

FIRST REGULAR SESSION

# HOUSE BILL NO. 202

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE SALVA.

Read 1<sup>st</sup> time January 11, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0924L.011

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### AN ACT

To amend chapter 303, RSMo, by adding thereto one new section relating to uninsured motorists, with a penalty provision.

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

Section A. Chapter 303, RSMo, is amended by adding thereto one new section, to be  
2 known as section 303.035, to read as follows:

**303.035. 1. The owner or operator of every uninsured motor vehicle which is  
2 involved in an accident within this state, upon the streets or highways thereof, or on any  
3 publicly or privately owned parking lot or parking facility generally open for use by the  
4 public, in which any person is killed or injured or in which any person sustained property  
5 damage, other than himself or herself, shall pay restitution to such other person or persons,  
6 in an amount equal to the insurance deductible of any other person or persons involved in  
7 the accident and shall within ninety days of the date of such accident file proof with the  
8 director that such restitution has been paid in full.**

**9 2. If within ninety days of the date of the accident, the director does not have on file  
10 satisfactory evidence that the owner or operator of the uninsured motor vehicle who is  
11 required to pay restitution pursuant to subsection 1 of this section has paid such  
12 restitution, then the director shall suspend the license of the owner or operator of the  
13 uninsured motor vehicle; provided that notice of such suspension shall be sent by the  
14 director to such owner or operator not less than ten days prior to the effective date of such  
15 suspension and shall state the total amount of restitution required to be paid. The  
16 suspension provided for in this section shall be in addition to any period of suspension**

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

17 **imposed under section 303.030. The suspension shall remain in effect until such time as**  
18 **the owner or operator of the uninsured motor vehicle files proof of payment in full with**  
19 **the director as required pursuant to subsection 1 of this section.**

20 **3. The director shall reinstate the license of any owner or operator whose license**  
21 **was suspended pursuant to the provisions of this section upon the filing of proof of**  
22 **payment in full with the director.**

23 **4. Any person who violates the provisions of subsection 1 of this section is guilty of**  
24 **a class B misdemeanor and any person who receives a suspended imposition of sentence**  
25 **or suspended execution of sentence for this offense shall as a part of any probation,**  
26 **whether supervised or unsupervised, be ordered to pay the restitution required in**  
27 **subsection 1 of this section.**