

AN ACT

To repeal section 302.302, RSMo, and to enact
in lieu thereof one new section relating to
driver's licenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,
AS FOLLOWS:

Section A. Section 302.302, RSMo, is repealed and one new
section enacted in lieu thereof, to be known as section 302.302,
to read as follows:

302.302. 1. The director of revenue shall put into effect
a point system for the suspension and revocation of licenses.
Points shall be assessed only after a conviction or forfeiture of
collateral. Except as provided in subsection 6 of this section
the initial point value is as follows:

- (1) Any moving violation of a state law or county or
municipal or federal traffic ordinance or regulation not listed
in this section, other than a violation of vehicle equipment
provisions or a court-ordered supervision as provided in section
302.303 2 points
(except any violation of municipal stop sign ordinance where no
accident is involved 1 point)
- (2) Speeding In violation of a state law . . . 3 points
In violation of a county or municipal ordinance . . . 2 points
- (3) Leaving the scene of an accident in violation of
section 577.060, RSMo 12 points

In violation of any county or municipal ordinance. . . 6 points

(4) Careless and imprudent driving in violation of
subsection 4 of section 304.016, RSMo 4 points

In violation of a county or municipal ordinance . . . 2 points

(5) Operating without a valid license in violation of
subdivision (1) or (2) of subsection 1 of section 302.020:

(a) For the first conviction 2 points

(b) For the second conviction 4 points

(c) For the third conviction 6 points

(6) Operating with a suspended or revoked license prior to
restoration of operating privileges 12 points

(7) Obtaining a license by misrepresentation . . 12 points

(8) For the first conviction of driving while in an
intoxicated condition or under the influence of controlled
substances or drugs 8 points

(9) For the second or subsequent conviction of any of the
following offenses however combined: driving while in an
intoxicated condition, driving under the influence of controlled
substances or drugs or driving with a blood alcohol content of
eight-hundredths of one percent or more by weight . . . 12 points

(10) For the first conviction for driving with blood
alcohol content eight-hundredths of one percent or more by weight
In violation of state law 8 points

In violation of a county or municipal ordinance or federal law or

regulation	8 points
(11) Any felony involving the use of a motor vehicle	12 points
(12) Knowingly permitting unlicensed operator to operate a motor vehicle	4 points
(13) For a conviction for failure to maintain financial responsibility pursuant to county or municipal ordinance or pursuant to section 303.025, RSMo	4 points

2. The director shall, as provided in subdivision (5) of subsection 1 of this section, assess an operator points for a conviction pursuant to subdivision (1) or (2) of subsection 1 of section 302.020, when the director issues such operator a license or permit pursuant to the provisions of sections 302.010 to 302.340.

3. An additional two points shall be assessed when personal injury or property damage results from any violation listed in subsection 1 of this section and if found to be warranted and certified by the reporting court.

4. When any of the acts listed in subdivision (2), (3), (4) or (8) of subsection 1 of this section constitutes both a violation of a state law and a violation of a county or municipal ordinance, points may be assessed for either violation but not for both. Notwithstanding that an offense arising out of the same occurrence could be construed to be a violation of

subdivisions (8), (9) and (10) of subsection 1 of this section, no person shall be tried or convicted for more than one offense pursuant to subdivisions (8), (9) and (10) of subsection 1 of this section for offenses arising out of the same occurrence.

5. The director of revenue shall put into effect a system for staying the assessment of points against an operator. The system shall provide that the satisfactory completion of a driver-improvement program or, in the case of violations committed while operating a motorcycle, a motorcycle-rider training course approved by the director of the department of public safety, by an operator, when so ordered and verified by any court having jurisdiction over any law of this state or county or municipal ordinance, regulating motor vehicles, other than a violation committed in a commercial motor vehicle as defined in section 302.700, shall be accepted by the director in lieu of the assessment of points for a violation pursuant to subdivision (1), (2) or (4) of subsection 1 of this section or pursuant to subsection 3 of this section. For the purposes of this subsection, the driver-improvement program shall meet or exceed the standards of the National Safety Council's eight-hour "Defensive Driving Course" or, in the case of a violation which occurred during the operation of a motorcycle, the program shall meet the standards established by the director of the department of public safety pursuant to sections 302.133 to 302.138. The

completion of a driver-improvement program or a motorcycle-rider training course shall not be accepted in lieu of points more than one time in any thirty-six-month period and shall be completed within sixty days of the date of conviction in order to be accepted in lieu of the assessment of points. Every court having jurisdiction pursuant to the provisions of this subsection shall, within fifteen days after completion of the driver-improvement program or motorcycle-rider training course by an operator, forward a record of the completion to the director, all other provisions of the law to the contrary notwithstanding. The director shall establish procedures for record keeping and the administration of this subsection.

6. Notwithstanding any other provision of law, the director of revenue shall not suspend or revoke the license of any driver or assess any points against the license of a driver for any offense which is committed by a driver who is operating any type of vehicle other than a motor vehicle as defined in section 302.010, including but not limited to nonmotorized vehicles, farm equipment, or watercraft.