

SECOND REGULAR SESSION

# HOUSE BILL NO. 1600

## 92ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES CRAWFORD (Sponsor) AND HOBBS (Co-sponsor).

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

STEPHEN S. DAVIS, Chief Clerk

4856L.011

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### AN ACT

To repeal sections 302.177 and 302.181, RSMo, and to enact in lieu thereof two new sections relating to concealed carry endorsements.

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

Section A. Sections 302.177 and 302.181, RSMo, are repealed and two new sections  
2 enacted in lieu thereof, to be known as sections 302.177 and 302.181, RSMo, to read as follows:

302.177. 1. To all applicants for a license or renewal to transport persons or property  
2 classified in section 302.015 who are at least twenty-one years of age and under the age of  
3 seventy, and who submit a satisfactory application and meet the requirements set forth in  
4 sections 302.010 to 302.605, the director shall issue or renew a license upon the payment of a  
5 fee of thirty dollars; except that, no license shall be issued if an applicant's license is currently  
6 suspended, taken up, canceled, revoked, or deposited in lieu of bail.

7 2. To all applicants for a license or renewal who are between twenty-one and sixty-nine  
8 years of age, and who submit a satisfactory application and meet the requirements set forth in  
9 sections 302.010 to 302.605, the director shall issue or renew a license upon the payment of a  
10 fee of fifteen dollars; except that, no license shall be issued if an applicant's license is currently  
11 suspended, taken up, canceled, revoked, or deposited in lieu of bail.

12 3. All licenses issued pursuant to subsections 1 and 2 of this section shall expire on the  
13 applicant's birthday in the sixth year after issuance and must be renewed on or before the date  
14 of expiration, which date shall be shown on the license. The director shall have the authority to  
15 stagger the expiration date of driver's licenses and nondriver's licenses being issued or renewed  
16 over a six-year period.

17 4. To all applicants for a license or renewal to transport persons or property classified  
18 in section 302.015 who are between eighteen and twenty-one years of age or greater than

19 sixty-nine years of age, and who submit a satisfactory application and meet the requirements set  
20 forth in sections 302.010 to 302.605, the director shall issue or renew a license upon the payment  
21 of a fee of fifteen dollars.

22 5. To all other applicants for a license or renewal less than twenty-one years of age or  
23 greater than sixty-nine years of age who submit a satisfactory application and meet the  
24 requirements set forth in sections 302.010 to 302.605, the director shall issue or renew a license  
25 upon the payment of a fee of seven dollars and fifty cents. All licenses issued pursuant to this  
26 subsection and subsection 4 of this section shall expire on the applicant's birthday in the third  
27 year after issuance.

28 6. The director of revenue may adopt any rules and regulations necessary to carry out the  
29 provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of  
30 this section shall become effective unless it has been promulgated pursuant to the provisions of  
31 chapter 536, RSMo.

32 **7. A license containing a concealed carry endorsement issued pursuant to section**  
33 **571.101, RSMo, shall expire three years from the date that the certificate of qualification**  
34 **was issued by the sheriff of the county of the applicant's residence.**

302.181. 1. The license issued pursuant to the provisions of sections 302.010 to 302.340  
2 shall be in such form as the director shall prescribe, but the license shall be a card made of plastic  
3 or other comparable material. All licenses shall be manufactured of materials and processes that  
4 will prohibit, as nearly as possible, the ability to reproduce, alter, counterfeit, forge or duplicate  
5 any license without ready detection. All licenses shall bear the licensee's Social Security number,  
6 if the licensee has one, and if not, a notarized affidavit must be signed by the licensee stating that  
7 the licensee does not possess a Social Security number, or, if applicable, a certified statement  
8 must be submitted as provided in subsection 4 of this section. The license shall also bear the  
9 expiration date of the license, the classification of the license, the name, date of birth, residence  
10 address including the county of residence or a code number corresponding to such county  
11 established by the department, and brief description and colored photograph of the licensee, and  
12 a facsimile of the signature of the licensee. The director shall provide by administrative rule the  
13 procedure and format for a licensee to indicate on the back of the license together with the  
14 designation for an anatomical gift as provided in section 194.240, RSMo, the name and address  
15 of the person designated pursuant to sections 404.800 to 404.865, RSMo, as the licensee's  
16 attorney in fact for the purposes of a durable power of attorney for health care decisions. No  
17 license shall be valid until it has been so signed by the licensee. If any portion of the license is  
18 prepared by a private firm, any contract with such firm shall be made in accordance with the  
19 competitive purchasing procedures as established by the state director of the division of  
20 purchasing. For all licenses issued or renewed after March 1, 1992, the applicant's Social

21 Security number shall serve as the applicant's license number. Where the licensee has no Social  
22 Security number, or where the licensee is issued a license without a Social Security number in  
23 accordance with subsection 4 of this section, the director shall issue a license number for the  
24 licensee and such number shall also include an indicator showing that the number is not a Social  
25 Security number.

26         2. All film involved in the production of photographs for licenses shall become the  
27 property of the department of revenue.

28         3. The license issued shall be carried at all times by the holder thereof while driving a  
29 motor vehicle, and shall be displayed upon demand of any officer of the highway patrol, or any  
30 police officer or peace officer, or any other duly authorized person, for inspection when demand  
31 is made therefor. Failure of any operator of a motor vehicle to exhibit his or her license to any  
32 duly authorized officer shall be presumptive evidence that such person is not a duly licensed  
33 operator.

34         4. The director of revenue shall issue a commercial or noncommercial driver's license  
35 without a Social Security number to an applicant therefor, who is otherwise qualified to be  
36 licensed, upon presentation to the director of a certified statement that the applicant objects to  
37 the display of the Social Security number on the license. The director shall assign an  
38 identification number, that is not based on a Social Security number, to the applicant which shall  
39 be displayed on the license in lieu of the Social Security number.

40         5. The director of revenue shall issue a license without the photograph to an applicant  
41 therefor, who is otherwise qualified to be licensed, upon presentation to the director of a  
42 statement on forms prescribed and made available by the department of revenue which states that  
43 the applicant is a member of a specified religious denomination which prohibits photographs of  
44 members as being contrary to its religious tenets. The license shall state thereon that no  
45 photograph is required because of the religious affiliation of the licensee. The director of  
46 revenue shall establish guidelines and furnish to each circuit court such forms as the director  
47 deems necessary to comply with this subsection. The circuit court shall not charge or receive any  
48 fee or court cost for the performance of any duty or act pursuant to this subsection.

49         6. The department of revenue may issue a temporary license without the photograph to  
50 out-of-state applicants and members of the armed forces, except that where such temporary  
51 license is issued it shall be valid only until the applicant shall have had time to appear and have  
52 his or her picture taken and a license with his or her photograph issued.

53         7. The department of revenue shall issue upon request a nondriver's license card  
54 containing essentially the same information as the driver's license upon payment of six dollars  
55 if the applicant is under the age of sixty-five. An applicant who is sixty-five years of age or older  
56 may purchase a nondriver's license card without a photograph for one dollar or a nondriver's

57 license card with a photograph for six dollars. All nondriver's licenses shall expire on the  
58 applicant's birthday in the sixth year after issuance. **A nondriver's license containing a**  
59 **concealed carry endorsement issued pursuant to section 571.101, RSMo, shall expire three**  
60 **years from the date the certificate of qualification was issued by the sheriff of the county**  
61 **of the applicant's residence.** A person who has passed his or her seventieth birthday shall upon  
62 application be issued a nonexpiring nondriver's license card. The nondriver's license card shall  
63 be used for identification purposes only and shall not be valid as a license.

64           8. No rule or portion of a rule promulgated pursuant to the authority of this chapter shall  
65 become effective unless it is promulgated pursuant to the provisions of chapter 536, RSMo.