

FIRST REGULAR SESSION

# SENATE BILL NO. 164

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR CIERPIOT.

0514S.01H

ADRIANE D. CROUSE, Secretary

## AN ACT

To repeal section 302.341, RSMo, and to enact in lieu thereof one new section relating to traffic violations.

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

Section A. Section 302.341, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 302.341,  
3 to read as follows:

302.341. 1. If a Missouri resident charged with a  
2 moving traffic violation of this state or any county or  
3 municipality of this state fails to dispose of the charges  
4 of which the resident is accused through authorized  
5 prepayment of fine and court costs and fails to appear on  
6 the return date or at any subsequent date to which the case  
7 has been continued, or without good cause fails to pay any  
8 fine or court costs assessed against the resident for any  
9 such violation within the period of time specified or in  
10 such installments as approved by the court or as otherwise  
11 provided by law, any court having jurisdiction over the  
12 charges shall within ten days of the failure to comply  
13 inform the defendant by ordinary mail at the last address  
14 shown on the court records that the court [will] **may** order  
15 the director of revenue to suspend the defendant's driving  
16 privileges if the charges are not disposed of and fully paid  
17 within thirty days from the date of mailing. Thereafter, if  
18 the defendant fails to timely act to dispose of the charges

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

19 and fully pay any applicable fines and court costs, the  
20 court [shall] **may** notify the director of revenue of such  
21 failure and of the pending charges against the defendant.  
22 Upon receipt of this notification, the director shall  
23 suspend the license of the driver, effective immediately,  
24 and provide notice of the suspension to the driver at the  
25 last address for the driver shown on the records of the  
26 department of revenue. Such suspension shall remain in  
27 effect until the court with the subject pending charge  
28 requests setting aside the noncompliance suspension pending  
29 final disposition, or satisfactory evidence of disposition  
30 of pending charges and payment of fine and court costs, if  
31 applicable, is furnished to the director by the individual.  
32 The filing of financial responsibility with the [bureau of  
33 safety responsibility,] department of revenue[, ] shall not  
34 be required as a condition of reinstatement of a driver's  
35 license suspended solely under the provisions of this  
36 [section] **subsection.**

37 2. The provisions of subsection 1 of this section  
38 shall not apply to minor traffic violations as defined in  
39 section 479.350; **however, minor traffic violations shall be**  
40 **subject to subsection 3 of this section.**

41 3. **If a Missouri resident charged with a minor traffic**  
42 **violation of this state or any county or municipality of**  
43 **this state fails to dispose of the charges of which the**  
44 **resident is accused through authorized prepayment of fine**  
45 **and court costs and fails to appear on two return dates, or**  
46 **without good cause fails to pay any fine or court costs**  
47 **assessed against the resident for any such violation within**  
48 **the period of time specified or in such installments as**  
49 **approved by the court or as otherwise provided by law, any**  
50 **court having jurisdiction over the charges shall, within ten**

51 days of the failure to comply, inform the defendant by  
52 ordinary mail at the last address shown on the court records  
53 that the court may order the director of revenue to suspend  
54 the defendant's driving privileges if the charges are not  
55 disposed of and fully paid within thirty days from the date  
56 of mailing. Thereafter, if the defendant fails to timely  
57 act to dispose of the charges and fully pay any applicable  
58 fines and court costs, the court may notify the director of  
59 revenue of such failure and of the pending charges against  
60 the defendant. Upon receipt of this notification, the  
61 director shall suspend the license of the driver, effective  
62 immediately, and provide notice of the suspension to the  
63 driver at the last address for the driver shown on the  
64 records of the department of revenue. Such suspension shall  
65 remain in effect until the court with the subject pending  
66 charge requests setting aside the noncompliance suspension  
67 pending final disposition, or satisfactory evidence of  
68 disposition of pending charges and payment of fine and court  
69 costs, if applicable, is furnished to the director by the  
70 individual. The filing of financial responsibility with the  
71 department of revenue shall not be required as a condition  
72 of reinstatement of a driver's license suspended solely  
73 under the provisions of this subsection.

74 4. Where a defendant is charged exclusively with minor  
75 traffic violations, as such term is defined in section  
76 479.350, any suspension under this section shall be  
77 accompanied by issuance from the director of revenue of  
78 limited driving privileges for all purposes identified under  
79 subdivision (2) of subsection 3 of section 302.309, unless  
80 the director finds the defendant is ineligible for such  
81 privileges under the provisions of section 302.309.

✓