

FIRST REGULAR SESSION

HOUSE BILL NO. 947

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE CUNNINGHAM (86).

Read 1st time March 31, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1497L.01I

AN ACT

To repeal sections 300.010, 301.010, and 307.195, RSMo, and to enact in lieu thereof four new sections relating to motorized bicycles, with penalty provisions.

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

Section A. Sections 300.010, 301.010, and 307.195, RSMo, are repealed and four new
2 sections enacted in lieu thereof, to be known as sections 300.010, 300.346, 301.010, and
3 307.195, to read as follows:

300.010. The following words and phrases when used in this ordinance mean:

2 (1) "Alley" or "alleyway", any street with a roadway of less than twenty feet in width;

3 (2) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for
4 off-highway use which is fifty inches or less in width, with an unladen dry weight of six hundred
5 pounds or less, traveling on three, four or more low pressure tires, with a seat designed to be
6 straddled by the operator, and handlebars for steering control;

7 (3) "Authorized emergency vehicle", a vehicle publicly owned and operated as an
8 ambulance, or a vehicle publicly owned and operated by the state highway patrol, police or fire
9 department, sheriff or constable or deputy sheriff, traffic officer or any privately owned vehicle
10 operated as an ambulance when responding to emergency calls;

11 (4) "Business district", the territory contiguous to and including a highway when within
12 any six hundred feet along the highway there are buildings in use for business or industrial
13 purposes, including but not limited to hotels, banks, or office buildings, railroad stations and
14 public buildings which occupy at least three hundred feet of frontage on one side or three
15 hundred feet collectively on both sides of the highway;

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.

- 16 (5) "Central business (or traffic) district", all streets and portions of streets within the
17 area described by city ordinance as such;
- 18 (6) "Commercial vehicle", every vehicle designed, maintained, or used primarily for the
19 transportation of property;
- 20 (7) "Controlled access highway", every highway, street or roadway in respect to which
21 owners or occupants of abutting lands and other persons have no legal right of access to or from
22 the same except at such points only and in such manner as may be determined by the public
23 authority having jurisdiction over the highway, street or roadway;
- 24 (8) "Crosswalk", (a) That part of a roadway at an intersection included within the
25 connections of the lateral lines of the sidewalks on opposite sides of the highway measured from
26 the curbs, or in the absence of curbs from the edges of the traversable roadway;
- 27 (b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for
28 pedestrian crossing by lines or other markings on the surface;
- 29 (9) "Curb loading zone", a space adjacent to a curb reserved for the exclusive use of
30 vehicles during the loading or unloading of passengers or materials;
- 31 (10) "Driver", every person who drives or is in actual physical control of a vehicle;
- 32 (11) "Freight curb loading zone", a space adjacent to a curb for the exclusive use of
33 vehicles during the loading or unloading of freight (or passengers);
- 34 (12) "Highway", the entire width between the boundary lines of every way publicly
35 maintained when any part thereof is open to the use of the public for purposes of vehicular travel;
- 36 (13) "Intersection", (a) The area embraced within the prolongation or connection of the
37 lateral curb lines, or, if none, then the lateral boundary lines of the roadways of two highways
38 which join one another at, or approximately at, right angles, or the area within which vehicles
39 traveling upon different highways joining at any other angle may come in conflict;
- 40 (b) Where a highway includes two roadways thirty feet or more apart, then every
41 crossing of each roadway of such divided highway by an intersecting highway shall be regarded
42 as a separate intersection. In the event such intersecting highway also includes two roadways
43 thirty feet or more apart, then every crossing of two roadways of such highways shall be regarded
44 as a separate intersection;
- 45 (14) "Laned roadway", a roadway which is divided into two or more clearly marked lanes
46 for vehicular traffic;
- 47 (15) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks,
48 except farm tractors and motorized bicycles;
- 49 (16) "Motorcycle", every motor vehicle having a seat or saddle for the use of the rider
50 and designed to travel on not more than three wheels in contact with the ground, but excluding
51 a tractor;

52 (17) "Motorized bicycle", any two-wheeled or three-wheeled device **manufactured with**
53 **a permanent seat** having an automatic transmission and a motor with a cylinder capacity of not
54 more than fifty cubic centimeters, which produces less than three gross brake horsepower, and
55 is capable of propelling the device at a maximum speed of not more than thirty miles per hour
56 on level ground;

57 (18) "Official time standard", whenever certain hours are named herein they shall mean
58 standard time or daylight-saving time as may be in current use in the city;

59 (19) "Official traffic control devices", all signs, signals, markings and devices not
60 inconsistent with this ordinance placed or erected by authority of a public body or official having
61 jurisdiction, for the purpose of regulating, warning or guiding traffic;

62 (20) "Park" or "parking", the standing of a vehicle, whether occupied or not, otherwise
63 than temporarily for the purpose of and while actually engaged in loading or unloading
64 merchandise or passengers;

65 (21) "Passenger curb loading zone", a place adjacent to a curb reserved for the exclusive
66 use of vehicles during the loading or unloading of passengers;

67 (22) "Pedestrian", any person afoot;

68 (23) "Person", every natural person, firm, copartnership, association or corporation;

69 (24) "Police officer", every officer of the municipal police department or any officer
70 authorized to direct or regulate traffic or to make arrests for violations of traffic regulations;

71 (25) "Private road" or "driveway", every way or place in private ownership and used for
72 vehicular travel by the owner and those having express or implied permission from the owner,
73 but not by other persons;

74 (26) "Railroad", a carrier of persons or property upon cars, other than streetcars, operated
75 upon stationary rails;

76 (27) "Railroad train", a steam engine, electric or other motor, with or without cars
77 coupled thereto, operated upon rails, except streetcars;

78 (28) "Residence district", the territory contiguous to and including a highway not
79 comprising a business district when the property on such highway for a distance of three hundred
80 feet or more is in the main improved with residences or residences and buildings in use for
81 business;

82 (29) "Right-of-way", the right of one vehicle or pedestrian to proceed in a lawful manner
83 in preference to another vehicle or pedestrian approaching under such circumstances of direction,
84 speed and proximity as to give rise to danger of collision unless one grants precedence to the
85 other;

86 (30) "Roadway", that portion of a highway improved, designed or ordinarily used for
87 vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two or more

88 separate roadways the term "roadway" as used herein shall refer to any such roadway separately
89 but not to all such roadways collectively;

90 (31) "Safety zone", the area or space officially set apart within a roadway for the
91 exclusive use of pedestrians and which is protected or is so marked or indicated by adequate
92 signs as to be plainly visible at all times while set apart as a safety zone;

93 (32) "Sidewalk", that portion of a street between the curb lines, or the lateral lines of a
94 roadway, and the adjacent property lines, intended for use of pedestrians;

95 (33) "Stand" or "standing", the halting of a vehicle, whether occupied or not, otherwise
96 than for the purpose of and while actually engaged in receiving or discharging passengers;

97 (34) "Stop", when required, complete cessation from movement;

98 (35) "Stop" or "stopping", when prohibited, any halting even momentarily of a vehicle,
99 whether occupied or not, except when necessary to avoid conflict with other traffic or in
100 compliance with the directions of a police officer or traffic control sign or signal;

101 (36) "Street" or "highway", the entire width between the lines of every way publicly
102 maintained when any part thereof is open to the uses of the public for purposes of vehicular
103 travel. "State highway", a highway maintained by the state of Missouri as a part of the state
104 highway system;

105 (37) "Through highway", every highway or portion thereof on which vehicular traffic is
106 given preferential rights-of-way, and at the entrances to which vehicular traffic from intersecting
107 highways is required by law to yield rights-of-way to vehicles on such through highway in
108 obedience to either a stop sign or a yield sign, when such signs are erected as provided in this
109 ordinance;

110 (38) "Traffic", pedestrians, ridden or herded animals, vehicles, streetcars and other
111 conveyances either singly or together while using any highway for purposes of travel;

112 (39) "Traffic control signal", any device, whether manually, electrically or mechanically
113 operated, by which traffic is alternately directed to stop and to proceed;

114 (40) "Traffic division", the traffic division of the police department of the city, or in the
115 event a traffic division is not established, then said term whenever used herein shall be deemed
116 to refer to the police department of the city;

117 (41) "Vehicle", any mechanical device on wheels, designed primarily for use, or used,
118 on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power,
119 or vehicles used exclusively on fixed rails or tracks, cotton trailers or motorized wheelchairs
120 operated by handicapped persons.

300.346. 1. No person shall operate a motorized bicycle, as defined in section
2 300.010, RSMo, on any highway or street in this state unless the person has a valid license
3 to operate a motor vehicle.

4 **2. No motorized bicycle may be operated on any public thoroughfare located within**
5 **this state which has been designated as part of the federal interstate highway system.**

6 **3. Violation of this section shall be deemed a class C misdemeanor.**

301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260,
2 RSMo, and sections 307.010 to 307.175, RSMo, the following terms mean:

3 (1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for
4 off-highway use which is fifty inches or less in width, with an unladen dry weight of one
5 thousand pounds or less, traveling on three, four or more low pressure tires, with a seat designed
6 to be straddled by the operator, or with a seat designed to carry more than one person, and
7 handlebars for steering control;

8 (2) "Automobile transporter", any vehicle combination designed and used specifically
9 for the transport of assembled motor vehicles;

10 (3) "Axle load", the total load transmitted to the road by all wheels whose centers are
11 included between two parallel transverse vertical planes forty inches apart, extending across the
12 full width of the vehicle;

13 (4) "Boat transporter", any vehicle combination designed and used specifically to
14 transport assembled boats and boat hulls;

15 (5) "Body shop", a business that repairs physical damage on motor vehicles that are not
16 owned by the shop or its officers or employees by mending, straightening, replacing body parts,
17 or painting;

18 (6) "Bus", a motor vehicle primarily for the transportation of a driver and eight or more
19 passengers but not including shuttle buses;

20 (7) "Commercial motor vehicle", a motor vehicle designed or regularly used for carrying
21 freight and merchandise, or more than eight passengers but not including vanpools or shuttle
22 buses;

23 (8) "Cotton trailer", a trailer designed and used exclusively for transporting cotton at
24 speeds less than forty miles per hour from field to field or from field to market and return;

25 (9) "Dealer", any person, firm, corporation, association, agent or subagent engaged in
26 the sale or exchange of new, used or reconstructed motor vehicles or trailers;

27 (10) "Director" or "director of revenue", the director of the department of revenue;

28 (11) "Driveaway operation":

29 (a) The movement of a motor vehicle or trailer by any person or motor carrier other than
30 a dealer over any public highway, under its own power singly, or in a fixed combination of two
31 or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

32 (b) The movement of any vehicle or vehicles, not owned by the transporter, constituting
33 the commodity being transported, by a person engaged in the business of furnishing drivers and

34 operators for the purpose of transporting vehicles in transit from one place to another by the
35 driveaway or towaway methods; or

36 (c) The movement of a motor vehicle by any person who is lawfully engaged in the
37 business of transporting or delivering vehicles that are not the person's own and vehicles of a
38 type otherwise required to be registered, by the driveaway or towaway methods, from a point of
39 manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent
40 of a manufacturer or to any consignee designated by the shipper or consignor;

41 (12) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth
42 wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor
43 equipped with a dromedary may carry part of a load when operating independently or in a
44 combination with a semitrailer;

45 (13) "Farm tractor", a tractor used exclusively for agricultural purposes;

46 (14) "Fleet", any group of ten or more motor vehicles owned by the same owner;

47 (15) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

48 (16) "Fullmount", a vehicle mounted completely on the frame of either the first or last
49 vehicle in a saddlemount combination;

50 (17) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus
51 the weight of any load thereon;

52 (18) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the
53 result of the impact of hail;

54 (19) "Highway", any public thoroughfare for vehicles, including state roads, county roads
55 and public streets, avenues, boulevards, parkways or alleys in any municipality;

56 (20) "Improved highway", a highway which has been paved with gravel, macadam,
57 concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

58 (21) "Intersecting highway", any highway which joins another, whether or not it crosses
59 the same;

60 (22) "Junk vehicle", a vehicle which is incapable of operation or use upon the highways
61 and has no resale value except as a source of parts or scrap, and shall not be titled or registered;

62 (23) "Kit vehicle", a motor vehicle assembled by a person other than a generally
63 recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from
64 an authorized manufacturer and accompanied by a manufacturer's statement of origin;

65 (24) "Land improvement contractors' commercial motor vehicle", any not-for-hire
66 commercial motor vehicle the operation of which is confined to:

67 (a) An area that extends not more than a radius of one hundred miles from its home base
68 of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or
69 from projects involving soil and water conservation, or to and from equipment dealers'

70 maintenance facilities for maintenance purposes; or

71 (b) An area that extends not more than a radius of fifty miles from its home base of
72 operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from
73 projects not involving soil and water conservation. Nothing in this subdivision shall be
74 construed to prevent any motor vehicle from being registered as a commercial motor vehicle or
75 local commercial motor vehicle;

76 (25) "Local commercial motor vehicle", a commercial motor vehicle whose operations
77 are confined solely to a municipality and that area extending not more than fifty miles therefrom,
78 or a commercial motor vehicle whose property-carrying operations are confined solely to the
79 transportation of property owned by any person who is the owner or operator of such vehicle to
80 or from a farm owned by such person or under the person's control by virtue of a landlord and
81 tenant lease; provided that any such property transported to any such farm is for use in the
82 operation of such farm;

83 (26) "Local log truck", a commercial motor vehicle which is registered pursuant to this
84 chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this
85 state, used to transport harvested forest products, operated solely at a forested site and in an area
86 extending not more than a fifty-mile radius from such site, carries a load with dimensions not
87 in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the
88 national system of interstate and defense highways described in Title 23, Section 103(e) of the
89 United States Code, such vehicle shall not exceed the weight limits of section 304.180, RSMo,
90 does not have more than four axles, and does not pull a trailer which has more than two axles.
91 A local log truck may not exceed the limits required by law, however, if the truck does exceed
92 such limits as determined by the inspecting officer, then notwithstanding any other provisions
93 of law to the contrary, such truck shall be subject to the weight limits required by such sections
94 as licensed for eighty thousand pounds;

95 (27) "Local log truck tractor", a commercial motor vehicle which is registered under this
96 chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this
97 state, used to transport harvested forest products, operated solely at a forested site and in an area
98 extending not more than a fifty-mile radius from such site, operates with a weight not exceeding
99 twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four
100 thousand eight hundred pounds on any tandem axle, and when operated on the national system
101 of interstate and defense highways described in Title 23, Section 103(e) of the United States
102 Code, such vehicle does not exceed the weight limits contained in section 304.180, RSMo, and
103 does not have more than three axles and does not pull a trailer which has more than two axles.
104 Violations of axle weight limitations shall be subject to the load limit penalty as described for
105 in sections 304.180 to 304.220, RSMo;

- 106 (28) "Local transit bus", a bus whose operations are confined wholly within a municipal
107 corporation, or wholly within a municipal corporation and a commercial zone, as defined in
108 section 390.020, RSMo, adjacent thereto, forming a part of a public transportation system within
109 such municipal corporation and such municipal corporation and adjacent commercial zone;
- 110 (29) "Log truck", a vehicle which is not a local log truck or local log truck tractor and
111 is used exclusively to transport harvested forest products to and from forested sites which is
112 registered pursuant to this chapter to operate as a motor vehicle on the public highways of this
113 state for the transportation of harvested forest products;
- 114 (30) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly,
115 and front clip, as those terms are defined by the director of revenue pursuant to rules and
116 regulations or by illustrations;
- 117 (31) "Manufacturer", any person, firm, corporation or association engaged in the
118 business of manufacturing or assembling motor vehicles, trailers or vessels for sale;
- 119 (32) "Mobile scrap processor", a business located in Missouri or any other state that
120 comes onto a salvage site and crushes motor vehicles and parts for transportation to a shredder
121 or scrap metal operator for recycling;
- 122 (33) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which
123 receives a new, rebuilt or used engine, and which used the number stamped on the original
124 engine as the vehicle identification number;
- 125 (34) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks,
126 except farm tractors;
- 127 (35) "Motor vehicle primarily for business use", any vehicle other than a recreational
128 motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over
129 twelve thousand pounds:
- 130 (a) Offered for hire or lease; or
131 (b) The owner of which also owns ten or more such motor vehicles;
- 132 (36) "Motorcycle", a motor vehicle operated on two wheels;
- 133 (37) "Motorized bicycle", any two-wheeled or three-wheeled device **manufactured with**
134 **a permanent seat** having an automatic transmission and a motor with a cylinder capacity of not
135 more than fifty cubic centimeters, which produces less than three gross brake horsepower, and
136 is capable of propelling the device at a maximum speed of not more than thirty miles per hour
137 on level ground;
- 138 (38) "Motortricycle", a motor vehicle operated on three wheels, including a motorcycle
139 while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel.
140 A motortricycle shall not be included in the definition of all-terrain vehicle;
- 141 (39) "Municipality", any city, town or village, whether incorporated or not;

142 (40) "Nonresident", a resident of a state or country other than the state of Missouri;

143 (41) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in
144 compliance with United States emissions or safety standards;

145 (42) "Operator", any person who operates or drives a motor vehicle;

146 (43) "Owner", any person, firm, corporation or association, who holds the legal title to
147 a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease
148 thereof with the right of purchase upon performance of the conditions stated in the agreement
149 and with an immediate right of possession vested in the conditional vendee or lessee, or in the
150 event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee
151 or mortgagor shall be deemed the owner for the purpose of this law;

152 (44) "Public garage", a place of business where motor vehicles are housed, stored,
153 repaired, reconstructed or repainted for persons other than the owners or operators of such place
154 of business;

155 (45) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the
156 rebuilder, but does not include certificated common or contract carriers of persons or property;

157 (46) "Reconstructed motor vehicle", a vehicle that is altered from its original
158 construction by the addition or substitution of two or more new or used major component parts,
159 excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

160 (47) "Recreational motor vehicle", any motor vehicle designed, constructed or
161 substantially modified so that it may be used and is used for the purposes of temporary housing
162 quarters, including therein sleeping and eating facilities which are either permanently attached
163 to the motor vehicle or attached to a unit which is securely attached to the motor vehicle.
164 Nothing herein shall prevent any motor vehicle from being registered as a commercial motor
165 vehicle if the motor vehicle could otherwise be so registered;

166 (48) "Rollback or car carrier", any vehicle specifically designed to transport wrecked,
167 disabled or otherwise inoperable vehicles, when the transportation is directly connected to a
168 wrecker or towing service;

169 (49) "Saddlemount combination", a combination of vehicles in which a truck or truck
170 tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth
171 wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of
172 the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth
173 wheel kingpin connection. When two vehicles are towed in this manner the combination is
174 called a "double saddlemount combination". When three vehicles are towed in this manner, the
175 combination is called a "triple saddlemount combination";

176 (50) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for
177 the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

178 (51) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

179 (a) Has been damaged to the extent that the total cost of repairs to rebuild or reconstruct
180 the vehicle to its condition immediately before it was damaged for legal operation on the roads
181 or highways exceeds seventy- five percent of the fair market value of the vehicle immediately
182 preceding the time it was damaged;

183 (b) By reason of condition or circumstance, has been declared salvage, either by its
184 owner, or by a person, firm, corporation, or other legal entity exercising the right of security
185 interest in it;

186 (c) Has been declared salvage by an insurance company as a result of settlement of a
187 claim for loss due to damage or theft;

188 (d) Ownership of which is evidenced by a salvage title; or

189 (e) Is abandoned property which is titled pursuant to section 304.155, RSMo, or section
190 304.157, RSMo, and designated with the words "salvage/abandoned property".

191

192 The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of
193 repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or any sales
194 tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition,
195 "fair market value" means the retail value of a motor vehicle as:

196 a. Set forth in a current edition of any nationally recognized compilation of retail values,
197 including automated databases, or from publications commonly used by the automotive and
198 insurance industries to establish the values of motor vehicles;

199 b. Determined pursuant to a market survey of comparable vehicles with regard to
200 condition and equipment; and

201 c. Determined by an insurance company using any other procedure recognized by the
202 insurance industry, including market surveys, that is applied by the company in a uniform
203 manner;

204 (52) "School bus", any motor vehicle used solely to transport students to or from school
205 or to transport students to or from any place for educational purposes;

206 (53) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or
207 corporation as an incidental service to transport patrons or customers of the regular business of
208 such person, firm, or corporation to and from the place of business of the person, firm, or
209 corporation providing the service at no fee or charge. Shuttle buses shall not be registered as
210 buses or as commercial motor vehicles;

211 (54) "Special mobile equipment", every self-propelled vehicle not designed or used
212 primarily for the transportation of persons or property and incidentally operated or moved over
213 the highways, including farm equipment, implements of husbandry, road construction or

214 maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels,
215 cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt
216 spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines,
217 motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump
218 trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and
219 shall not operate to exclude other such vehicles which are within the general terms of this
220 section;

221 (55) "Specially constructed motor vehicle", a motor vehicle which shall not have been
222 originally constructed under a distinctive name, make, model or type by a manufacturer of motor
223 vehicles. The term "specially constructed motor vehicle" includes kit vehicles;

224 (56) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel
225 is located on a drop frame located behind and below the rearmost axle of the power unit;

226 (57) "Tandem axle", a group of two or more axles, arranged one behind another, the
227 distance between the extremes of which is more than forty inches and not more than ninety-six
228 inches apart;

229 (58) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed
230 for drawing other vehicles, but not for the carriage of any load when operating independently.
231 When attached to a semitrailer, it supports a part of the weight thereof;

232 (59) "Trailer", any vehicle without motive power designed for carrying property or
233 passengers on its own structure and for being drawn by a self-propelled vehicle, except those
234 running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed
235 and used in conjunction with a self-propelled vehicle that a considerable part of its own weight
236 rests upon and is carried by the towing vehicle. The term "trailer" shall not include cotton
237 trailers as defined in subdivision (8) of this section and shall not include manufactured homes
238 as defined in section 700.010, RSMo;

239 (60) "Truck", a motor vehicle designed, used, or maintained for the transportation of
240 property;

241 (61) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two
242 trailing units are connected with a B-train assembly which is a rigid frame extension attached to
243 the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second
244 semitrailer and has one less articulation point than the conventional "A dolly" connected
245 truck-tractor semitrailer-trailer combination;

246 (62) "Truck-trailer boat transporter combination", a boat transporter combination
247 consisting of a straight truck towing a trailer using typically a ball and socket connection with
248 the trailer axle located substantially at the trailer center of gravity rather than the rear of the
249 trailer but so as to maintain a downward force on the trailer tongue;

250 (63) "Used parts dealer", a business that buys and sells used motor vehicle parts or
251 accessories, but not including a business that sells only new, remanufactured or rebuilt parts.
252 "Business" does not include isolated sales at a swap meet of less than three days;

253 (64) "Vanpool", any van or other motor vehicle used or maintained by any person, group,
254 firm, corporation, association, city, county or state agency, or any member thereof, for the
255 transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to
256 and from their place of employment; however, a vanpool shall not be included in the definition
257 of the term "bus" or "commercial motor vehicle" as defined by subdivisions (6) and (7) of this
258 section, nor shall a vanpool driver be deemed a "chauffeur" as that term is defined by section
259 302.010, RSMo; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational,
260 personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for
261 monetary profit other than for use in a ride-sharing arrangement;

262 (65) "Vehicle", any mechanical device on wheels, designed primarily for use, or used,
263 on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power,
264 or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs
265 operated by handicapped persons;

266 (66) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed
267 and used to assist or render aid and transport or tow disabled or wrecked vehicles from a
268 highway, road, street or highway rights-of-way to a point of storage or repair, including towing
269 a replacement vehicle to replace a disabled or wrecked vehicle;

270 (67) "Wrecker or towing service", the act of transporting, towing or recovering with a
271 wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker,
272 tow truck, rollback or car carrier for which the operator directly or indirectly receives
273 compensation or other personal gain.

307.195. 1. No person shall operate a motorized bicycle, **as defined in section 301.010,**
2 **RSMo**, on any highway or street in this state unless the person has a valid license to operate a
3 motor vehicle.

4 2. No motorized bicycle may be operated on any public thoroughfare located within this
5 state which has been designated as part of the federal interstate highway system.

6 3. Violation of this section shall be deemed a class C misdemeanor.