

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/Senate Bill No. 198, Page 1, Section Title, Line 4,

2 by striking all of said line and inserting in lieu thereof
3 the following: "certain fees for vulnerable persons"; and

4 Further amend said bill and page, section A, line 3 by
5 inserting after all of said line the following:

6 "136.055. 1. Except as provided in subsection 8 of
7 this section, any person who is selected or appointed by the
8 state director of revenue as provided in subsection 2 of
9 this section to act as an agent of the department of
10 revenue, whose duties shall be the processing of motor
11 vehicle title and registration transactions and the
12 collection of sales and use taxes when required under
13 sections 144.070 and 144.440, and who receives no salary
14 from the department of revenue, shall be authorized to
15 collect from the party requiring such services additional
16 fees as compensation in full and for all services rendered
17 on the following basis:

18 (1) For each motor vehicle or trailer registration
19 issued, renewed or transferred, six dollars and twelve
20 dollars for those licenses sold or biennially renewed
21 pursuant to section 301.147;

22 (2) For each application or transfer of title, six
23 dollars;

24 (3) For each instruction permit, nondriver license,
25 chauffeur's, operator's or driver's license issued for a
26 period of three years or less, six dollars and twelve

27 dollars for licenses or instruction permits issued or
28 renewed for a period exceeding three years;

29 (4) For each notice of lien processed, six dollars;

30 (5) Notary fee or electronic transmission per
31 processing, two dollars.

32 2. The director of revenue shall award fee office
33 contracts under this section through a competitive bidding
34 process. The competitive bidding process shall give
35 priority to organizations and entities that are exempt from
36 taxation under Section 501(c)(3), 501(c)(6), or 501(c)(4),
37 except those civic organizations that would be considered
38 action organizations under 26 C.F.R. Section 1.501(c)(3)-
39 1(c)(3), of the Internal Revenue Code of 1986, as amended,
40 with special consideration given to those organizations and
41 entities that reinvest a minimum of seventy-five percent of
42 the net proceeds to charitable organizations in Missouri,
43 and political subdivisions, including but not limited to,
44 municipalities, counties, and fire protection districts.
45 The director of the department of revenue may promulgate
46 rules and regulations necessary to carry out the provisions
47 of this subsection. Any rule or portion of a rule, as that
48 term is defined in section 536.010, that is created under
49 the authority delegated in this subsection shall become
50 effective only if it complies with and is subject to all of
51 the provisions of chapter 536 and, if applicable, section
52 536.028. This section and chapter 536 are nonseverable and
53 if any of the powers vested with the general assembly
54 pursuant to chapter 536 to review, to delay the effective
55 date, or to disapprove and annul a rule are subsequently
56 held unconstitutional, then the grant of rulemaking
57 authority and any rule proposed or adopted after August 28,
58 2009, shall be invalid and void.

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

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

65 5. Any person acting as agent of the department of
66 revenue for the sale and issuance of registrations,
67 licenses, and other documents related to motor vehicles
68 shall have an insurable interest in all license plates,
69 licenses, tabs, forms and other documents held on behalf of
70 the department.

71 6. The fees authorized by this section shall not be
72 collected by motor vehicle dealers acting as agents of the
73 department of revenue under section 32.095 or those motor
74 vehicle dealers authorized to collect and remit sales tax
75 under subsection 10 of section 144.070.

76 7. Notwithstanding any other provision of law to the
77 contrary, the state auditor may audit all records maintained
78 and established by the fee office in the same manner as the
79 auditor may audit any agency of the state, and the
80 department shall ensure that this audit requirement is a
81 necessary condition for the award of all fee office
82 contracts. No confidential records shall be divulged in
83 such a way to reveal personally identifiable information.

84 8. The fees described in subsection 1 of this section
85 shall not be collected from any person who qualifies as a
86 homeless child or homeless youth, as defined in subsection 1
87 of section 167.020, or as an unaccompanied youth as defined
88 in 42 U.S.C. Section 11434a(6). Such person's status as a
89 homeless child or youth or unaccompanied youth shall be
90 verified by a letter signed by one of the following persons:

91 (1) A director or designee of a governmental or
92 nonprofit agency that receives public or private funding to
93 provide services to homeless persons;

94 (2) A local education agency liaison for homeless
95 children and youth designated under 42 U.S.C. Section
96 11432(g) (1) (J) (ii), or a school social worker or counselor;
97 or

98 (3) A licensed attorney representing the minor in any
99 legal matter."; and

100 Further amend said bill, page 5, section 193.265, line
101 128 by inserting after all of said line the following:

102 "302.178. 1. Any person between the ages of sixteen
103 and eighteen years who is qualified to obtain a license
104 pursuant to sections 302.010 to 302.340 may apply for, and
105 the director shall issue, an intermediate driver's license
106 entitling the applicant, while having such license in his or
107 her possession, to operate a motor vehicle of the
108 appropriate class upon the highways of this state in
109 conjunction with the requirements of this section. An
110 intermediate driver's license shall be readily
111 distinguishable from a license issued to those over the age
112 of eighteen. All applicants for an intermediate driver's
113 license shall:

114 (1) Successfully complete the examination required by
115 section 302.173;

116 (2) Pay the fee required by subsection 4 of this
117 section;

118 (3) Have had a temporary instruction permit issued
119 pursuant to subsection 1 of section 302.130 for at least a
120 six-month period or a valid license from another state; and

121 (4) Have a parent, grandparent, legal guardian, or, if
122 the applicant is a participant in a federal residential job
123 training program, a driving instructor employed by a federal

124 residential job training program, sign the application
125 stating that the applicant has completed at least forty
126 hours of supervised driving experience under a temporary
127 instruction permit issued pursuant to subsection 1 of
128 section 302.130, or, if the applicant is an emancipated
129 minor, the person over twenty-one years of age who
130 supervised such driving. For purposes of this section, the
131 term "emancipated minor" means a person who is at least
132 sixteen years of age, but less than eighteen years of age,
133 who:

134 (a) Marries with the consent of the legal custodial
135 parent or legal guardian pursuant to section 451.080;

136 (b) Has been declared emancipated by a court of
137 competent jurisdiction;

138 (c) Enters active duty in the Armed Forces;

139 (d) Has written consent to the emancipation from the
140 custodial parent or legal guardian; [or]

141 (e) Through employment or other means provides for
142 such person's own food, shelter and other cost-of-living
143 expenses; or

144 (f) Qualifies as a homeless child or homeless youth,
145 as defined in subsection 1 of section 167.020, or as an
146 unaccompanied youth as defined in 42 U.S.C. Section
147 11434a(6), and whose status as such is verified as provided
148 under subsection 10 of this section;

149 (5) Have had no alcohol-related enforcement contacts
150 as defined in section 302.525 during the preceding twelve
151 months; and

152 (6) Have no nonalcoholic traffic convictions for which
153 points are assessed pursuant to section 302.302, within the
154 preceding six months.

155 2. An intermediate driver's license grants the
156 licensee the same privileges to operate that classification

157 of motor vehicle as a license issued pursuant to section
158 302.177, except that no person shall operate a motor vehicle
159 on the highways of this state under such an intermediate
160 driver's license between the hours of 1:00 a.m. and 5:00
161 a.m. unless accompanied by a person described in subsection
162 1 of section 302.130; except the licensee may operate a
163 motor vehicle without being accompanied if the travel is to
164 or from a school or educational program or activity, a
165 regular place of employment or in emergency situations as
166 defined by the director by regulation.

167 3. Each intermediate driver's license shall be
168 restricted by requiring that the driver and all passengers
169 in the licensee's vehicle wear safety belts at all times.
170 This safety belt restriction shall not apply to a person
171 operating a motorcycle. For the first six months after
172 issuance of the intermediate driver's license, the holder of
173 the license shall not operate a motor vehicle with more than
174 one passenger who is under the age of nineteen who is not a
175 member of the holder's immediate family. As used in this
176 subsection, an intermediate driver's license holder's
177 immediate family shall include brothers, sisters,
178 stepbrothers or stepsisters of the driver, including adopted
179 or foster children residing in the same household of the
180 intermediate driver's license holder. After the expiration
181 of the first six months, the holder of an intermediate
182 driver's license shall not operate a motor vehicle with more
183 than three passengers who are under nineteen years of age
184 and who are not members of the holder's immediate family.
185 The passenger restrictions of this subsection shall not be
186 applicable to any intermediate driver's license holder who
187 is operating a motor vehicle being used in agricultural work-
188 related activities.

189 4. Notwithstanding the provisions of section 302.177
190 to the contrary, the fee for an intermediate driver's
191 license shall be five dollars and such license shall be
192 valid for a period of two years. Such fee shall be waived
193 for any person qualifying as an emancipated minor under
194 subdivision (4) of subsection 1 of this section.

195 5. Any intermediate driver's licensee accumulating six
196 or more points in a twelve-month period may be required to
197 participate in and successfully complete a driver-
198 improvement program approved by the state highways and
199 transportation commission. The driver-improvement program
200 ordered by the director of revenue shall not be used in lieu
201 of point assessment.

202 6. (1) An intermediate driver's licensee who has, for
203 the preceding twelve-month period, had no alcohol-related
204 enforcement contacts, as defined in section 302.525 and no
205 traffic convictions for which points are assessed, upon
206 reaching the age of eighteen years or within the thirty days
207 immediately preceding their eighteenth birthday may apply
208 for and receive without further examination, other than a
209 vision test as prescribed by section 302.173, a license
210 issued pursuant to this chapter granting full driving
211 privileges. Such person shall pay the required fee for such
212 license as prescribed in section 302.177.

213 (2) If an intermediate driver's license expires on a
214 Saturday, Sunday, or legal holiday, such license shall
215 remain valid for the five business days immediately
216 following the expiration date. In no case shall a licensee
217 whose intermediate driver's license expires on a Saturday,
218 Sunday, or legal holiday be guilty of an offense of driving
219 with an expired or invalid driver's license if such offense
220 occurred within five business days immediately following an

221 expiration date that occurs on a Saturday, Sunday, or legal
222 holiday.

223 (3) The director of revenue shall deny an application
224 for a full driver's license until the person has had no
225 traffic convictions for which points are assessed for a
226 period of twelve months prior to the date of application for
227 license or until the person is eligible to apply for a six-
228 year driver's license as provided for in section 302.177,
229 provided the applicant is otherwise eligible for full
230 driving privileges. An intermediate driver's license shall
231 expire when the licensee is eligible and receives a full
232 driver's license as prescribed in subdivision (1) of this
233 section.

234 7. No person upon reaching the age of eighteen years
235 whose intermediate driver's license and driving privilege is
236 denied, suspended, cancelled or revoked in this state or any
237 other state for any reason may apply for a full driver's
238 license until such license or driving privilege is fully
239 reinstated. Any such person whose intermediate driver's
240 license has been revoked pursuant to the provisions of
241 sections 302.010 to 302.540 shall, upon receipt of
242 reinstatement of the revocation from the director, pass the
243 complete driver examination, apply for a new license, and
244 pay the proper fee before again operating a motor vehicle
245 upon the highways of this state.

246 8. A person shall be exempt from the intermediate
247 licensing requirements if the person has reached the age of
248 eighteen years and meets all other licensing requirements.

249 9. Any person who violates any of the provisions of
250 this section relating to intermediate drivers' licenses or
251 the provisions of section 302.130 relating to temporary
252 instruction permits is guilty of an infraction, and no

253 points shall be assessed to his or her driving record for
254 any such violation.

255 10. A person's status as a homeless child or youth or
256 unaccompanied youth under paragraph (f) of subdivision (4)
257 of subsection 1 of this section shall be verified by a
258 letter signed by one of the following persons:

259 (1) A director or designee of a governmental or
260 nonprofit agency that receives public or private funding to
261 provide services to homeless persons;

262 (2) A local education agency liaison for homeless
263 children and youth designated under 42 U.S.C. Section
264 11432(g) (1) (J) (ii), or a school social worker or counselor;
265 or

266 (3) A licensed attorney representing the minor in any
267 legal matter.

268 11. Any rule or portion of a rule, as that term is
269 defined in section 536.010, that is created under the
270 authority delegated in this section shall become effective
271 only if it complies with and is subject to all of the
272 provisions of chapter 536 and, if applicable, section
273 536.028. This section and chapter 536 are nonseverable and
274 if any of the powers vested with the general assembly
275 pursuant to chapter 536 to review, to delay the effective
276 date or to disapprove and annul a rule are subsequently held
277 unconstitutional, then the grant of rulemaking authority and
278 any rule proposed or adopted after August 28, 2000, shall be
279 invalid and void.

280 302.181. 1. The license issued pursuant to the
281 provisions of sections 302.010 to 302.340 shall be in such
282 form as the director shall prescribe, but the license shall
283 be a card made of plastic or other comparable material. All
284 licenses shall be manufactured of materials and processes
285 that will prohibit, as nearly as possible, the ability to

286 reproduce, alter, counterfeit, forge, or duplicate any
287 license without ready detection. The license shall also
288 bear the expiration date of the license, the classification
289 of the license, the name, date of birth, residence address
290 including the county of residence or a code number
291 corresponding to such county established by the department,
292 and brief description and colored digitized image of the
293 licensee, and a facsimile of the signature of the licensee.
294 The director shall provide by administrative rule the
295 procedure and format for a licensee to indicate on the back
296 of the license together with the designation for an
297 anatomical gift as provided in section 194.240 the name and
298 address of the person designated pursuant to sections
299 404.800 to 404.865 as the licensee's attorney in fact for
300 the purposes of a durable power of attorney for health care
301 decisions. No license shall be valid until it has been so
302 signed by the licensee. If any portion of the license is
303 prepared by a private firm, any contract with such firm
304 shall be made in accordance with the competitive purchasing
305 procedures as established by the state director of the
306 division of purchasing.

307 2. All digital images produced for licenses shall
308 become the property of the department of revenue.

309 3. The license issued shall be carried at all times by
310 the holder thereof while driving a motor vehicle, and shall
311 be displayed upon demand of any officer of the highway
312 patrol, or any police officer or peace officer, or any other
313 duly authorized person, for inspection when demand is made
314 therefor. Failure of any operator of a motor vehicle to
315 exhibit his or her license to any duly authorized officer
316 shall be presumptive evidence that such person is not a duly
317 licensed operator.

318 4. The director of revenue shall not issue a license
319 without a facial digital image of the license applicant,
320 except as provided pursuant to subsection 7 of this
321 section. A digital image of the applicant's full facial
322 features shall be taken in a manner prescribed by the
323 director. No digital image shall be taken wearing anything
324 which cloaks the facial features of the individual.

325 5. The department of revenue may issue a temporary
326 license or a full license without the photograph or with the
327 last photograph or digital image in the department's records
328 to members of the Armed Forces, except that where such
329 temporary license is issued it shall be valid only until the
330 applicant shall have had time to appear and have his or her
331 picture taken and a license with his or her photograph
332 issued.

333 6. The department of revenue shall issue upon request
334 a nondriver's license card containing essentially the same
335 information and photograph or digital image, except as
336 provided pursuant to subsection 7 of this section, as the
337 driver's license upon payment of six dollars. All
338 nondriver's licenses shall expire on the applicant's
339 birthday in the sixth year after issuance. A person who has
340 passed his or her seventieth birthday shall upon application
341 be issued a nonexpiring nondriver's license card.
342 Notwithstanding any other provision of this chapter, a
343 nondriver's license containing a concealed carry endorsement
344 shall expire three years from the date the certificate of
345 qualification was issued pursuant to section 571.101, as
346 section 571.101 existed prior to August 28, 2013. The fee
347 for nondriver's licenses issued for a period exceeding three
348 years is six dollars or three dollars for nondriver's
349 licenses issued for a period of three years or less. The
350 nondriver's license card shall be used for identification

351 purposes only and shall not be valid as a license. No fee
352 shall be required or collected from a homeless child or
353 homeless youth, as defined in subsection 1 of section
354 167.020, or unaccompanied youth, as defined in 42 U.S.C.
355 Section 11434a(6), for a first nondriver's license card
356 issued under this subsection. Such person's status as a
357 homeless child or youth or unaccompanied youth shall be
358 verified by a letter signed by one of the following persons:

359 (1) A director or designee of a governmental or
360 nonprofit agency that receives public or private funding to
361 provide services to homeless persons;

362 (2) A local education agency liaison for homeless
363 children and youth designated under 42 U.S.C. Section
364 11432(g) (1) (J) (ii), or a school social worker or counselor;
365 or

366 (3) A licensed attorney representing the minor in any
367 legal matter.

368 7. If otherwise eligible, an applicant may receive a
369 driver's license or nondriver's license without a photograph
370 or digital image of the applicant's full facial features
371 except that such applicant's photograph or digital image
372 shall be taken and maintained by the director and not
373 printed on such license. In order to qualify for a license
374 without a photograph or digital image pursuant to this
375 section the applicant must:

376 (1) Present a form provided by the department of
377 revenue requesting the applicant's photograph be omitted
378 from the license or nondriver's license due to religious
379 affiliations. The form shall be signed by the applicant and
380 another member of the religious tenant verifying the
381 photograph or digital image exemption on the license or
382 nondriver's license is required as part of their religious

383 affiliation. The required signatures on the prescribed form
384 shall be properly notarized;

385 (2) Provide satisfactory proof to the director that
386 the applicant has been a United States citizen for at least
387 five years and a resident of this state for at least one
388 year, except that an applicant moving to this state
389 possessing a valid driver's license from another state
390 without a photograph shall be exempt from the one-year state
391 residency requirement. The director may establish rules
392 necessary to determine satisfactory proof of citizenship and
393 residency pursuant to this section;

394 (3) Applications for a driver's license or nondriver's
395 license without a photograph or digital image must be made
396 in person at a license office determined by the director.
397 The director is authorized to limit the number of offices
398 that may issue a driver's or nondriver's license without a
399 photograph or digital image pursuant to this section.

400 8. The department of revenue shall make available, at
401 one or more locations within the state, an opportunity for
402 individuals to have their full facial photograph taken by an
403 employee of the department of revenue, or their designee,
404 who is of the same sex as the individual being photographed,
405 in a segregated location.

406 9. Beginning July 1, 2005, the director shall not
407 issue a driver's license or a nondriver's license for a
408 period that exceeds an applicant's lawful presence in the
409 United States. The director may, by rule or regulation,
410 establish procedures to verify the lawful presence of the
411 applicant and establish the duration of any driver's license
412 or nondriver's license issued under this section.

413 10. (1) Notwithstanding any biometric data
414 restrictions contained in section 302.170, the department of
415 revenue is hereby authorized to design and implement a

416 secure digital driver's license program that allows
417 applicants applying for a driver's license in accordance
418 with this chapter to obtain a secure digital driver's
419 license in addition to the physical card-based license
420 specified in this section.

421 (2) A digital driver's license as described in this
422 subsection shall be accepted for all purposes for which a
423 license, as defined in section 302.010, is used.

424 (3) The department may contract with one or more
425 entities to develop the secure digital driver's license
426 system. The department or entity may develop a mobile
427 software application capable of being utilized through a
428 person's electronic device to access the person's secure
429 digital driver's license.

430 (4) The department shall suspend, disable, or
431 terminate a person's participation in the secure digital
432 driver's license program if:

433 (a) The person's driving privilege is suspended,
434 revoked, denied, withdrawn, or cancelled as provided in this
435 chapter; or

436 (b) The person reports that the person's electronic
437 device has been lost, stolen, or compromised.

438 11. The director of the department of revenue may
439 promulgate rules as necessary for the implementation of this
440 section. Any rule or portion of a rule, as that term is
441 defined in section 536.010 that is created under the
442 authority delegated in this section shall become effective
443 only if it complies with and is subject to all of the
444 provisions of chapter 536 and, if applicable, section
445 536.028. This section and chapter 536 are nonseverable and
446 if any of the powers vested with the general assembly
447 pursuant to chapter 536 to review, to delay the effective
448 date, or to disapprove and annul a rule are subsequently

449 held unconstitutional, then the grant of rulemaking
450 authority and any rule proposed or adopted after August 28,
451 2020, shall be invalid and void."; and
452 Further amend the title and enacting clause accordingly.