

SECOND REGULAR SESSION

# HOUSE BILL NO. 1486

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BROWN (30).

Pre-filed December 19, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

3780L.01I

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### AN ACT

To repeal section 301.147, RSMo, and to enact in lieu thereof two new sections relating to motor vehicle safety inspections.

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

Section A. Section 301.147, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 301.147 and 307.358, to read as follows:

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, **and** proof of [a] **any applicable** motor vehicle safety inspection and any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section

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.

16 303.026, RSMo. **If a motor vehicle owner is exempt from submitting proof of a motor**  
17 **vehicle safety inspection under the provisions of section 307.358, RSMo, then the motor**  
18 **vehicle owner shall submit an affidavit stating that the motor vehicle is newer than six**  
19 **years old.**

20 2. The director of revenue may prescribe rules and regulations for the effective  
21 administration of this section. The director is authorized to adopt those rules that are reasonable  
22 and necessary to accomplish the limited duties specifically delegated within this section. Any  
23 rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is promulgated  
24 pursuant to the authority delegated in this section shall become effective only if it has been  
25 promulgated pursuant to the provisions of chapter 536, RSMo. This section and chapter 536,  
26 RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to  
27 chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are  
28 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed  
29 or adopted after July 1, 2000, shall be invalid and void.

30 3. The director of revenue shall have the authority to stagger the registration period of  
31 motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand  
32 pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial  
33 registration, such registration must be maintained for the full twenty-four month period.

**307.358. 1. Notwithstanding sections 307.350 to 307.390, a motor vehicle owner**  
2 **may renew or reregister the registration plates on a motor vehicle that is otherwise**  
3 **required to be inspected if such vehicle is newer than six years old without submitting such**  
4 **vehicle to a biennial motor vehicle safety inspection.**

5 2. In order to qualify for the exception set forth in subsection 1 of this section, the  
6 owner of such vehicle shall submit to the director an affidavit, sworn to under the penalty  
7 of perjury, stating that the motor vehicle is newer than six years old.

8 3. The provisions of this section shall not exempt a person from submitting such a  
9 motor vehicle to a motor vehicle safety inspection for purposes of initially registering and  
10 titling such a vehicle, transferring ownership, or when a motor vehicle safety inspection is  
11 otherwise required by law.

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