

CONFERENCE COMMITTEE SUBSTITUTE

FOR

SENATE COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 269

AN ACT

To repeal sections 301.190, 301.218, 306.410, 430.082, and 700.320, RSMo, and to enact in lieu thereof five new sections relating to certificates of ownership, with penalty provisions.

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

Section A. Sections 301.190, 301.218, 306.410, 430.082, and 700.320, RSMo, are repealed and five new sections enacted in lieu thereof, to be known as sections 301.190, 301.218, 306.410, 430.082, and 700.320, to read as follows:

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer

1 at the time of transfer of ownership, as required by section
2 407.536, RSMo, together with a statement of the applicant's
3 source of title and of any liens or encumbrances on the motor
4 vehicle or trailer, provided that for good cause shown the
5 director of revenue may extend the period of time for making such
6 application. When an owner wants to add or delete a name or
7 names on an application for certificate of ownership of a motor
8 vehicle or trailer that would cause it to be inconsistent with
9 the name or names listed on the notice of lien, the owner shall
10 provide the director with documentation evidencing the
11 lienholder's authorization to add or delete a name or names on an
12 application for certificate of ownership.

13 2. The director of revenue shall use reasonable diligence
14 in ascertaining whether the facts stated in such application are
15 true and shall, to the extent possible without substantially
16 delaying processing of the application, review any odometer
17 information pertaining to such motor vehicle that is accessible
18 to the director of revenue. If satisfied that the applicant is
19 the lawful owner of such motor vehicle or trailer, or otherwise
20 entitled to have the same registered in his name, the director
21 shall thereupon issue an appropriate certificate over his
22 signature and sealed with the seal of his office, procured and
23 used for such purpose. The certificate shall contain on its face
24 a complete description, vehicle identification number, and other
25 evidence of identification of the motor vehicle or trailer, as
26 the director of revenue may deem necessary, together with the
27 odometer information required to be put on the face of the
28 certificate pursuant to section 407.536, RSMo, a statement of any

1 liens or encumbrances which the application may show to be
2 thereon, and, if ownership of the vehicle has been transferred,
3 the name of the state issuing the transferor's title and whether
4 the transferor's odometer mileage statement executed pursuant to
5 section 407.536, RSMo, indicated that the true mileage is
6 materially different from the number of miles shown on the
7 odometer, or is unknown.

8 3. The director of revenue shall appropriately designate on
9 the current and all subsequent issues of the certificate the
10 words "Reconstructed Motor Vehicle", "Motor Change Vehicle",
11 "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor
12 Vehicle", as defined in section 301.010. Effective July 1, 1990,
13 on all original and all subsequent issues of the certificate for
14 motor vehicles as referenced in subsections 2 and 3 of section
15 301.020, the director shall print on the face thereof the
16 following designation: "Annual odometer updates may be available
17 from the department of revenue.". On any duplicate certificate,
18 the director of revenue shall reprint on the face thereof the
19 most recent of either:

20 (1) The mileage information included on the face of the
21 immediately prior certificate and the date of purchase or
22 issuance of the immediately prior certificate; or

23 (2) Any other mileage information provided to the director
24 of revenue, and the date the director obtained or recorded that
25 information.

26 4. The certificate of ownership issued by the director of
27 revenue shall be manufactured in a manner to prohibit as nearly
28 as possible the ability to alter, counterfeit, duplicate, or

1 forge such certificate without ready detection. In order to
2 carry out the requirements of this subsection, the director of
3 revenue may contract with a nonprofit scientific or educational
4 institution specializing in the analysis of secure documents to
5 determine the most effective methods of rendering Missouri
6 certificates of ownership nonalterable or noncounterfeitable.

7 5. The fee for each original certificate so issued shall be
8 eight dollars and fifty cents, in addition to the fee for
9 registration of such motor vehicle or trailer. If application for
10 the certificate is not made within thirty days after the vehicle
11 is acquired by the applicant, a delinquency penalty fee of
12 twenty-five dollars for the first thirty days of delinquency and
13 twenty-five dollars for each thirty days of delinquency
14 thereafter, not to exceed a total of two hundred dollars, but
15 such penalty may be waived by the director for a good cause
16 shown. If the director of revenue learns that any person has
17 failed to obtain a certificate within thirty days after acquiring
18 a motor vehicle or trailer or has sold a vehicle without
19 obtaining a certificate, he shall cancel the registration of all
20 vehicles registered in the name of the person, either as sole
21 owner or as a co-owner, and shall notify the person that the
22 cancellation will remain in force until the person pays the
23 delinquency penalty fee provided in this section, together with
24 all fees, charges and payments which the person should have paid
25 in connection with the certificate of ownership and registration
26 of the vehicle. The certificate shall be good for the life of
27 the motor vehicle or trailer so long as the same is owned or held
28 by the original holder of the certificate and shall not have to

1 be renewed annually.

2 6. Any applicant for a certificate of ownership requesting
3 the department of revenue to process an application for a
4 certificate of ownership in an expeditious manner requiring
5 special handling shall pay a fee of five dollars in addition to
6 the regular certificate of ownership fee.

7 7. It is unlawful for any person to operate in this state a
8 motor vehicle or trailer required to be registered under the
9 provisions of the law unless a certificate of ownership has been
10 applied for as provided in this section.

11 8. Before an original Missouri certificate of ownership is
12 issued, an inspection of the vehicle and a verification of
13 vehicle identification numbers shall be made by the Missouri
14 state highway patrol on vehicles for which there is a current
15 title issued by another state if a Missouri salvage certificate
16 of title has been issued for the same vehicle but no prior
17 inspection and verification has been made in this state, except
18 that if such vehicle has been inspected in another state by a law
19 enforcement officer in a manner comparable to the inspection
20 process in this state and the vehicle identification numbers have
21 been so verified, the applicant shall not be liable for the
22 twenty-five dollar inspection fee if such applicant submits proof
23 of inspection and vehicle identification number verification to
24 the director of revenue at the time of the application. The
25 applicant, who has such a title for a vehicle on which no prior
26 inspection and verification have been made, shall pay a fee of
27 twenty-five dollars for such verification and inspection, payable
28 to the director of revenue at the time of the request for the

1 application, which shall be deposited in the state treasury to
2 the credit of the state highways and transportation department
3 fund.

4 9. Each application for an original Missouri certificate of
5 ownership for a vehicle which is classified as a reconstructed
6 motor vehicle, specially constructed motor vehicle, kit vehicle,
7 motor change vehicle, non-USA-std motor vehicle, or other vehicle
8 as required by the director of revenue shall be accompanied by a
9 vehicle examination certificate issued by the Missouri state
10 highway patrol, or other law enforcement agency as authorized by
11 the director of revenue. The vehicle examination shall include a
12 verification of vehicle identification numbers and a
13 determination of the classification of the vehicle. The owner of
14 a vehicle which requires a vehicle examination certificate shall
15 present the vehicle for examination and obtain a completed
16 vehicle examination certificate prior to submitting an
17 application for a certificate of ownership to the director of
18 revenue. The fee for the vehicle examination application shall
19 be twenty-five dollars and shall be collected by the director of
20 revenue at the time of the request for the application and shall
21 be deposited in the state treasury to the credit of the state
22 highways and transportation department fund. If the vehicle is
23 also to be registered in Missouri, the safety inspection required
24 in chapter 307, RSMo, and the emissions inspection required under
25 chapter 643, RSMo, shall be completed and the fees required by
26 section 307.365, RSMo, and section 643.315, RSMo, shall be
27 charged to the owner.

28 10. When an application is made for an original Missouri

1 certificate of ownership for a motor vehicle previously
2 registered or titled in a state other than Missouri or as
3 required by section 301.020, it shall be accompanied by a current
4 inspection form certified by a duly authorized official
5 inspection station as described in chapter 307, RSMo. The
6 completed form shall certify that the manufacturer's
7 identification number for the vehicle has been inspected, that it
8 is correctly displayed on the vehicle and shall certify the
9 reading shown on the odometer at the time of inspection. The
10 inspection station shall collect the same fee as authorized in
11 section 307.365, RSMo, for making the inspection, and the fee
12 shall be deposited in the same manner as provided in section
13 307.365, RSMo. If the vehicle is also to be registered in
14 Missouri, the safety inspection required in chapter 307, RSMo,
15 and the emissions inspection required under chapter 643, RSMo,
16 shall be completed and only the fees required by section 307.365,
17 RSMo, and section 643.315, RSMo, shall be charged to the owner.
18 This section shall not apply to vehicles being transferred on a
19 manufacturer's statement of origin.

20 11. Motor vehicles brought into this state in a wrecked or
21 damaged condition or after being towed as an abandoned vehicle
22 pursuant to another state's abandoned motor vehicle procedures
23 shall, in lieu of the inspection required by subsection 10 of
24 this section, be inspected by the Missouri state highway patrol
25 in accordance with subsection 9 of this section. If the
26 inspection reveals the vehicle to be in a salvage or junk
27 condition, the director shall so indicate on any Missouri
28 certificate of ownership issued for such vehicle. Any salvage

1 designation shall be carried forward on all subsequently issued
2 certificates of title for the motor vehicle.

3 12. When an application is made for an original Missouri
4 certificate of ownership for a motor vehicle previously
5 registered or titled in a state other than Missouri, and the
6 certificate of ownership has been appropriately designated by the
7 issuing state as a reconstructed motor vehicle, motor change
8 vehicle, specially constructed motor vehicle, or prior salvage
9 vehicle, the director of revenue shall appropriately designate on
10 the current Missouri and all subsequent issues of the certificate
11 of ownership the name of the issuing state and such prior
12 designation. The absence of any prior designation shall not
13 relieve a transferor of the duty to exercise due diligence with
14 regard to such certificate of ownership prior to the transfer of
15 a certificate. If a transferor exercises any due diligence with
16 regard to a certificate of ownership, the legal transfer of a
17 certificate of ownership without any designation that is
18 subsequently discovered to have or should have had a designation
19 shall be a transfer free and clear of any liabilities of the
20 transferor associated with the missing designation.

21 13. When an application is made for an original Missouri
22 certificate of ownership for a motor vehicle previously
23 registered or titled in a state other than Missouri, and the
24 certificate of ownership has been appropriately designated by the
25 issuing state as non-USA-std motor vehicle, the director of
26 revenue shall appropriately designate on the current Missouri and
27 all subsequent issues of the certificate of ownership the words
28 "Non-USA-Std Motor Vehicle".

1 14. The director of revenue and the superintendent of the
2 Missouri state highway patrol shall make and enforce rules for
3 the administration of the inspections required by this section.

4 15. Each application for an original Missouri certificate
5 of ownership for a vehicle which is classified as a reconstructed
6 motor vehicle, manufactured forty or more years prior to the
7 current model year, and which has a value of three thousand
8 dollars or less shall be accompanied by:

9 (1) A proper affidavit submitted by the owner explaining
10 how the motor vehicle or trailer was acquired and, if applicable,
11 the reasons a valid certificate of ownership cannot be furnished;

12 (2) Photocopies of receipts, bills of sale establishing
13 ownership, or titles, and the source of all major component parts
14 used to rebuild the vehicle;

15 (3) A fee of one hundred fifty dollars in addition to the
16 fees described in subsection 5 of this section. Such fee shall
17 be deposited in the state treasury to the credit of the state
18 highways and transportation department fund; and

19 (4) An inspection certificate, other than a motor vehicle
20 examination certificate required under subsection 9 of this
21 section, completed and issued by the Missouri state highway
22 patrol, or other law enforcement agency as authorized by the
23 director of revenue. The inspection performed by the highway
24 patrol or other authorized local law enforcement agency shall
25 include a check for stolen vehicles. The department of revenue
26 shall issue the owner a certificate of ownership designated with
27 the words "Reconstructed Motor Vehicle" and deliver such
28 certificate of ownership in accordance with the provisions of

1 this chapter. Notwithstanding subsection 9 of this section, no
2 owner of a reconstructed motor vehicle described in this
3 subsection shall be required to obtain a vehicle examination
4 certificate issued by the Missouri state highway patrol.

5 301.218. 1. No person shall, except as an incident to the
6 sale, repair, rebuilding or servicing of vehicles by a licensed
7 franchised motor vehicle dealer carry on or conduct the following
8 business unless licensed to do so by the department of revenue
9 under sections 301.217 to 301.229:

10 (1) Selling used parts of or used accessories for vehicles
11 as a used parts dealer, as defined in section 301.010;

12 (2) Salvaging, wrecking or dismantling vehicles for resale
13 of the parts thereof as a salvage dealer or dismantler, as
14 defined in section 301.010;

15 (3) Rebuilding and repairing four or more wrecked or
16 dismantled vehicles in a calendar year as a rebuilder or body
17 shop, as defined in section 301.010;

18 (4) Processing scrapped vehicles or vehicle parts as a
19 mobile scrap processor, as defined in section 301.010.

20 2. Sales at a salvage pool or a salvage disposal sale shall
21 be open only to and made to persons actually engaged in and
22 holding a current license under sections 301.217 to 301.221 and
23 301.550 to 301.573 or any person from another state or
24 jurisdiction who is legally allowed in his or her state of
25 domicile to purchase for resale, rebuild, dismantle, crush, or
26 scrap either motor vehicles or salvage vehicles, and to persons
27 who reside in a foreign country that are purchasing salvage
28 vehicles for export outside of the United States. Operators of

1 salvage pools or salvage disposal sales shall keep a record, for
2 three years, of sales of salvage vehicles with the purchasers'
3 name and address, and the year, make, and vehicle identification
4 number for each vehicle. These records shall be open for
5 inspection as provided in section 301.225. Such records shall be
6 submitted to the department on a quarterly basis.

7 3. The [seller of] operator of a salvage pool or salvage
8 disposal sale, or subsequent purchaser, who sells a nonrepairable
9 motor vehicle or a salvage motor vehicle to a person who is not a
10 resident of the United States at a salvage pool or a salvage
11 disposal sale shall:

12 (1) Stamp on the face of the title so as not to obscure any
13 name, date, or mileage statement on the title the words "FOR
14 EXPORT ONLY" in capital letters that are black; and

15 (2) Stamp in each unused reassignment space on the back of
16 the title the words "FOR EXPORT ONLY" and print the number of the
17 dealer's salvage vehicle license, name of the salvage pool, or
18 the name of the governmental entity, as applicable. The words
19 "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this
20 subsection shall be at least two inches wide and clearly legible.
21 Copies of the stamped titles shall be forwarded to the
22 department.

23 4. The director of revenue shall issue a separate license
24 for each kind of business described in subsection 1 of this
25 section, to be entitled and designated as either "used parts
26 dealer"; "salvage dealer or dismantler"; "rebuilder or body
27 shop"; or "mobile scrap processor" license.

28 306.410. 1. If an owner creates a lien or encumbrance on

1 an outboard motor, motorboat, vessel, or watercraft:

2 (1) The owner shall immediately execute the application,
3 either in the space provided therefor on the certificate of title
4 or on a separate form the director of revenue prescribes, to name
5 the lienholder on the certificate of title, showing the name and
6 address of the lienholder and the date of his or her security
7 agreement, and shall cause the certificate of title, the
8 application and the required fee to be mailed or delivered to the
9 director of revenue. Failure of the owner to do so is a class A
10 misdemeanor;

11 (2) The lienholder or an authorized agent licensed pursuant
12 to sections 301.112 to 301.119, RSMo, shall deliver to the
13 director of revenue a notice of lien as prescribed by the
14 director accompanied by all other necessary documentation to
15 perfect a lien pursuant to section 306.400;

16 (3) To perfect a lien for a subordinate lienholder when a
17 transfer of ownership occurs, the subordinate lienholder shall
18 either mail or deliver, or cause to be mailed or delivered, a
19 completed notice of lien to the department of revenue,
20 accompanied by authorization from the first lienholder. The
21 owner shall ensure the subordinate lienholder is recorded on the
22 application for title at the time the application is made to the
23 department of revenue. To perfect a lien for a subordinate
24 lienholder when there is no transfer of ownership, the owner or
25 lienholder in possession of the certificate shall either mail or
26 deliver, or cause to be mailed or delivered, the owner's
27 application for title, certificate, notice of lien, authorization
28 from the first lienholder and title fee to the department of

1 revenue. The delivery of the certificate and executing a notice
2 of authorization to add a subordinate lien does not affect the
3 rights of the first lienholder under the security agreement;

4 (4) Upon receipt of the documents and fee required in
5 subdivision (3) of this section, the director of revenue shall
6 issue a new certificate of title containing the name and address
7 of the new lienholder, and mail the certificate of title to the
8 owner named in it or if a lienholder has elected to have the
9 director of revenue retain possession of an electronic
10 certificate of title, the lienholder shall either mail or deliver
11 to the director a notice of authorization for the director to add
12 a subordinate lienholder to the existing certificate as
13 prescribed in section 306.405. Upon receipt of such
14 authorization and a notice of lien from a subordinate lienholder,
15 the director shall add the subordinate lienholder to the
16 certificate of title being electronically retained by the
17 director and provide confirmation of the addition to both
18 lienholders.

19 2. When an owner wants to add or delete a name or names on
20 an application for certificates of title of an outboard motor,
21 motorboat, vessel, or watercraft that would cause it to be
22 inconsistent with the name or names listed on the notice of lien,
23 the owner shall provide the director with documentation
24 evidencing the lienholder's authorization to add or delete a name
25 or names on an application for certificate of title.

26 430.082. 1. Every person expending labor, services, skill
27 or material upon any motor vehicle or trailer, as defined in
28 chapter 301, RSMo, vessel, as defined in chapter 306, RSMo,

1 outboard motor or aircraft at a written request of its owner,
2 authorized agent of the owner, or person in lawful possession
3 thereof, or who provides storage for a motor vehicle, trailer,
4 outboard motor or vessel, at the written request of its owner,
5 authorized agent of the owner, or person in lawful possession
6 thereof, or at the written request of a peace officer in lieu of
7 the owner or owner's agent, where such owner or agent is not
8 available to request storage thereof, shall, where the maximum
9 amount to be charged for labor, services, skill or material has
10 been stated as part of the written request or the daily charge
11 for storage has been stated as part of the written request, have
12 a lien upon the chattel beginning upon the date of commencement
13 of the expenditure of labor, services, skill, materials or
14 storage for the actual value of all the expenditure of labor,
15 services, skill, materials or storage until the possession of
16 that chattel is voluntarily relinquished to the owner, authorized
17 agent, or one entitled to possession thereof. The person
18 furnishing labor, services, skill or material may retain the lien
19 after surrendering possession of the aircraft or part or
20 equipment thereof by filing a statement in the office of the
21 county recorder of the county where the owner of the aircraft or
22 part or equipment thereof resides, if known to the claimant, and
23 in the office of the county recorder of the county where the
24 claimant performed the services. Such statement shall be filed
25 within thirty days after surrendering possession of the aircraft
26 or part or equipment thereof and shall state the claimant's name
27 and address, the items on account, the name of the owner and a
28 description of the property, and shall not bind a bona fide

1 purchaser unless the lien has also been filed with the Federal
2 Aviation Administration Aircraft Registry.

3 2. If the chattel is not redeemed within ~~three months~~
4 forty-five days of the completion of the requested labor,
5 services, skill or material, the lienholder may apply to the
6 director of revenue for a certificate of ownership or certificate
7 of title.

8 3. If the charges are for storage or the service of towing
9 the motor vehicle, trailer, outboard motor or vessel, and the
10 chattel has not been redeemed ~~three months~~ within forty-five
11 days after the charges for storage commenced, the lienholder
12 shall notify by certified mail, postage prepaid, the owner and
13 any lienholders of record other than the person making the
14 notification, at the person's last known address that application
15 for a lien title will be made unless the owner or lienholder
16 within ~~forty-five~~ thirty days makes satisfactory arrangements
17 with the person holding the chattel for payment of storage or
18 service towing charges, if any, or makes satisfactory
19 arrangements with the lienholder for paying such charges or for
20 continued storage of the chattel if desired. ~~Forty-five~~ Thirty
21 days after the notification has been mailed and the chattel is
22 unredeemed, or the notice has been returned marked "not
23 fowardable" or "addressee unknown", and no satisfactory
24 arrangement has been made with the lienholder for payment or
25 continued storage, the lienholder may apply to the director of
26 revenue for a certificate of ownership or certificate of title as
27 provided in this section.

28 4. The application shall be accompanied by:

1 (1) The original or a conformed or photostatic copy of the
2 written request of the owner or the owner's agent or of a peace
3 officer with the maximum amount to be charged stated therein;

4 (2) An affidavit [of the] from the lienholder that written
5 notice was provided to all owners and lienholders of the
6 applicants' intent to apply for a certificate of ownership and
7 the owner has defaulted on payment of labor, services, skill or
8 material and that payment is [three months] forty-five days past
9 due, or that owner has defaulted on payment or has failed to make
10 satisfactory arrangements for continued storage of the chattel
11 for [forty-five] thirty days since notification of intent to make
12 application for a certificate of ownership or certificate of
13 title. The affidavit shall be accompanied by a copy of the
14 thirty-day notice given by certified mail to any owner and person
15 holding a valid security interest and a copy of the certified
16 mail receipt indicating that the owner and lienholder of record
17 was sent a notice as required in this section;

18 (3) A statement of the actual value of the expenditure of
19 labor, services, skill or material, or the amount of storage due
20 on the date of application for a certificate of ownership or
21 certificate of title, and the amount which is unpaid; and

22 (4) A fee of ten dollars.

23 5. If the director is satisfied with the genuineness of the
24 application, proof of lienholder notification in the form of a
25 certified mail receipt, and supporting documents, [the director
26 shall notify by certified mail, postage prepaid, the owner and
27 any lienholders of record, other than the applicant, at their
28 last known address that application has been made for a lien

1 title on the chattel.

2 6. Thirty days after notification of the owner and
3 lienholders,] and if no lienholder or the owner has redeemed the
4 chattel or no satisfactory arrangement has been made concerning
5 payment or continuation of storage [and the application has not
6 been withdrawn], and if no owner or lienholder has informed the
7 director that the owner or lienholder demands a hearing [and
8 enforcement of the lien] as provided in [section 430.160] this
9 section, the director shall issue, in the same manner as a
10 repossessed title is issued, a certificate of ownership or
11 certificate of title to the applicant which shall clearly be
12 captioned "Lien Title".

13 [7.] 6. Upon receipt of a lien title, the holder shall
14 within ten days begin proceedings to sell the chattel as
15 prescribed in section 430.100.

16 [8.] 7. The provisions of section 430.110 shall apply to
17 the disposition of proceeds, and the lienholder shall also be
18 entitled to any actual and necessary expenses incurred in
19 obtaining the lien title, including, but not limited to, court
20 costs and reasonable attorney's fees.

21 700.320. 1. The owner of any new or used manufactured
22 home, as defined in section 700.010, shall make application to
23 the director of revenue for an official certificate of title to
24 such manufactured home in the manner prescribed by law for the
25 acquisition of certificates of title to motor vehicles, and the
26 rules promulgated pursuant thereto. All fees required by section
27 301.190, RSMo, for the titling of motor vehicles and all
28 penalties provided by law for the failure to title motor vehicles

1 shall apply to persons required to make application for an
2 official certificate of title by this subsection. In case there
3 is any duplication in serial numbers assigned any manufactured
4 homes, or no serial number has been assigned by the manufacturer,
5 the director shall assign the serial numbers for the manufactured
6 homes involved.

7 2. At the time the owner of any new manufactured home, as
8 defined in section 700.010, which was acquired in a transaction
9 subject to sales tax under the Missouri sales tax law makes
10 application to the director of revenue for an official
11 certificate of title for such manufactured home, he shall present
12 to the director of revenue evidence satisfactory to the director
13 of revenue showing the purchase price exclusive of any charge
14 incident to the extension of credit paid by or charged to the
15 applicant in the acquisition of the manufactured home, or that no
16 sales tax was incurred in its acquisition, and if sales tax was
17 incurred in its acquisition, the applicant shall pay or cause to
18 be paid to the director of revenue the sales tax provided by the
19 Missouri sales tax law in addition to the registration fees now
20 or hereafter required according to law, and the director of
21 revenue shall not issue a certificate of title for any new
22 manufactured home subject to sales tax as provided in the
23 Missouri sales tax law until the tax levied for the sale of the
24 same under sections 144.010 to 144.510, RSMo, has been paid as
25 provided in this section. As used in this subsection, the term
26 "purchase price" shall mean the total amount of the contract
27 price agreed upon between the seller and the applicant in the
28 acquisition of the new manufactured home regardless of the medium

1 of payment therefor. In the event that the purchase price is
2 unknown or undisclosed, or that the evidence thereof is not
3 satisfactory to the director of revenue, the same shall be fixed
4 by appraisal by the director. The director of the department
5 of revenue shall endorse upon the official certificate of title
6 issued by him upon such application an entry showing that such
7 sales tax has been paid or that the manufactured home represented
8 by the certificate is exempt from sales tax and state the ground
9 for such exemption.

10 3. A certificate of title for a manufactured home issued in
11 the names of two or more persons that does not show on the face
12 of the certificate that the persons hold their interest in the
13 manufactured home as tenants in common, on death of one of the
14 named persons, may be transferred to the surviving owner or
15 owners. On proof of death of one of the persons in whose names
16 the certificate was issued, surrender of the outstanding
17 certificate of title, and on application and payment of the fee
18 for an original certificate of title, the director of revenue
19 shall issue a new certificate of title for the manufactured home
20 to the surviving owner or owners; and the current valid
21 certificate of number shall be so transferred.

22 4. A certificate of title for a manufactured home issued in
23 the names of two or more persons that shows on its face that the
24 persons hold their interest in the manufactured home as tenants
25 in common, on death of one of the named persons, may be
26 transferred by the director of revenue on application by the
27 surviving owners and the personal representative or successors of
28 the deceased owner. Upon being presented proof of death of one

1 of the persons in whose names the certificate of title was
2 issued, surrender of the outstanding certificate of title, and on
3 application and payment of the fee for an original certificate of
4 title, the director of revenue shall issue a new certificate of
5 title for the manufactured home to the surviving owners and
6 personal representative or successors of the deceased owner; and
7 the current valid certificate of number shall be so transferred.

8 5. When an owner wants to add or delete a name or names on
9 an application for certificate of title to a manufactured home
10 that would cause it to be inconsistent with the name or names
11 listed on the notice of lien, the owner shall provide the
12 director with documentation evidencing the lienholder's
13 authorization to add or delete a name or names on an application
14 for certificate of title.

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