

SECOND REGULAR SESSION

# HOUSE BILL NO. 836

## 92ND GENERAL ASSEMBLY

---

INTRODUCED BY REPRESENTATIVE CUNNINGHAM (86).

Pre-filed December 11, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

2541L.021

---

### AN ACT

To repeal section 301.130, RSMo, and to enact in lieu thereof one new section relating to commercial motor vehicles.

---

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

Section A. Section 301.130, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.130, to read as follows:

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

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

**EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law. Matter in boldface type in the above law is proposed language.**

17           3. All property-carrying commercial motor vehicles to be registered at a gross weight in  
18 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local  
19 transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, motorscooters and  
20 driveaway vehicles shall be registered with the director of revenue as provided for in subsection  
21 3 of section 301.030[, but only one license plate shall be issued for each such vehicle except as  
22 provided in this subsection. The applicant for registration of any property-carrying commercial  
23 motor vehicle may request and be issued two license plates for such vehicle, and if such plates  
24 are issued the director of revenue may assess and collect an additional charge from the applicant  
25 in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of  
26 section 301.144]. **All property-carrying commercial motor vehicles registered at a gross  
27 weight in excess of twelve thousand pounds and all passenger-carrying commercial motor  
28 vehicles shall be issued two license plates, and local transit buses, school buses, trailers,  
29 semitrailers, motorcycles, motortricycles, motorscooters, and driveaway vehicles shall be  
30 issued one license plate only.**

31           4. The plates issued to manufacturers and dealers shall bear the letter "D" preceding the  
32 number, and the director may place upon the plates other letters or marks to distinguish  
33 commercial motor vehicles and trailers and other types of motor vehicles.

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

52           6. (1) The director of revenue shall issue annually a tab or set of tabs as evidence of the

53 annual payment of registration fees and the current registration of a vehicle in lieu of the set of  
54 plates.

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

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

59 (4) Except as provided in subdivision (1) of this subsection, the director of revenue shall  
60 issue plates for a period of at least five years.

61 (5) For those commercial motor vehicles and trailers registered pursuant to section  
62 301.041, the plate issued by the director of revenue shall be a permanent nonexpiring license  
63 plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any  
64 vehicle permanently registered pursuant to this section from the obligation to pay the annual  
65 registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned  
66 to the director of revenue upon the sale or disposal of the vehicle by the owner to whom the  
67 permanent nonexpiring license plate is issued, or the plate may be transferred to a replacement  
68 commercial motor vehicle when the owner files a supplemental application with the Missouri  
69 highway reciprocity commission for the registration of such replacement commercial motor  
70 vehicle. Upon payment of the annual registration fee, the director of revenue shall issue a  
71 certificate of registration or other suitable evidence of payment of the annual fee, and such  
72 evidence of payment shall be carried at all times in the vehicle for which it is issued.

73 (6) Upon the sale or disposal of any vehicle permanently registered under this section,  
74 or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued  
75 for such vehicle shall be returned to the director and shall not be valid for operation of such  
76 vehicle, or the plate may be transferred to a replacement vehicle when the owner files a  
77 supplemental application with the Missouri highway reciprocity commission for the registration  
78 of such replacement vehicle. If a vehicle which is permanently registered under this section is  
79 sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be given  
80 credit for any unused portion of the annual registration fee when the vehicle is replaced by the  
81 purchase or lease of another vehicle during the registration year.

82 7. The director of revenue may prescribe rules and regulations for the effective  
83 administration of this section. No rule or portion of a rule promulgated under the authority of  
84 this section shall become effective unless it has been promulgated pursuant to the provisions of  
85 section 536.024, RSMo.

86 8. Notwithstanding the provisions of any other law to the contrary, owners of motor  
87 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess  
88 of eighteen thousand pounds gross weight may apply for special personalized license plates.

89 Vehicles licensed for eighteen thousand pounds that display special personalized license plates  
90 shall be subject to the provisions of subsections 1 and 2 of section 301.030.