

SECOND REGULAR SESSION

HOUSE BILL NO. 1889

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ST. ONGE.

Read 1st time February 28, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5132L.01I

AN ACT

To repeal sections 301.010, 301.020, and 301.196, RSMo, and to enact in lieu thereof three new sections relating to motor vehicles, with a penalty provision.

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

Section A. Sections 301.010, 301.020, and 301.196, RSMo, are repealed and three new
2 sections enacted in lieu thereof, to be known as sections 301.010, 301.020, and 301.196, to read
3 as follows:

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;

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.

- 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.

74

75 Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered
76 as a commercial motor vehicle or local commercial motor vehicle;

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

84 (26) "Local log truck", a commercial motor vehicle which is registered pursuant to this
85 chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this

86 state, used to transport harvested forest products, operated solely at a forested site and in an area
87 extending not more than a fifty-mile radius from such site, carries a load with dimensions not
88 in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the
89 national system of interstate and defense highways described in Title 23, Section 103(e) of the
90 United States Code, such vehicle shall not exceed the weight limits of section 304.180, RSMo,
91 does not have more than four axles, and does not pull a trailer which has more than two axles.
92 Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing,
93 debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local
94 log truck. A local log truck may not exceed the limits required by law, however, if the truck does
95 exceed such limits as determined by the inspecting officer, then notwithstanding any other
96 provisions of law to the contrary, such truck shall be subject to the weight limits required by such
97 sections as licensed for eighty thousand pounds;

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

109 (28) "Local transit bus", a bus whose operations are confined wholly within a municipal
110 corporation, or wholly within a municipal corporation and a commercial zone, as defined in
111 section 390.020, RSMo, adjacent thereto, forming a part of a public transportation system within
112 such municipal corporation and such municipal corporation and adjacent commercial zone;

113 (29) "Log truck", a vehicle which is not a local log truck or local log truck tractor and
114 is used exclusively to transport harvested forest products to and from forested sites which is
115 registered pursuant to this chapter to operate as a motor vehicle on the public highways of this
116 state for the transportation of harvested forest products;

117 (30) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly,
118 and front clip, as those terms are defined by the director of revenue pursuant to rules and
119 regulations or by illustrations;

120 (31) "Manufacturer", any person, firm, corporation or association engaged in the
121 business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

- 122 (32) "Mobile scrap processor", a business located in Missouri or any other state that
123 comes onto a salvage site and crushes motor vehicles and parts for transportation to a shredder
124 or scrap metal operator for recycling;
- 125 (33) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which
126 receives a new, rebuilt or used engine, and which used the number stamped on the original
127 engine as the vehicle identification number;
- 128 (34) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks,
129 except farm tractors;
- 130 (35) "Motor vehicle primarily for business use", any vehicle other than a recreational
131 motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over
132 twelve thousand pounds:
- 133 (a) Offered for hire or lease; or
- 134 (b) The owner of which also owns ten or more such motor vehicles;
- 135 (36) "Motorcycle", a motor vehicle operated on two wheels;
- 136 (37) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic
137 transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which
138 produces less than three gross brake horsepower, and is capable of propelling the device at a
139 maximum speed of not more than thirty miles per hour on level ground;
- 140 (38) "Motortricycle", a motor vehicle operated on three wheels, including a motorcycle
141 while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel.
142 A motortricycle shall not be included in the definition of all-terrain vehicle;
- 143 (39) "Municipality", any city, town or village, whether incorporated or not;
- 144 (40) "Nonresident", a resident of a state or country other than the state of Missouri;
- 145 (41) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in
146 compliance with United States emissions or safety standards;
- 147 (42) "Operator", any person who operates or drives a motor vehicle;
- 148 (43) "Owner", any person, firm, corporation or association, who holds the legal title to
149 a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease
150 thereof with the right of purchase upon performance of the conditions stated in the agreement
151 and with an immediate right of possession vested in the conditional vendee or lessee, or in the
152 event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee
153 or mortgagor shall be deemed the owner for the purpose of this law;
- 154 (44) "Public garage", a place of business where motor vehicles are housed, stored,
155 repaired, reconstructed or repainted for persons other than the owners or operators of such place
156 of business;

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

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

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

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

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

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

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

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

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

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

190 (d) Ownership of which is evidenced by a salvage title; [or]

191 (e) Is abandoned property which is titled pursuant to section 304.155, RSMo, or section
192 304.157, RSMo, and designated with the words "salvage/abandoned property"[]; **or**

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

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

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

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

206 **(f) Paragraph (a) of this subdivision shall not apply to a motor vehicle, semi-trailer,**
207 **or house trailer;**

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

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

215 (54) "Special mobile equipment", every self-propelled vehicle not designed or used
216 primarily for the transportation of persons or property and incidentally operated or moved over
217 the highways, including farm equipment, implements of husbandry, road construction or
218 maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels,
219 cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt
220 spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines,
221 motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump
222 trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and
223 shall not operate to exclude other such vehicles which are within the general terms of this
224 section;

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

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

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

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

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

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

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

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

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

257 (64) "Vanpool", any van or other motor vehicle used or maintained by any person, group,
258 firm, corporation, association, city, county or state agency, or any member thereof, for the
259 transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to
260 and from their place of employment; however, a vanpool shall not be included in the definition
261 of the term "bus" or "commercial motor vehicle" as defined by subdivisions (6) and (7) of this
262 section, nor shall a vanpool driver be deemed a "chauffeur" as that term is defined by section
263 302.010, RSMo; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational,

264 personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for
265 monetary profit other than for use in a ride-sharing arrangement;

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

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

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

301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven
2 upon the highways of this state, except as herein otherwise expressly provided, shall annually
3 file, by mail or otherwise, in the office of the director of revenue, an application for registration
4 on a blank to be furnished by the director of revenue for that purpose containing:

5 (1) A brief description of the motor vehicle or trailer to be registered, including the name
6 of the manufacturer, the vehicle identification number, the amount of motive power of the motor
7 vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a
8 motor vehicle primarily for business use as defined in section 301.010;

9 (2) The name, the applicant's identification number and address of the owner of such
10 motor vehicle or trailer;

11 (3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a
12 commercial motor vehicle or trailer.

13 2. If the vehicle is a motor vehicle primarily for business use as defined in section
14 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the
15 odometer information provided in the vehicle inspection report, and provide for prompt access
16 to such information, together with the vehicle identification number for the motor vehicle to
17 which such information pertains, for a period of five years after the receipt of such information.
18 This section shall not apply unless:

19 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
20 1989; and

21 (2) The certificate was issued pursuant to a manufacturer's statement of origin.

22 3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business
23 use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor
24 vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age
25 or less, the director of revenue shall retain the odometer information provided in the vehicle
26 inspection report, and provide for prompt access to such information, together with the vehicle
27 identification number for the motor vehicle to which such information pertains, for a period of
28 five years after the receipt of such information. This subsection shall not apply unless:

29 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
30 1990; and

31 (2) The certificate was issued pursuant to a manufacturer's statement of origin.

32 4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle,
33 specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010,
34 or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the
35 certificate of ownership. The owner shall make an application for a new certificate of ownership,
36 pay the required title fee, and obtain the vehicle examination certificate required pursuant to
37 subsection 9 of section 301.190. If an insurance company which pays a claim on a salvage
38 vehicle as defined in section 301.010 and the [insured] **owner** is retaining ownership of the
39 vehicle, as prior salvage, the vehicle shall only be required to meet the examination
40 requirements under and pursuant to subsection 10 of section 301.190. Notarized bills of sale
41 along with a copy of the front and back of the certificate of ownership for all major component
42 parts installed on the vehicle and invoices for all essential parts which are not defined as major
43 component parts shall accompany the application for a new certificate of ownership. If the
44 vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of
45 the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant
46 shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle
47 requires the issuance of a special number by the director of revenue or a replacement vehicle
48 identification number, the applicant shall submit the required application and application fee.
49 All applications required under this subsection shall be submitted with any applicable taxes
50 which may be due on the purchase of the vehicle or parts. The director of revenue shall
51 appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle",
52 "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and
53 all subsequent issues of the certificate of ownership of such vehicle.

54 5. Every insurance company which pays a claim for repair of a motor vehicle which as
55 the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010
56 or which pays a claim on a salvage vehicle as defined in section 301.010 and the [insured] **owner**
57 is retaining ownership of the vehicle, shall in writing notify the [claimant, if he is the] owner of

58 the vehicle, and **in a first-party claim**, the lienholder if a lien is in effect, that he is required to
59 surrender the certificate of ownership, and the documents and fees required pursuant to
60 subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or
61 documents and fees as otherwise required by law to obtain a salvage certificate of ownership,
62 from the director of revenue. The insurance company shall within thirty days of the payment of
63 such claims report to the director of revenue the name and address of such [claimant] **owner**, the
64 year, make, model, vehicle identification number, and license plate number of the vehicle, and
65 the date of loss and payment.

66 6. Anyone who fails to comply with the requirements of this section shall be guilty of
67 a class B misdemeanor.

68 7. An applicant for registration may make a donation of one dollar to promote a
69 blindness education, screening and treatment program. The director of revenue shall collect the
70 donations and deposit all such donations in the state treasury to the credit of the blindness
71 education, screening and treatment program fund established in section 192.935, RSMo. Moneys
72 in the blindness education, screening and treatment program fund shall be used solely for the
73 purposes established in section 192.935, RSMo, except that the department of revenue shall
74 retain no more than one percent for its administrative costs. The donation prescribed in this
75 subsection is voluntary and may be refused by the applicant for registration at the time of
76 issuance or renewal. The director shall inquire of each applicant at the time the applicant
77 presents the completed application to the director whether the applicant is interested in making
78 the one dollar donation prescribed in this subsection.

79 8. An applicant for registration may make a donation of one dollar to promote an organ
80 donor program. The director of revenue shall collect the donations and deposit all such
81 donations in the state treasury to the credit of the organ donor program fund as established in
82 sections 194.297 to 194.304, RSMo. Moneys in the organ donor fund shall be used solely for
83 the purposes established in sections 194.297 to 194.304, RSMo, except that the department of
84 revenue shall retain no more than one percent for its administrative costs. The donation
85 prescribed in this subsection is voluntary and may be refused by the applicant for registration at
86 the time of issuance or renewal. The director shall inquire of each applicant at the time the
87 applicant presents the completed application to the director whether the applicant is interested
88 in making the one dollar donation prescribed in this subsection.

301.196. 1. Beginning January 1, 2006, except as otherwise provided in this section, the
2 transferor of an interest in a motor vehicle or trailer listed on the face of a Missouri title,
3 excluding salvage titles and junking certificates, shall notify the department of revenue of the
4 transfer within thirty days of the date of transfer. The notice shall be in a form determined by
5 the department by rule and shall contain:

- 6 (1) A description of the motor vehicle or trailer sufficient to identify it;
7 (2) The vehicle identification number of the motor vehicle or trailer;
8 (3) The name and address of the transferee;
9 (4) The date of birth of the transferee, unless the transferee is not a natural person;
10 (5) The date of the transfer or sale;
11 (6) The purchase price of the motor vehicle or trailer, if applicable;
12 (7) The number of the transferee's drivers license, unless the transferee does not have a
13 drivers license;
14 (8) The printed name and signature of the transferee;
15 (9) Any other information required by the department by rule.
- 16 2. For purposes of giving notice under this section, if the transfer occurs by operation of
17 law, the personal representative, receiver, trustee, sheriff, or other representative or successor in
18 interest of the person whose interest is transferred shall be considered the transferor.
19 Repossession by a creditor shall not be considered a transfer of ownership requiring such notice.
- 20 3. The requirements of this section shall not apply to transfers when there is no complete
21 change of ownership interest or upon award of ownership of a motor vehicle or trailer made by
22 court order, or transfers of ownership of a motor vehicle or trailer to or between vehicle dealers,
23 **or transfers of ownership of a motor vehicle or trailer to an insurance company due to a**
24 **theft or casualty loss**, or transfers of beneficial ownership of a motor vehicle owned by a trust.
- 25 4. Notification under this section is only required for transfers of ownership that would
26 otherwise require registration and an application for certificate of title in this state under section
27 301.190, and is for informational purposes only and does not constitute an assignment or release
28 of any interest in the vehicle.
- 29 5. Retail sales made by licensed dealers including sales of new vehicles shall be reported
30 pursuant to the provisions of section 301.280.

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