may promulgate rules necessary to
162 implement the provisions of this section. Any rule or portion of a rule, as that
163 term is defined in section 536.010, that is created under the authority delegated
164 in this section shall become effective only if it complies with and is subject to all
165 of the provisions of chapter 536 and, if applicable, section 536.028. This section
166 and chapter 536 are nonseverable and if any of the powers vested with the
167 general assembly pursuant to chapter 536 to review, to delay the effective date,
168 or to disapprove and annul a rule are subsequently held unconstitutional, then
169 the grant of rulemaking authority and any rule proposed or adopted after August
170 28, 2017, shall be invalid and void.

171 11. Biometric data, digital images, source documents, and licensee

172 signatures, or any copies of the same, required to be collected or retained to
173 comply with the requirements of the federal REAL ID Act of 2005 shall be
174 digitally retained for no longer than the minimum duration required to maintain
175 compliance, and immediately thereafter shall be securely destroyed so as to make
176 them irretrievable.

177 12. No agency, department, or official of this state or of any political
178 subdivision thereof shall use, collect, obtain, share, or retain radio frequency
179 identification data from a REAL ID compliant driver's license or identification
180 card issued by a state, nor use the same to uniquely identify any individual.

181 13. Notwithstanding any provision of law to the contrary, the department
182 of revenue shall not amend procedures for applying for a driver's license or
183 identification card, nor promulgate any rule or regulation, for purposes of
184 complying with modifications made to the federal REAL ID Act of 2005 after
185 August 28, 2017, imposing additional requirements on applications, document
186 retention, or issuance of compliant licenses or cards, including any rules or
187 regulations promulgated under the authority granted under the federal REAL ID
188 Act of 2005, as amended, or any requirements adopted by the American
189 Association of Motor Vehicle Administrators for furtherance thereof.

190 14. If the federal REAL ID Act of 2005 is modified or repealed such that
191 driver's licenses and identification cards issued by this state that are not
192 compliant with the federal REAL ID Act of 2005 are once again sufficient for
193 federal identification purposes, the department shall not issue a driver's license
194 or identification card that complies with the federal REAL ID Act of 2005 and
195 shall securely destroy, within thirty days, any source documents retained by the
196 department for the purpose of compliance with such Act.

197 15. The provisions of this section shall expire five years after August 28,
198 2017.

302.341. 1. If a Missouri resident charged with a moving traffic violation
2 of this state or any county or municipality of this state fails to dispose of the
3 charges of which the resident is accused through authorized prepayment of fine
4 and court costs and fails to appear on the return date or at any subsequent date
5 to which the case has been continued, or without good cause fails to pay any fine
6 or court costs assessed against the resident for any such violation within the
7 period of time specified or in such installments as approved by the court or as
8 otherwise provided by law, any court having jurisdiction over the charges shall
9 within ten days of the failure to comply inform the defendant by ordinary mail

10 at the last address shown on the court records that the court [will] **may** order the
11 director of revenue to suspend the defendant's driving privileges if the charges
12 are not disposed of and fully paid within thirty days from the date of
13 mailing. Thereafter, if the defendant fails to timely act to dispose of the charges
14 and fully pay any applicable fines and court costs, the court [shall] **may** notify
15 the director of revenue of such failure and of the pending charges against the
16 defendant. Upon receipt of this notification, the director shall suspend the
17 license of the driver, effective immediately, and provide notice of the suspension
18 to the driver at the last address for the driver shown on the records of the
19 department of revenue. Such suspension shall remain in effect until the court
20 with the subject pending charge requests setting aside the noncompliance
21 suspension pending final disposition, or satisfactory evidence of disposition of
22 pending charges and payment of fine and court costs, if applicable, is furnished
23 to the director by the individual. The filing of financial responsibility with the
24 [bureau of safety responsibility,] department of revenue[,] shall not be required
25 as a condition of reinstatement of a driver's license suspended solely under the
26 provisions of this section.

27 2. The provisions of subsection 1 of this section shall not apply to minor
28 traffic violations, as defined in section 479.350, **originating in a city not**
29 **within a county, or in any county with a charter form of government**
30 **and with more than nine hundred fifty thousand inhabitants.**

302.720. 1. Except when operating under an instruction permit as
2 described in this section, no person may drive a commercial motor vehicle unless
3 the person has been issued a commercial driver's license with applicable
4 endorsements valid for the type of vehicle being operated as specified in sections
5 302.700 to 302.780. A commercial driver's instruction permit shall allow the
6 holder of a valid license to operate a commercial motor vehicle when accompanied
7 by the holder of a commercial driver's license valid for the vehicle being operated
8 and who occupies a seat beside the individual, or reasonably near the individual
9 in the case of buses, for the purpose of giving instruction in driving the
10 commercial motor vehicle. No person may be issued a commercial driver's
11 instruction permit until he or she has passed written tests which comply with the
12 minimum federal standards. A commercial driver's instruction permit shall be
13 **nonrenewable and** valid for the vehicle being operated for a period of not more
14 than [six months] **one year**, and shall not be issued until the permit holder has
15 met all other requirements of sections 302.700 to 302.780, except for the driving

16 test. [A permit holder, unless otherwise disqualified, may be granted one six-
17 month renewal within a one-year period.] The fee for such permit [or renewal]
18 shall be [five] **ten** dollars. [In the alternative, a commercial driver's instruction
19 permit shall be issued for a thirty-day period to allow the holder of a valid
20 driver's license to operate a commercial motor vehicle if the applicant has
21 completed all other requirements except the driving test. The permit may be
22 renewed for one additional thirty-day period and the fee for the permit and for
23 renewal shall be five dollars.] **The fee for a duplicate commercial driver's**
24 **instruction permit shall be five dollars.**

25 2. No person may be issued a commercial driver's license until he has
26 passed written and driving tests for the operation of a commercial motor vehicle
27 which complies with the minimum federal standards established by the Secretary
28 and has satisfied all other requirements of the Commercial Motor Vehicle Safety
29 Act of 1986 (Title XII of Pub. Law 99-570), as well as any other requirements
30 imposed by state law. **Beginning January 1, 2020, all applicants for a**
31 **commercial driver's license shall complete any entry-level driver**
32 **training program established and required under 49 CFR 380.609.** All
33 applicants for a commercial driver's license shall have maintained the
34 appropriate class of commercial driver's instruction permit issued by this state
35 or any other state for a minimum of fourteen calendar days prior to the date of
36 taking the skills test. Applicants for a hazardous materials endorsement must
37 also meet the requirements of the U.S. Patriot Act of 2001 (Title X of Public Law
38 107-56) as specified and required by regulations promulgated by the
39 Secretary. Nothing contained in this subsection shall be construed as prohibiting
40 the director from establishing alternate testing formats for those who are
41 functionally illiterate; provided, however, that any such alternate test must
42 comply with the minimum requirements of the Commercial Motor Vehicle Safety
43 Act of 1986 (Title XII of Pub. Law 99-570) as established by the Secretary.

44 (1) The written and driving tests shall be held at such times and in such
45 places as the superintendent may designate. A twenty-five dollar examination
46 fee shall be paid by the applicant upon completion of any written or driving test,
47 except the examination fee shall be waived for applicants seventy years of age or
48 older renewing a license with a school bus endorsement. The director shall
49 delegate the power to conduct the examinations required under sections 302.700
50 to 302.780 to any member of the highway patrol or any person employed by the
51 highway patrol qualified to give driving examinations. The written test shall only

52 be administered in the English language. No translators shall be allowed for
53 applicants taking the test.

54 (2) The director shall adopt and promulgate rules and regulations
55 governing the certification of third-party testers by the department of
56 revenue. Such rules and regulations shall substantially comply with the
57 requirements of 49 CFR 383, Section 383.75. A certification to conduct third-
58 party testing shall be valid for one year, and the department shall charge a fee
59 of one hundred dollars to issue or renew the certification of any third-party tester.

60 (3) Beginning August 28, 2006, the director shall only issue or renew
61 third-party tester certification to community colleges established under chapter
62 178 or to private companies who own, lease, or maintain their own fleet and
63 administer in-house testing to their employees, or to school districts and their
64 agents that administer in-house testing to the school district's or agent's
65 employees. Any third-party tester who violates any of the rules and regulations
66 adopted and promulgated pursuant to this section shall be subject to having his
67 certification revoked by the department. The department shall provide written
68 notice and an opportunity for the third-party tester to be heard in substantially
69 the same manner as provided in chapter 536. If any applicant submits evidence
70 that he has successfully completed a test administered by a third-party tester, the
71 actual driving test for a commercial driver's license may then be waived.

72 (4) Every applicant for renewal of a commercial driver's license shall
73 provide such certifications and information as required by the Secretary and if
74 such person transports a hazardous material must also meet the requirements of
75 the U.S. Patriot Act of 2001 (Title X of Public Law 107-56) as specified and
76 required by regulations promulgated by the Secretary. Such person shall be
77 required to take the written test for such endorsement. A twenty-five dollar
78 examination fee shall be paid upon completion of such tests.

79 (5) The director shall have the authority to waive the driving skills test
80 **and written tests** for any qualified **current or former military service**
81 **member** applicant for a commercial driver's **instruction permit or a**
82 **commercial driver's** license who is currently licensed at the time of application
83 for a commercial driver's **instruction permit or** license. The director shall
84 impose conditions and limitations **and require certification and evidence to**
85 restrict the applicants from whom the department may accept **the** alternative
86 requirements for the skills [test] **and written tests** described in federal
87 [regulation] **regulations 49 CFR 383.71 and 49 CFR 383.77.** [An applicant

88 must certify that, during the two-year period immediately preceding application
89 for a commercial driver's license, all of the following apply:

90 (a) The applicant has not had more than one license;

91 (b) The applicant has not had any license suspended, revoked, or
92 cancelled;

93 (c) The applicant has not had any convictions for any type of motor vehicle
94 for the disqualifying offenses contained in this chapter or federal rule 49 CFR
95 383.51(b);

96 (d) The applicant has not had more than one conviction for any type of
97 motor vehicle for serious traffic violations;

98 (e) The applicant has not had any conviction for a violation of state or
99 local law relating to motor vehicle traffic control, but not including any parking
100 violation, arising in connection with any traffic accident, and has no record of an
101 accident in which he or she was at fault;

102 (f) The applicant has been regularly employed within the last ninety days
103 in a military position requiring operation of a commercial motor vehicle and has
104 operated the vehicle for at least sixty days during the two years immediately
105 preceding application for a commercial driver's license. The vehicle must be
106 representative of the commercial motor vehicle the driver applicant operates or
107 expects to operate;

108 (g) The applicant, if on active duty, must provide a notarized affidavit
109 signed by a commanding officer as proof of driving experience as indicated in
110 paragraph (f) of this subdivision;

111 (h) The applicant, if honorably discharged from military service, must
112 provide a form-DD214 or other proof of military occupational specialty;

113 (i) The applicant must meet all federal and state qualifications to operate
114 a commercial vehicle[;], and

115 [(j)] the applicant will be required to complete all applicable knowledge
116 tests, **except when an applicant provides proof of approved military**
117 **training for waiving the knowledge and skills tests as specified in this**
118 **subdivision.**

119 3. A commercial driver's license or commercial driver's instruction permit
120 may not be issued to a person while the person is disqualified from driving a
121 commercial motor vehicle, when a disqualification is pending in any state or while
122 the person's driver's license is suspended, revoked, or cancelled in any state; nor
123 may a commercial driver's license be issued unless the person first surrenders in

124 a manner prescribed by the director any commercial driver's license issued by
125 another state, which license shall be returned to the issuing state for
126 cancellation.

127 4. Beginning July 1, 2005, the director shall not issue an instruction
128 permit under this section unless the director verifies that the applicant is
129 lawfully present in the United States before accepting the application. The
130 director may, by rule or regulation, establish procedures to verify the lawful
131 presence of the applicant under this section. No rule or portion of a rule
132 promulgated pursuant to the authority of this section shall become effective
133 unless it has been promulgated pursuant to chapter 536.

134 5. Notwithstanding the provisions of this section or any other law to the
135 contrary, beginning August 28, 2008, the director of the department of revenue
136 shall certify as a third-party tester any municipality that owns, leases, or
137 maintains its own fleet that requires certain employees as a condition of
138 employment to hold a valid commercial driver's license; and that administered in-
139 house testing to such employees prior to August 28, 2006.

302.768. 1. Any applicant for a commercial driver's license or commercial
2 driver's instruction permit shall comply with the Federal Motor Carrier Safety
3 Administration application requirements of 49 CFR Part 383.71 by certifying to
4 one of the following applicable statements relating to federal and state driver
5 qualification rules:

6 (1) Nonexcepted interstate: certifies the applicant is a driver operating
7 or expecting to operate in interstate or foreign commerce, or is otherwise subject
8 to and meets requirements of 49 CFR Part 391 and is required to obtain a
9 medical examiner's certificate as defined in 49 CFR Part 391.45;

10 (2) Excepted interstate: certifies the applicant is a driver operating or
11 expecting to operate entirely in interstate commerce that is not subject to Part
12 391 and is subject to Missouri driver qualifications and not required to obtain a
13 medical examiner's certificate;

14 (3) Nonexcepted intrastate: certifies the applicant is a driver operating
15 only in intrastate commerce and is subject to Missouri driver qualifications;

16 (4) Excepted intrastate: certifies the applicant operates or expects to
17 operate only in intrastate commerce, and engaging only in operations excepted
18 from all parts of the Missouri driver qualification requirements.

19 2. Any applicant who cannot meet certification requirements under one
20 of the categories defined in subsection 1 of this section shall be denied issuance

21 of a commercial driver's license or commercial driver's instruction permit.

22 3. An applicant certifying to operation in nonexcepted interstate or
23 nonexcepted intrastate commerce shall provide the state with an original or copy
24 of a current medical examiner's certificate or a medical examiner's certificate
25 accompanied by a medical variance or waiver, **until such time as the medical**
26 **examiner's certificate information is received electronically through**
27 **the Federal Motor Carrier Safety Administration approved verification**
28 **system.** The state shall retain the [original or copy of the] documentation of
29 physical qualification for a minimum of three years beyond the date the
30 certificate was issued.

31 4. Applicants certifying to operation in nonexcepted interstate commerce
32 or nonexcepted intrastate commerce shall provide [an] updated medical certificate
33 or variance [documents] **information** to maintain a certified status during the
34 term of the commercial driver's license or commercial driver's instruction permit
35 in order to retain commercial privileges.

36 5. The director shall post the medical examiner's certificate of
37 information, medical variance if applicable, the applicant's self-certification and
38 certification status to the Missouri driver record within ten calendar days and
39 such information will become part of the CDLIS driver record.

40 6. Applicants certifying to operation in nonexcepted interstate commerce
41 or nonexcepted intrastate commerce who fail to provide or maintain a current
42 medical examiner's certificate, or if the state has received notice of a medical
43 variance or waiver expiring or being rescinded, the state shall, within ten
44 calendar days, update the driver's medical certification status to "not
45 certified". The state shall notify the driver of the change in certification status
46 and require the driver to annually comply with requirements for a commercial
47 driver's license downgrade within sixty days of the expiration of the applicant
48 certification.

49 7. The department of revenue may, by rule, establish the cost and criteria
50 for submission of updated medical certification status information as required
51 under this section.

52 8. Any person who falsifies any information in an application for or
53 update of medical certification status information for a commercial driver's
54 license shall not be licensed to operate a commercial motor vehicle, or the
55 person's commercial driver's license shall be cancelled for a period of one year
56 after the director discovers such falsification.

57 9. The director may promulgate rules and regulations necessary to
58 administer and enforce this section. Any rule or portion of a rule, as that term
59 is defined in section 536.010, that is created under the authority delegated in this
60 section shall become effective only if it complies with and is subject to all of the
61 provisions of chapter 536 and, if applicable, section 536.028. This section and
62 chapter 536 are nonseverable and if any of the powers vested with the general
63 assembly pursuant to chapter 536 to review, to delay the effective date, or to
64 disapprove and annul a rule are subsequently held unconstitutional, then the
65 grant of rulemaking authority and any rule proposed or adopted after August 28,
66 2012, shall be invalid and void.

304.153. 1. As used in this section, the following terms shall mean:

2 (1) "Law enforcement officer", any public servant, other than a patrol
3 officer, who is defined as a law enforcement officer under section 556.061;

4 (2) "Motor club", an organization which motor vehicle drivers and owners
5 may join that provide certain benefits relating to driving a motor vehicle;

6 (3) **"Nonconsensual tow", the transportation of a motor vehicle by**
7 **tow truck if such transportation is performed without the prior consent**
8 **or authorization of the owner or operator of the motor vehicle. For**
9 **purposes of this section, all law enforcement-ordered tows are**
10 **considered nonconsensual;**

11 (4) "Patrol officer", a Missouri state highway patrol officer;

12 [(4)] (5) "Tow list", a list of approved towing companies compiled,
13 maintained, and utilized by the Missouri state highway patrol or its designee;

14 [(5)] (6) "Tow management company", any sole proprietorship,
15 partnership, corporation, fiduciary, association, or other business entity that
16 manages towing logistics for government agencies or motor clubs;

17 [(6)] (7) "Tow truck", a rollback or car carrier, wrecker, or tow truck as
18 defined under section 301.010;

19 [(7)] (8) "Towing", moving or removing, or the preparation therefor, of a
20 vehicle by another vehicle for which a service charge is made, either directly or
21 indirectly, including any dues or other charges of clubs or associations which
22 provide towing services;

23 [(8)] (9) "Towing company", any person, partnership, corporation,
24 fiduciary, association, or other entity that operates a wrecker or towing service
25 as defined under section 301.010.

26 2. In authorizing a towing company to perform services, any patrol officer

27 or law enforcement officer within the officer's jurisdiction, or Missouri department
28 of transportation employee, may utilize the services of a tow management
29 company or tow list, provided:

30 (1) The Missouri state highway patrol is under no obligation to include or
31 retain the services of any towing company in any contract or agreement with a
32 tow management company or any tow list established pursuant to this section. A
33 towing company is subject to removal from a tow list at any time;

34 (2) Notwithstanding any other provision of law or any regulation
35 established pursuant to this section, an owner or operator's request for a specific
36 towing company shall be honored by the Missouri state highway patrol unless:

37 (a) The requested towing company cannot or does not respond in a
38 reasonable time, as determined by a law enforcement officer; or

39 (b) The vehicle to be towed poses an immediate traffic hazard, as
40 determined by a law enforcement officer.

41 3. A patrol officer shall not use a towing company located outside of
42 Missouri under this section except under the following circumstances:

43 (1) A state or federal emergency has been declared; or

44 (2) The driver or owner of the vehicle, or a motor club of which the driver
45 or owner is a member, requests a specific out-of-state towing company.

46 4. A towing company shall not tow a vehicle to a location outside of
47 Missouri without the consent of the driver or owner of the motor vehicle, or
48 without the consent of a motor club of which the driver or owner of the motor
49 vehicle is a member.

50 5. Any towing company or tow truck arriving at the scene of an accident
51 that has not been called by a patrol officer, a law enforcement officer, a Missouri
52 department of transportation employee, the driver or owner of the motor vehicle
53 or his or her authorized agent, including a motor club of which the driver or
54 owner is a member, shall be prohibited from towing the vehicle from the scene of
55 the accident, unless the towing company or tow truck operator is rendering
56 emergency aid in the interest of public safety, or is operating during a declared
57 state of emergency under section 44.100.

58 6. A tow truck operator that stops and tows a vehicle from the scene of an
59 accident in violation of subsection 5 of this section shall be guilty of a class D
60 misdemeanor upon conviction or pleading guilty for the first violation, and such
61 tow truck shall be subject to impounding. The penalty for a second violation shall
62 be a class A misdemeanor, and the penalty for any third or subsequent violation

63 shall be a class D felony. A violation of this section shall not preclude the tow
64 truck operator from being charged with tampering under chapter 569.

65 7. The provisions of this section shall also apply to motor vehicles towed
66 under section 304.155 or 304.157.

67 8. The provisions of **subsections 1 to 7 of** this section shall not apply
68 to counties of the third or fourth classification.

69 9. (1) **The "Towing Task Force" is hereby created. The task force**
70 **shall make recommendations as provided in this subsection with**
71 **respect to tows involving vehicles with a gross vehicle weight rating in**
72 **excess of twenty-six thousand pounds. The task force shall consist of**
73 **ten members, who shall be appointed as follows:**

74 (a) **Two members of the senate appointed by the president pro**
75 **tempore of the senate, with one member appointed from the minority**
76 **party and one member appointed from the majority party;**

77 (b) **Two members of the house of representatives appointed by**
78 **the speaker of the house of representatives, with one member**
79 **appointed from the minority party and one member appointed from the**
80 **majority party;**

81 (c) **One member, or the member's designee, appointed by the**
82 **director of the department of transportation or his or her designee;**

83 (d) **One member, or the member's designee, appointed by the**
84 **director of the department public safety or his or her designee;**

85 (e) **One member, or the member's designee, appointed by the**
86 **speaker of the house of representatives to represent the heavy duty**
87 **towing and recovery industry within the state;**

88 (f) **One member, or the member's designee, appointed by the**
89 **president pro tempore of the senate to represent the heavy duty towing**
90 **and recovery industry within the state;**

91 (g) **One member, or the member's designee, appointed by the**
92 **speaker of the house of representatives to represent an association of**
93 **motor carriers within the state; and**

94 (h) **One member, appointed by president pro tempore of the**
95 **senate, to represent an association of owner-operator truck drivers**
96 **within the state.**

97 (2) **The task force shall have the following duties and powers:**

98 (a) **To make comprehensive recommendations on matters related**
99 **to the investigation of overcharges made by towing companies,**

100 **including:**

101 **a. A process for the adjudication of consumer complaints**
102 **regarding nonconsensual tow charges;**

103 **b. Factors to consider in determining whether a charge levied by**
104 **a towing company is just, fair, and reasonable, including charges for**
105 **the use of unnecessary equipment and labor; and**

106 **c. A process for the removal of towing companies from rotation**
107 **lists for violations of the rules; and**

108 **(b) To make comprehensive recommendations regarding**
109 **information that should be included on every invoice with respect to**
110 **a nonconsensual tow.**

111 **(3) The task force shall make its first comprehensive**
112 **recommendations in a report to the general assembly no later than**
113 **January 31, 2020.**

114 **(4) The members of the towing task force shall elect a chair from**
115 **among their membership. The chair shall set the times and frequency**
116 **of the task force's meetings.**

117 **(5) The task force established under this subsection shall expire**
118 **on May 31, 2020.**

304.281. 1. Whenever traffic is controlled by traffic control signals
2 exhibiting different colored lights, or colored lighted arrows, successively one at
3 a time or in combination, only the colors green, red and yellow shall be used,
4 except for special pedestrian signals carrying a word legend, and said lights shall
5 indicate and apply to drivers of vehicles and pedestrians as follows:

6 (1) Green indication

7 (a) Vehicular traffic facing a circular green signal may proceed straight
8 through or turn right or left unless a sign at such place prohibits either such
9 turn. But vehicular traffic, including vehicles turning right or left, shall yield the
10 right-of-way to other vehicles and to pedestrians lawfully within the intersection
11 or an adjacent crosswalk at the time such signal is exhibited;

12 (b) Vehicular traffic facing a green arrow signal, shown alone or in
13 combination with another indication, may cautiously enter the intersection only
14 to make the movement indicated by such arrow, or such other movement as is
15 permitted by other indications shown at the same time. Such vehicular traffic
16 shall yield the right-of-way to pedestrians lawfully within an adjacent crosswalk
17 and to other traffic lawfully using the intersection;

18 (c) Unless otherwise directed by a pedestrian control signal, as provided
19 in section 304.291, pedestrians facing any green signal, except when the sole
20 green signal is a turn arrow, may proceed across the roadway within any marked
21 or unmarked crosswalk.

22 (2) Steady yellow indication

23 (a) Vehicular traffic facing a steady yellow signal is thereby warned that
24 the related green movement is being terminated or that a red indication will be
25 exhibited immediately thereafter when vehicular traffic shall not enter the
26 intersection;

27 (b) Pedestrians facing a steady yellow signal, unless otherwise directed
28 by a pedestrian control signal as provided in section 304.291, are thereby advised
29 that there is insufficient time to cross the roadway before a red indication is
30 shown and no pedestrian shall then start to cross the roadway.

31 (3) Steady red indication

32 (a) Vehicular traffic facing a steady red signal alone shall stop before
33 entering the crosswalk on the near side of the intersection at a clearly marked
34 stop line but, if none, then before entering the intersection and shall remain
35 standing until an indication to proceed is shown except as provided in paragraph
36 (b);

37 (b) The driver of a vehicle which is stopped as close as practicable at the
38 entrance to the crosswalk on the near side of the intersection or, if none, then at
39 the entrance to the intersection in obedience to a red signal, may cautiously enter
40 the intersection to make a right turn but shall yield the right-of-way to
41 pedestrians and other traffic proceeding as directed by the signal at the
42 intersection, except that the state highways and transportation commission with
43 reference to an intersection involving a state highway, and local authorities with
44 reference to an intersection involving other highways under their jurisdiction,
45 may prohibit any such right turn against a red signal at any intersection where
46 safety conditions so require, said prohibition shall be effective when a sign is
47 erected at such intersection giving notice thereof;

48 (c) **The driver of a vehicle which is in the left-most lane on a one-**
49 **way street and stopped as close as practicable at the entrance to the**
50 **crosswalk on the near side of the intersection or, if none, then at the**
51 **entrance to the intersection in obedience to a red signal, may**
52 **cautiously enter the intersection to make a left turn onto a one-way**
53 **street but shall yield the right-of-way to pedestrians and other traffic**

54 **proceeding as directed by the signal at the intersection, except that the**
55 **state highways and transportation commission with reference to an**
56 **intersection involving a state highway, and local authorities with**
57 **reference to an intersection involving other highways under their**
58 **jurisdiction, may prohibit any such left turn against a red signal at any**
59 **intersection where safety conditions so require and such prohibition**
60 **shall be effective when a sign is erected at such intersection giving**
61 **notice thereof;**

62 (d) Unless otherwise directed by a pedestrian control signal as provided
63 in section 304.291, pedestrians facing a steady red signal alone shall not enter
64 the roadway.

65 (4) In the event an official traffic control signal is erected and maintained
66 at a place other than an intersection, the provision of this section shall be
67 applicable except as to those provisions which by their nature can have no
68 application. Any stop required shall be made at a sign or marking on the
69 pavement indicating where the stop shall be made, but in the absence of any such
70 sign or marking the stop shall be made at the signal.

71 2. Notwithstanding the provisions of section 304.361, violation of this
72 section is a class C misdemeanor.

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 **having less than one hundred fifty thousand**
4 **miles**, for the [five-year] **ten-year** period following their model year of
5 manufacture, excluding prior salvage vehicles immediately following a rebuilding
6 process and vehicles subject to the provisions of section 307.380;

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

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

15 (4) Vehicles registered in excess of twenty-four thousand pounds for a
16 period of less than twelve months;
17 shall submit such vehicles to a biennial inspection of their mechanism and

18 equipment in accordance with the provisions of sections 307.350 to 307.390 and
19 obtain a certificate of inspection and approval and a sticker, seal, or other device
20 from a duly authorized official inspection station. The inspection, except the
21 inspection of school buses which shall be made at the time provided in section
22 307.375, shall be made at the time prescribed in the rules and regulations issued
23 by the superintendent of the Missouri state highway patrol; but the inspection of
24 a vehicle shall not be made more than sixty days prior to the date of application
25 for registration or within sixty days of when a vehicle's registration is
26 transferred; however, if a vehicle was purchased from a motor vehicle dealer and
27 a valid inspection had been made within sixty days of the purchase date, the new
28 owner shall be able to utilize an inspection performed within ninety days prior
29 to the application for registration or transfer. Any vehicle manufactured as an
30 even-numbered model year vehicle shall be inspected and approved pursuant to
31 the safety inspection program established pursuant to sections 307.350 to 307.390
32 in each even-numbered calendar year and any such vehicle manufactured as an
33 odd-numbered model year vehicle shall be inspected and approved pursuant to
34 sections 307.350 to 307.390 in each odd-numbered year. The certificate of
35 inspection and approval shall be a sticker, seal, or other device or combination
36 thereof, as the superintendent of the Missouri state highway patrol prescribes by
37 regulation and shall be displayed upon the motor vehicle or trailer as prescribed
38 by the regulations established by him. The replacement of certificates of
39 inspection and approval which are lost or destroyed shall be made by the
40 superintendent of the Missouri state highway patrol under regulations prescribed
41 by him.

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

49 3. No person whose motor vehicle was duly inspected and approved as
50 provided in this section shall be required to have the same motor vehicle again
51 inspected and approved for the sole reason that such person wishes to obtain a
52 set of any special personalized license plates available pursuant to section
53 301.144 or a set of any license plates available pursuant to section 301.142, prior

54 to the expiration date of such motor vehicle's current registration.

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

Section B. The repeal and reenactment of sections 301.020, 301.191, and
2 307.350 of this act shall become effective January 1, 2020.

✓

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