

SECOND REGULAR SESSION

# HOUSE BILL NO. 1583

## 92ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES SCHLOTTACH (Sponsor), VIEBROCK, THRELKELD,  
MORRIS, DEEKEN, SCHNEIDER, RICHARD, DETHROW, JONES, KUESSNER, GREEN,  
WILSON (130) AND CRAWFORD (Co-sponsors).

Read 1<sup>st</sup> time February 26, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4738L.011

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### AN ACT

To repeal sections 21.795, 301.129, 301.144, and 301.2999, RSMo, and to enact in lieu thereof six new sections relating to motor vehicles, with an effective date.

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

Section A. Sections 21.795, 301.129, 301.144, and 301.2999, RSMo, are repealed and  
2 six new sections enacted in lieu thereof, to be known as sections 21.795, 301.144, 301.2999,  
3 301.3150, 301.3152, and 301.3154, RSMo, to read as follows:

21.795. 1. There is established a permanent joint committee of the general assembly to  
2 be known as the "Joint Committee on Transportation Oversight" to be composed of seven  
3 members of the standing transportation committees of both the senate and the house of  
4 representatives and three nonvoting ex officio members. Of the fourteen members to be  
5 appointed to the joint committee, the seven senate members of the joint committee shall be  
6 appointed by the president pro tem of the senate and minority leader of the senate and the seven  
7 house members shall be appointed by the speaker of the house of representatives and the  
8 minority floor leader of the house of representatives. No major party shall be represented by  
9 more than four members from the house of representatives nor more than four members from the  
10 senate. The ex officio members shall be the state auditor, the director of the oversight division  
11 of the committee on legislative research, and the commissioner of the office of administration  
12 or the designee of such auditor, director or commissioner. The joint committee shall be chaired  
13 jointly by both chairs of the senate and house transportation committees. A majority of the  
14 committee shall constitute a quorum, but the concurrence of a majority of the members, other

**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.**

15 than the ex officio members, shall be required for the determination of any matter within the  
16 committee's duties.

17         2. The transportation inspector general shall be appointed by majority vote of a group  
18 consisting of the speaker of the house of representatives, the minority floor leader of the house  
19 of representatives, the president pro tempore of the senate, and the minority floor leader of the  
20 senate. It shall be the duty of the inspector general to serve as the executive director of the joint  
21 committee on transportation oversight. The compensation of the inspector general and other  
22 personnel shall be paid from the joint contingent fund or jointly from the senate and house  
23 contingent funds until an appropriation is made therefor. No funds from highway user fees or  
24 other funds allocated for the operation of the department of transportation shall be used for the  
25 compensation of the inspector general and his or her staff. The joint committee inspector general  
26 initially appointed pursuant to this section shall take office January 1, 2004, for a term ending  
27 June 30, 2005. Subsequent joint committee on transportation oversight directors shall be  
28 appointed for five-year terms, beginning July 1, 2005. Any joint committee on transportation  
29 oversight inspector general whose term is expiring shall be eligible for reappointment. The  
30 inspector general of the joint committee on transportation oversight shall:

31         (1) Be qualified by training or experience in transportation policy, management of  
32 transportation organizations, accounting, auditing, financial analysis, law, management analysis,  
33 or public administration;

34         (2) Report to and be under the general supervision of the joint committee. The joint  
35 committee on transportation oversight shall, by a majority vote, direct the inspector general to  
36 perform specific investigations, reviews, audits, or other studies of the state department of  
37 transportation, in which instance the director shall report the findings and recommendations  
38 directly to the joint committee on transportation oversight. All investigations, reviews, audits,  
39 or other studies performed by the director shall be conducted so that the general assembly can  
40 procure information to assist it in formulating transportation legislation and policy for this state;

41         (3) Receive and process citizen complaints relating to transportation issues. The  
42 inspector general shall, when necessary, submit a written complaint report to the joint committee  
43 on transportation oversight and the highways and transportation commission. The complaint  
44 report shall contain the date, time, nature of the complaint, and any immediate facts and  
45 circumstances surrounding the initial report of the complaint. The inspector general shall  
46 investigate a citizen complaint if he or she is directed to do so by a majority of the joint  
47 committee on transportation oversight;

48         (4) Investigate complaints from current and former employees of the department of  
49 transportation if the inspector general receives information from an employee which shows:

50         (a) The department is violating a law, rule, or regulation;

- 51 (b) Gross mismanagement by department officers;  
52 (c) Waste of funds by the department;  
53 (d) That the department is engaging in activities which pose a danger to public health  
54 and safety;
- 55 (5) Maintain confidentiality with respect to all matters and the identities of the  
56 complainants or witnesses coming before the inspector general except insofar as disclosures may  
57 be necessary to enable the inspector general to carry out duties and to support recommendations;
- 58 (6) Maintain records of all investigations conducted, including any record or document  
59 or thing, any summary, writing, complaint, data of any kind, tape or video recordings, electronic  
60 transmissions, e-mail, or other paper or electronic documents, records, reports, digital recordings,  
61 photographs, software programs and software, expense accounts, phone logs, diaries, travel logs,  
62 or other things, including originals or copies of any of the above. Records of investigations by  
63 the inspector general shall be an "investigative report" of law enforcement agency pursuant to  
64 the provisions of section 610.100, RSMo. As provided in such section, such records shall be a  
65 closed record until the investigation becomes inactive. If the inspector general refers a violation  
66 of law to the appropriate prosecuting attorney or the attorney general, such records shall be  
67 transmitted with the referral. If the inspector general finds no violation of law or determines not  
68 to refer the subject of the investigation to the appropriate prosecuting attorney or the attorney  
69 general regarding matters referred to the appropriate prosecuting attorney or the attorney general  
70 and the statute of limitations expires without any action being filed, the record shall remain  
71 closed. As provided in section 610.100, RSMo, any person may bring an action pursuant to this  
72 section in the circuit court having jurisdiction to authorize disclosure of information in the  
73 records of the inspector general which would otherwise be closed pursuant to this section. Any  
74 disclosure of records by the inspector general in violation of this section shall be grounds for a  
75 suit brought by any individual, person, or corporation to recover damages, and upon award to the  
76 plaintiff reasonable attorney's fees.
- 77 3. The department of transportation shall submit a written report prior to November tenth  
78 of each year to the governor, lieutenant governor, and every member of the senate and house of  
79 representatives. The report shall be posted to the department's Internet website so that general  
80 assembly members may elect to access a copy of the report electronically. The written report  
81 shall contain the following:
- 82 (1) A comprehensive financial report of all funds for the preceding state fiscal year  
83 which shall include a report by independent certified public accountants, selected by the  
84 commissioner of the office of administration, attesting that the financial statements present fairly  
85 the financial position of the department in conformity with generally accepted government  
86 accounting principles. This report shall include amounts of:

87 (a) State revenues by sources, including all new state revenue derived from highway  
88 users which results from action of the general assembly or voter-approved measures taken after  
89 August 28, 2003, and projects funded in whole or in part from such new state revenue, and  
90 amounts of federal revenues by source;

91 (b) Any other revenues available to the department by source;

92 (c) Funds appropriated, the amount the department has budgeted and expended for the  
93 following: contracts, right-of-way purchases, preliminary and construction engineering,  
94 maintenance operations and administration;

95 (d) Total state and federal revenue compared to the revenue estimate in the fifteen-year  
96 highway plan as adopted in 1992.

97

98 All expenditures made by, or on behalf of, the department for personal services including fringe  
99 benefits, all categories of expense and equipment, real estate and capital improvements shall be  
100 assigned to the categories listed in this subdivision in conformity with generally accepted  
101 government accounting principles;

102 (2) A detailed explanation of the methods or criteria employed to select construction  
103 projects, including a listing of any new or reprioritized projects not mentioned in a previous  
104 report, and an explanation as to how the new or reprioritized projects meet the selection methods  
105 or criteria;

106 (3) The proposed allocation and expenditure of moneys and the proposed work plan for  
107 the current fiscal year, at least the next four years, and for any period of time expressed in any  
108 public transportation plan approved by either the general assembly or by the voters of Missouri.  
109 This proposed allocation and expenditure of moneys shall include the amounts of proposed  
110 allocation and expenditure of moneys in each of the categories listed in subdivision (1) of this  
111 subsection;

112 (4) The amounts which were planned, estimated and expended for projects in the state  
113 highway and bridge construction program or any other projects relating to other modes of  
114 transportation in the preceding state fiscal year and amounts which have been planned, estimated  
115 or expended by project for construction work in progress;

116 (5) The current status as to completion, by project, of the fifteen-year road and bridge  
117 program adopted in 1992. The first written report submitted pursuant to this section shall include  
118 the original cost estimate, updated estimate and final completed cost by project. Each written  
119 report submitted thereafter shall include the cost estimate at the time the project was placed on  
120 the most recent five-year highway and bridge construction plan and the final completed cost by  
121 project;

122 (6) The reasons for cost increases or decreases exceeding five million dollars or ten

123 percent relative to cost estimates and final completed costs for projects in the state highway and  
124 bridge construction program or any other projects relating to other modes of transportation  
125 completed in the preceding state fiscal year. Cost increases or decreases shall be determined by  
126 comparing the cost estimate at the time the project was placed on the most recent five-year  
127 highway and bridge construction plan and the final completed cost by project. The reasons shall  
128 include the amounts resulting from inflation, departmentwide design changes, changes in project  
129 scope, federal mandates, or other factors;

130 (7) Specific recommendations for any statutory or regulatory changes necessary for the  
131 efficient and effective operation of the department;

132 (8) An accounting of the total amount of state, federal and earmarked federal highway  
133 funds expended in each district of the department of transportation; and

134 (9) Any further information specifically requested by the joint committee on  
135 transportation oversight.

136 4. Prior to December first of each year, the committee shall hold an annual meeting and  
137 call before its members, officials or employees of the state highways and transportation  
138 commission or department of transportation, as determined by the committee, for the sole  
139 purpose of receiving and examining the report required pursuant to subsection 3 of this section.  
140 The joint committee may also call before its members at the annual meeting, the inspector  
141 general of the joint committee on transportation oversight for purposes authorized in this section.  
142 The committee shall not have the power to modify projects or priorities of the state highways and  
143 transportation commission or department of transportation. The committee may make  
144 recommendations to the state highways and transportation commission or the department of  
145 transportation. Disposition of those recommendations shall be reported by the commission or  
146 the department to the joint committee on transportation oversight.

147 5. In addition to the annual meeting required by subsection 4 of this section, the  
148 committee shall meet two times each year. The co-chairs of the committee shall establish an  
149 agenda for each meeting that may include, but not be limited to, the following items to be  
150 discussed with the committee members throughout the year during the scheduled meeting:

151 (1) Presentation of a prioritized plan for all modes of transportation;

152 (2) Discussion of department efficiencies and expenditure of cost-savings within the  
153 department;

154 (3) Presentation of a status report on department of transportation revenues and  
155 expenditures, including a detailed summary of projects funded by new state revenue as provided  
156 in paragraph (a) of subdivision (1) of subsection 3 of this section;

157 (4) Review of any report from the joint committee inspector general; and

158 (5) Implementation of any actions as may be deemed necessary by the committee as

159 authorized by law.

160

161 The co-chairs of the committee may call special meetings of the committee with ten days' notice  
162 to the members of the committee, the director of the department of transportation, and the  
163 department of transportation.

164 **6. The committee shall also review for approval or denial all applications for the**  
165 **development of specialty plates submitted to it by the department of revenue. The**  
166 **committee shall approve such application by simple majority. The committee shall notify**  
167 **the director of the department of revenue upon approval or denial of an application for the**  
168 **development of a specialty plate.**

169 **7.** The committee shall submit records of its meetings to the secretary of the senate and  
170 the chief clerk of the house of representatives in accordance with sections 610.020 and 610.023,  
171 RSMo.

301.144. 1. The director of revenue shall establish and issue special personalized license  
2 plates containing letters or numbers or combinations of letters and numbers, not to exceed [six]  
3 **seven** characters in length. Such license plates shall be made with fully reflective material with  
4 a common color scheme and design, shall be clearly visible at night, and shall be aesthetically  
5 attractive, as prescribed by section 301.130. Any person desiring to obtain a special personalized  
6 license plate for any motor vehicle **the person owns, either solely or jointly**, other than an  
7 **apportioned motor vehicle** or a commercial motor vehicle licensed [for more than twelve] **in**  
8 **excess of eighteen** thousand pounds **gross weight** shall apply to the director of revenue on a  
9 form provided by the director and shall pay a fee of [fifteen] **twenty-five** dollars in addition to  
10 the regular registration fees. The director of revenue shall issue rules and regulations setting the  
11 standards and establishing the procedure for application for and issuance of the special  
12 personalized license plates and shall provide a deadline each year for the applications. Any rule  
13 or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the  
14 authority delegated in this section shall become effective only if it complies with and is subject  
15 to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This  
16 section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the  
17 general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to  
18 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking  
19 authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void. No  
20 two owners shall be issued identical plates. An owner shall make a new application and pay a  
21 new fee each year such owner desires to obtain or retain special personalized license plates;  
22 however, notwithstanding the provisions of subsection 8 of section 301.130 to the contrary, the  
23 director shall allow the special personalized license plates to be replaced with new plates every

24 three years without any additional charge, above the fee established in this section, to the renewal  
25 applicant. Any person currently in possession of an approved personalized license plate shall  
26 have first priority on that particular plate for each of the following years that timely and  
27 appropriate application is made.

28         2. No personalized license plates shall be issued containing any letters, numbers or  
29 combination of letters and numbers which are obscene, profane, patently offensive or  
30 contemptuous of a racial or ethnic group, or offensive to good taste or decency, or would present  
31 an unreasonable danger to the health or safety of the applicant, of other users of streets and  
32 highways, or of the public in any location where the vehicle with such a plate may be found. The  
33 director may recall any personalized license plates, including those issued prior to August 28,  
34 1992, if the director determines that the plates are obscene, profane, patently offensive or  
35 contemptuous of a racial or ethnic group, or offensive to good taste or decency, or would present  
36 an unreasonable danger to the health or safety of the applicant, of other users of streets and  
37 highways, or of the public in any location where the vehicle with such a plate may be found.  
38 Where the director recalls such plates pursuant to the provisions of this subsection, the director  
39 shall reissue personalized license plates to the owner of the motor vehicle for which they were  
40 issued at no charge, if the new plates proposed by the owner of the motor vehicle meet the  
41 standards established pursuant to this section. The director shall not apply the provisions of this  
42 statute in a way that violates the Missouri or United States Constitutions as interpreted by the  
43 courts with controlling authority in the state of Missouri. The primary purpose of motor vehicle  
44 licence plates is to identify motor vehicles. Nothing in the issuance of a personalized license  
45 plate creates a designated or limited public forum. Nothing contained in this subsection shall be  
46 interpreted to prohibit the use of license plates, which are no longer valid for registration  
47 purposes, as collector's items or for decorative purposes.

48         3. The director may also establish categories of special license plates from which license  
49 plates may be issued. Any such person, other than a person exempted from the additional fee  
50 pursuant to subsection 6 of this section, that desires a personalized special license plate from any  
51 such category shall pay the same additional fee and make the same kind of application as that  
52 required by subsection 1 of this section, and the director shall issue such plates in the same  
53 manner as other personalized special license plates are issued.

54         4. The director of revenue shall issue to residents of the state of Missouri who hold an  
55 unrevoked and unexpired official amateur radio license issued by the Federal Communications  
56 Commission, upon application and upon payment of the additional fee specified in subsection  
57 1 of this section, except for a person exempted from the additional fee pursuant to subsection 6  
58 of this section, personalized special license plates bearing the official amateur radio call letters  
59 assigned by the Federal Communications Commission to the applicant. The application shall

60 be accompanied by [an affidavit stating] **a statement asserting** that the applicant has an  
61 unrevoked and unexpired amateur radio license issued by the Federal Communications  
62 Commission and the official radio call letters assigned by the Federal Communications  
63 Commission to the applicant.

64         5. Notwithstanding any other provision to the contrary, any business that repossesses  
65 motor vehicles or trailers and sells or otherwise disposes of them shall be issued a placard  
66 displaying the word "Repossessed", provided such business pays the fees presently required of  
67 a manufacturer, distributor, or dealer in subsection 1 of section 301.253. Such placard shall bear  
68 a number and shall be in such form as the director of revenue shall determine, and shall be only  
69 used for demonstrations when displayed substantially as provided for number plates on the rear  
70 of the motor vehicle or trailer.

71         6. Notwithstanding any provision of law to the contrary, any person who has retired from  
72 any branch of the United States armed forces or reserves, the United States Coast Guard or  
73 reserve, the United States Merchant Marines or reserve, the National Guard, or any subdivision  
74 of any such services shall be exempt from the additional fee required for personalized license  
75 plates issued pursuant to section 301.441. As used in this subsection, "retired" means having  
76 served twenty or more years in the appropriate branch of service and having received an  
77 honorable discharge.

301.2999. 1. No specialized license plate shall be issued after January 1, 2002, by the  
2 director of revenue which proposes to raise revenue or funds for an organization which  
3 authorizes the use of its emblem for a fee unless such organization:

4         (1) Is a governmental entity; or

5         (2) Is an organization registered pursuant to section 501(c) of the 1986 Internal Revenue  
6 Code, as amended, or an equivalent law which applies to such not-for-profit entity.

7         2. Any organization which raises revenues or funds through the sponsorship of  
8 specialized license plates issued pursuant to the provisions of this chapter enacted prior to  
9 January 1, 2002, shall have until January 1, 2004, to comply with the provisions of this section.  
10 The director shall verify that all organizations that are paid fees for the use of their emblems for  
11 specialized license plates are complying with the provisions of this section. The director shall  
12 require all organizations which receive revenues for or funds for the use of their emblems to  
13 verify their status as a governmental entity or a qualified not-for-profit organization as provided  
14 in subsection 1 of this section, in a format prescribed by the director. Any specialized license  
15 plates issued prior to January 1, 2004, shall remain valid for the period in which they were  
16 registered, regardless of the status of the sponsoring organization.

17         3. Any moneys received by an organization authorizing the use of its emblem or insignia  
18 for a specialized license plate shall only be used by such organization to carry out the



19 organization's charitable mission. Such moneys shall not be used for salaries or any  
20 administrative costs of the organization. No individual member of any organization authorizing  
21 the use of its emblem or insignia for a specialized license plate shall derive any personal  
22 pecuniary gain from any fees the organization collects.

23 4. The director of revenue shall not authorize the manufacture of the material to produce  
24 such specialized license plates with the individual seal, logo, or emblem until such time the  
25 director has received one hundred applications for such plates. [An organization shall be exempt  
26 from the provisions of this subsection if it deposits with the department of revenue the actual cost  
27 of producing the initial issuance of such plates and the director receives at least ten applications  
28 for such plates.]

29 5. The provisions of this section shall not apply to any special license plates which bears  
30 the emblem or insignia of a branch of the U.S. military or a military organization.

**301.3150. 1. An organization, other than an organization seeking a special military  
2 license plate, that seeks authorization to establish a new specialty license plate shall initially  
3 petition the department of revenue by submitting the following:**

4 **(1) An application in a form prescribed by the director for the particular specialty  
5 license plate being sought, describing the proposed specialty license plate in general terms.  
6 The application may contain written testimony for support of this specialty plate;**

7 **(2) Each application submitted pursuant to this section shall be accompanied by  
8 a list of at least one hundred potential applicants who plan to purchase the specialty plate  
9 if the specialty plate is approved pursuant to this section;**

10 **(3) An application fee, not to exceed five thousand dollars, to defray the  
11 department's cost for reviewing the application and developing the specialty license plate,  
12 if authorized; and**

13 **(4) All moneys received by the department of revenue, excluding the twenty-five  
14 dollar specialty license plate authorized by this section, for the reviewing and development  
15 of specialty plates shall be deposited in the state treasury to the credit of the "Department  
16 of Revenue Specialty Plate Fund" which is hereby created. The state treasurer shall be  
17 custodian of the fund and shall make disbursements from the funds requested by the  
18 Missouri director of revenue for personal services, expenses, and equipment required to  
19 prepare, review, develop, and disseminate a new specialty plate and process the one  
20 hundred applications and to refund deposits for the application of such specialty plate, if  
21 the application is not approved by the joint committee on transportation oversight and for  
22 no other purpose.**

23 **2. At the end of each state fiscal year, the director of revenue shall:**

24 **(1) Determine the amount of all moneys deposited into the department of revenue**

25 specialty plate fund;

26 (2) Determine the amount of disbursements from the department of revenue  
27 specialty plate fund which were made to produce the specialty plate and process the one  
28 hundred applications; and

29 (3) Subtract the amount of disbursements from the income figure referred to in  
30 subdivision (1) of this subsection and deliver this figure to the state treasurer.

31 3. The state treasurer shall transfer an amount of money equal to the figure  
32 provided by the director of revenue from the department of revenue specialty plate fund  
33 to the state highway department fund. An unexpended balance in the department of  
34 revenuespecialty plate fund at the end of the biennium not exceeding twenty-five thousand  
35 dollars shall be exempt from the provisions of section 33.080, RSMo, relating to transfer  
36 of unexpended balances to the general revenue fund.

37 4. The documents and fees required pursuant to this section shall be submitted to  
38 the department of revenue by July first prior to the next regular session of the general  
39 assembly to be approved or denied by the joint committee on transportation oversight  
40 during that legislative session.

41 5. The department of revenue shall give notice of any proposed specialty plate in  
42 a manner reasonably calculated to advise the public of such proposal. Reasonable notice  
43 shall include posting the proposal for the specialty plate on the department's official public  
44 web site, and making available copies of the specialty plate application to any  
45 representative of the news media or public upon request and posting the application on a  
46 bulletin board or other prominent public place which is easily accessible to the public and  
47 clearly designated for that purpose at the principal office.

48 6. Adequate notice conforming with all the requirements of subsection 5 of this  
49 section shall be given not less than four weeks, exclusive of weekends and holidays when  
50 the facility is closed, after the submission of the application by the organization to the  
51 department of revenue. Written or electronic testimony in support or opposition of the  
52 proposed specialty plate shall be submitted to the department of revenue by November  
53 thirtieth of the year of filing of the original proposal. All written testimony shall contain  
54 the printed name, signature, address, phone number, and e-mail address, if applicable, of  
55 the individual giving the testimony.

56 7. The department of revenue shall submit for approval all applications for the  
57 development of specialty plates to the joint committee on transportation oversight during  
58 a regular session of the general assembly for approval.

59 8. If the specialty license plate requested by an organization is approved by the  
60 joint committee on transportation oversight, the organization shall submit the proposed

61 art design for the specialty license plate to the department as soon as practicable, but no  
62 later than sixty days after the approval of the specialty license plate. If the specialty license  
63 plate requested by the organization is not approved by the joint committee on  
64 transportation oversight, ninety-seven percent of the application fee shall be refunded to  
65 the requesting organization along with all specialty plate fees submitted.

66 9. An emblem-use authorization fee may be charged by the organization prior to  
67 the issuance of an approved specialty plate. The organization's specialty plate proposal  
68 approved by the joint committee on transportation oversight shall state what fee is  
69 required to obtain such statement and if such fee is required annually or biennially, if the  
70 applicant has a two-year registration. An organization applying for specialty plates shall  
71 authorize the use of its official emblem to be affixed on multiyear personalized license  
72 plates within the plate area prescribed by the director of revenue and as provided in this  
73 section. Any contribution to the organization derived from the emblem-use contribution,  
74 except reasonable administrative costs, shall be used solely for the purposes of the  
75 organization. Any member or nonmember of the organization may annually apply for the  
76 use of the emblem, if applicable.

77 10. The department shall begin production and distribution of each new specialty  
78 license plate within one year after approval of the specialty license plate by the joint  
79 committee on transportation oversight.

80 11. The department shall issue a specialty license plate to the owner who meets the  
81 requirements for issuance of the specialty plate for any motor vehicle such owner owns,  
82 either solely or jointly, other than an apportioned motor vehicle or a commercial motor  
83 vehicle licensed in excess of eighteen thousand pounds gross weight.

84 12. Each new or renewed application for an approved specialty license plate shall  
85 be made to the department of revenue, accompanied by an additional fee of twenty-five  
86 dollars and the appropriate emblem-use authorization statement.

87 13. The appropriate registration fees, twenty-five dollar specialty plate fee,  
88 processing fees and documents otherwise required for the issuance of registration of the  
89 motor vehicle as set forth by law must be submitted at the time the specialty plates are  
90 actually issued and renewed or as otherwise provided by law. However, no additional fee  
91 for the personalization of this plate shall be charged.

92 14. Once a specialty plate design is approved, a request for such plate may be made  
93 any time during a registration period. If a request is made for a specialty license plate to  
94 replace a current valid license plate, all documentation, credits, and fees provided for in  
95 this chapter when replacing a current license plate shall apply.

96 15. A vehicle owner who was previously issued a plate with an organization emblem

97 authorized by this section, but who does not provide an emblem-use authorization  
98 statement at a subsequent time of registration if required, shall be issued a new plate which  
99 does not bear the organization's emblem, as otherwise provided by law.

100 **16. Specialty license plates shall bear a design approved by the organization**  
101 **submitting the original application for approval by the joint committee on transportation**  
102 **oversight. The design shall be within the plate area prescribed by the director of revenue,**  
103 **and the designated organization's name or slogan shall be in place of the words "SHOW-**  
104 **ME STATE". Such license plates shall be made with fully reflective material with a**  
105 **common color scheme, shall be clearly visible at night, shall have a reflective white**  
106 **background in the area of the plate configuration, and shall be aesthetically attractive, as**  
107 **prescribed by section 301.130 and as provided in this section. In addition to a design, the**  
108 **specialty license plates shall be in accordance with criteria and plate design set forth in this**  
109 **chapter.**

110 **17. The department is authorized to discontinue the issuance and renewal of a**  
111 **specialty license plate if the organization has stopped providing services and emblem-use**  
112 **authorization statements are no longer being issued by the organization. Such**  
113 **organizations shall notify the department immediately to discontinue the issuance of a**  
114 **specialty plate.**

115 **18. The organization that requested the specialty license plate shall not redesign the**  
116 **specialty personalized license plate unless such organization pays the director in advance**  
117 **all redesigned plate fees. All holders of such plates must pay the replacement fees**  
118 **prescribed in section 301.300 for the replacement of the existing specialty plate. All other**  
119 **applicable license plate fees in accordance with this chapter shall be required.**

**301.3152. Any person or organization who has received a notice of denial of**  
2 **application for development of a specialty plate may make a request to the joint committee**  
3 **on transportation oversight within fifteen days of receipt of the notice for a review of the**  
4 **committee's determination at a hearing before the committee at a time deemed**  
5 **appropriate.**

**301.3154. Notwithstanding the provisions of this chapter to the contrary, all**  
2 **specialty license plate fees shall be twenty-five dollars for annual registration and fifty**  
3 **dollars for a biennial registration in addition to regular registration fees. The provisions**  
4 **of this section shall not apply to specialty military license plates. The fees for specialty**  
5 **military license plates shall be assessed as provided for by the statute creating such license**  
6 **plate.**

2 [301.129. There is established in this section an advisory  
3 committee for the department of revenue, which shall exist solely to  
develop uniform designs and common colors for motor vehicle

4 license plates issued under this chapter and to determine appropriate  
5 license plate parameters for all license plates issued under this  
6 chapter. The advisory committee may adopt more than one type of  
7 design and color scheme for license plates issued under this chapter;  
8 however, each license plate of a distinct type shall be uniform in  
9 design and color scheme with all other license plates of that distinct  
10 type. The specifications for the fully reflective material used for the  
11 plates, as required by section 301.130, shall be determined by the  
12 committee. Such plates shall meet any specific requirements  
13 prescribed in this chapter. The advisory committee shall consist of  
14 the director of revenue, the superintendent of the highway patrol, the  
15 correctional enterprises administrator, one person appointed by the  
16 governor, one state senator appointed by the president pro tem of the  
17 senate and one state representative appointed by the speaker of the  
18 house of representatives. Prior to April 1, 1996, the committee shall  
19 meet, select a chairman from among their members, and develop  
20 uniform design and license plate parameters for the motor vehicle  
21 license plates issued under this chapter. Prior to determining the final  
22 design of the plates, the committee shall hold at least three public  
23 meetings in different areas of the state to invite public input on the  
24 final design. Members of the committee shall be reimbursed for their  
25 actual and necessary expenses incurred in the performance of their  
26 duties under this section out of funds appropriated for that purpose.  
27 The committee shall direct the director of revenue to implement its  
28 final design of the uniform motor vehicle license plates and any  
29 specific parameters for all license plates developed by the committee  
30 not later than April 1, 1996. The committee shall be dissolved upon  
31 completion of its duties under this section.]  
32

Section B. The repeal and reenactment of sections 21.795, 301.144, 301.2999 and the  
2 enactment of sections 301.3150, 301.3152, and 301.3154 of section A of this act shall become  
3 effective January 1, 2005.