

SECOND REGULAR SESSION

# HOUSE BILL NO. 1363

## 95TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES GRILL (Sponsor), FUNDERBURK, COLONA, CARTER,  
CHAPPELLE-NADAL AND JONES (63) (Co-sponsors).

3835L.01I

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 301.064 as enacted by house committee substitute for senate substitute for senate bill no. 3, eighty-eighth general assembly, first regular session, and section 301.064 as enacted by house bill no. 769, eighty-ninth general assembly, first regular session, and sections 301.069, 301.120, 301.130, 301.142, 301.144, and 301.301, RSMo, and to enact in lieu thereof seven new sections relating to license plates, with penalty provisions.

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

Section A. Sections 301.064 as enacted by house committee substitute for senate substitute for senate bill no. 3, eighty-eighth general assembly, first regular session, and section 301.064 as enacted by house bill no. 769, eighty-ninth general assembly, first regular session, and sections 301.069, 301.120, 301.130, 301.142, 301.144, and 301.301, RSMo, are repealed and seven new sections enacted in lieu thereof, to be known as sections 301.064, 301.069, 301.120, 301.130, 301.142, 301.144, and 301.301, to read as follows:

[301.064. 1. The annual registration fee for a land improvement contractors' commercial motor vehicle is three hundred and fifty dollars. The maximum gross weight for which such a vehicle may be registered is seventy-three thousand two hundred and eighty pounds. Transporting for hire by such a motor vehicle is prohibited.

2. Upon application to the director of revenue accompanied by an affidavit signed by the owner or owners stating that the motor vehicle to be licensed as a land improvement contractors' commercial motor vehicle shall not be operated in any manner other than as prescribed in section 301.010, and by the amount of the registration fee prescribed in subsection 1 of this section, and

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.

11 otherwise complying with the laws relating to the registration and licensing of  
12 motor vehicles, the owner or owners shall be issued a distinctive set of land  
13 improvement contractors' license plates. The director of revenue shall by  
14 regulation determine the characteristic features of land improvement contractors'  
15 license plates so that they may be readily identified as such.]

16

301.064. 1. The annual registration fee for a land improvement contractors' commercial  
2 motor vehicle is three hundred and fifty dollars. The maximum gross weight for which such a  
3 vehicle may be registered is eighty thousand pounds. Transporting for hire by such a motor  
4 vehicle is prohibited.

5 2. Upon application to the director of revenue accompanied by an affidavit signed by the  
6 owner or owners stating that the motor vehicle to be licensed as a land improvement contractors'  
7 commercial motor vehicle shall not be operated in any manner other than as prescribed in section  
8 301.010, and by the amount of the registration fee prescribed [above] **in subsection 1 of this**  
9 **section**, and otherwise complying with the laws relating to the registration and licensing of motor  
10 vehicles, the owner or owners shall be issued a [set of] **distinctive** land improvement contractors'  
11 license [plates. The advisory committee established in section 301.129 shall determine the  
12 characteristic features of land improvement contractors' license plates so that they may be readily  
13 identified as such] **plate so that it may be readily identified as such**, except that such license  
14 plates shall be made with fully reflective material with a common color scheme and design, shall  
15 be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.  
16 [Any rule or portion of a rule promulgated pursuant to sections 301.010, 301.057, 301.058, and  
17 301.064 may be suspended by the committee on administrative rules until such time as the  
18 general assembly may by concurrent resolution reinstate such rule.]

301.069. A driveway license plate may not be used on a vehicle used or operated on a  
2 highway except for the purpose of transporting vehicles in transit. Driveway license plates may  
3 not be used by tow truck operators transporting wrecked, disabled, abandoned, improperly  
4 parked, or burned vehicles. For each driveway license there shall be paid an annual license fee  
5 of forty-four dollars and fifty cents for one [set of plates] **plate** or such insignia as the director  
6 may issue which shall be attached to the motor vehicle as prescribed in this chapter. Applicants  
7 may choose to obtain biennial driveway licenses. The fee for biennial driveway licenses shall  
8 be eighty-nine dollars. For single trips the fee shall be four dollars, and descriptive insignia shall  
9 be prepared and issued at the discretion of the director who shall also prescribe the type of  
10 equipment used to attach such vehicles in combinations.

301.120. 1. When the owner of a motor vehicle moves the vehicle to another state, [he]  
2 **the owner** shall return the license **plate or** plates to the director of revenue within ninety days  
3 or upon the expiration of the period of reciprocity granted by the new state of residence; or if the

4 owner of a motor vehicle ceases to operate the vehicle in Missouri, [he] **the owner** shall return  
5 the license **plate or** plates to the director of revenue within ninety days.

6 **2. For motor vehicles that require the issuance of only one license plate under**  
7 **section 301.130 after the effective date of this section, an owner whose motor vehicle has**  
8 **a front license plate on the effective date of this section shall surrender the front license**  
9 **plate to the department of revenue at the next renewal of registration for the motor vehicle.**

301.130. 1. The director of revenue, upon receipt of a proper application for registration,  
2 required fees and any other information which may be required by law, shall issue to the  
3 applicant a certificate of registration in such manner and form as the director of revenue may  
4 prescribe and [a set of license plates] **one license plate**, or other evidence of registration, as  
5 provided by this section. Each [set of license plates] **license plate** shall bear the name or  
6 abbreviated name of this state, the words "SHOW-ME STATE", the month and year in which  
7 the registration shall expire, and an arrangement of numbers or letters, or both, as shall be  
8 assigned from year to year by the director of revenue. [The plates] **Each plate** shall also contain  
9 fully reflective material with a common color scheme and design for each type of license plate  
10 issued pursuant to this chapter. [The plates] **Each plate** shall be clearly visible at night, and shall  
11 be aesthetically attractive. Special plates for qualified disabled veterans will have the  
12 "DISABLED VETERAN" wording on the license [plates] **plate** in preference to the words  
13 "SHOW-ME STATE" and special plates for members of the national guard will have the  
14 "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

15 **2.** The arrangement of letters and numbers of license plates shall be uniform throughout  
16 each classification of registration. The director may provide for the arrangement of the numbers  
17 in groups or otherwise, and for other distinguishing marks on the plates.

18 **3.** All property-carrying commercial motor vehicles to be registered at a gross weight in  
19 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local  
20 transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, motorscooters and  
21 driveaway vehicles shall be registered with the director of revenue as provided for in subsection  
22 3 of section 301.030, or with the state highways and transportation commission as otherwise  
23 provided in this chapter, [but] **and** only one license plate shall be issued for each such vehicle.

24 **4.** The plates issued to manufacturers and dealers shall bear the letters and numbers as  
25 prescribed by section 301.560, and the director may place upon the plates other letters or marks  
26 to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

27 **5.** No motor vehicle or trailer shall be operated on any highway of this state unless it  
28 shall have displayed thereon the license plate [or set of license plates] issued by the director of  
29 revenue or the state highways and transportation commission and authorized by section 301.140.  
30 Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all

31 parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof  
32 are not impaired. Each such plate may be encased in a transparent cover so long as the plate is  
33 plainly visible and its reflective qualities are not impaired. License plates shall be fastened to  
34 all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of  
35 twelve thousand pounds on the [front and] rear of such vehicles not less than eight nor more than  
36 forty-eight inches above the ground, with the letters and numbers thereon right side up. The  
37 license plates on trailers, motorcycles, motortricycles and motorscooters shall be displayed on  
38 the rear of such vehicles, with the letters and numbers thereon right side up. The license plate  
39 on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed  
40 in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than  
41 eight nor more than forty-eight inches above the ground, with the letters and numbers thereon  
42 right side up [or if two plates are issued for the vehicle pursuant to subsection 3 of this section,  
43 displayed in the same manner on the front and rear of such vehicles]. The license plate [or  
44 plates] authorized by section 301.140, when properly attached, shall be prima facie evidence that  
45 the required fees have been paid.

46       6. (1) The director of revenue shall issue annually or biennially a tab [or set of tabs] as  
47 provided by law as evidence of the annual payment of registration fees and the current  
48 registration of a vehicle in lieu of the [set of plates] **plate**. Beginning January 1, 2010, the  
49 director may prescribe any additional information recorded on the tab [or tabs] to ensure that the  
50 tab [or tabs] positively [correlate] **correlates** with the license plate [or plates] issued by the  
51 department of revenue for such vehicle. Such tabs shall be produced in each license bureau  
52 office.

53       (2) The vehicle owner to whom a tab [or set of tabs] is issued shall affix and display such  
54 tab [or tabs] in the designated area of the license plate, no more than one per plate.

55       (3) A tab [or set of tabs] issued by the director of revenue when attached to a vehicle in  
56 the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has  
57 been paid.

58       (4) Except as otherwise provided in this section, the director of revenue shall issue plates  
59 for a period of at least six years.

60       (5) For those commercial motor vehicles and trailers registered pursuant to section  
61 301.041, the plate issued by the highways and transportation commission shall be a permanent  
62 nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve  
63 the owner of any vehicle permanently registered pursuant to this section from the obligation to  
64 pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall  
65 be returned to the highways and transportation commission upon the sale or disposal of the  
66 vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may

67 be transferred to a replacement commercial motor vehicle when the owner files a supplemental  
68 application with the Missouri highways and transportation commission for the registration of  
69 such replacement commercial motor vehicle. Upon payment of the annual registration fee, the  
70 highways and transportation commission shall issue a certificate of registration or other suitable  
71 evidence of payment of the annual fee, and such evidence of payment shall be carried at all times  
72 in the vehicle for which it is issued.

73 (6) Upon the sale or disposal of any vehicle permanently registered under this section,  
74 or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued  
75 for such vehicle shall be returned to the highways and transportation commission and shall not  
76 be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle  
77 when the owner files a supplemental application with the Missouri highways and transportation  
78 commission for the registration of such replacement vehicle. If a vehicle which is permanently  
79 registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated,  
80 the registrant shall be given credit for any unused portion of the annual registration fee when the  
81 vehicle is replaced by the purchase or lease of another vehicle during the registration year.

82 7. The director of revenue and the highways and transportation commission may  
83 prescribe rules and regulations for the effective administration of this section. No rule or portion  
84 of a rule promulgated under the authority of this section shall become effective unless it has been  
85 promulgated pursuant to the provisions of section 536.024, RSMo.

86 8. Notwithstanding the provisions of any other law to the contrary, owners of motor  
87 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess  
88 of eighteen thousand pounds gross weight may apply for special personalized license plates.  
89 Vehicles licensed for eighteen thousand pounds that display special personalized license plates  
90 shall be subject to the provisions of subsections 1 and 2 of section 301.030.

91 9. No later than January 1, 2009, the director of revenue shall commence the reissuance  
92 of new license plates of such design as directed by the director consistent with the terms,  
93 conditions, and provisions of this section and this chapter. Except as otherwise provided in this  
94 section, in addition to all other fees required by law, applicants for registration of vehicles with  
95 license plates that expire during the period of reissuance, applicants for registration of trailers  
96 or semitrailers with license plates that expire during the period of reissuance and applicants for  
97 registration of vehicles that are to be issued new license plates during the period of reissuance  
98 shall pay the cost of the plates required by this subsection. The additional cost prescribed in this  
99 subsection shall not be charged to persons receiving special license plates issued under section  
100 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131  
101 and specialized license plates are exempt from the provisions of this subsection. Except for new,  
102 replacement, and transfer applications, permanent nonexpiring license plates issued to

commercial motor vehicles and trailers registered under section 301.041 are exempt from the provisions of this subsection.

**10. The provisions of this section regarding the issuance of only one license plate for a motor vehicle shall apply to the issuance of personalized license plates.**

301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) "Department", the department of revenue;

(2) "Director", the director of the department of revenue;

(3) "Other authorized health care practitioner" includes advanced practice registered nurses licensed pursuant to chapter 335, RSMo, chiropractors licensed pursuant to chapter 331, RSMo, podiatrists licensed pursuant to chapter 330, RSMo, and optometrists licensed pursuant to chapter 336, RSMo;

(4) "Physically disabled", a natural person who is blind, as defined in section 8.700, RSMo, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or

(f) A person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;

(5) "Physician", a person licensed to practice medicine pursuant to chapter 334, RSMo;

(6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;

(7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;

32           (8) "Temporary windshield placard", a placard to be issued to persons who are  
33 temporarily disabled persons as defined in this section, certification of which shall be indicated  
34 on the physician's statement;

35           (9) "Windshield placard", a placard to be issued to persons who are physically disabled  
36 as defined in this section, certification of which shall be indicated on the physician's statement.

37           2. Other authorized health care practitioners may furnish to a disabled or temporarily  
38 disabled person a physician's statement for only those physical health care conditions for which  
39 such health care practitioner is legally authorized to diagnose and treat.

40           3. A physician's statement shall:

41           (1) Be on a form prescribed by the director of revenue;

42           (2) Set forth the specific diagnosis and medical condition which renders the person  
43 physically disabled or temporarily disabled as defined in this section;

44           (3) Include the physician's or other authorized health care practitioner's license number;  
45 and

46           (4) Be personally signed by the issuing physician or other authorized health care  
47 practitioner.

48           4. If it is the professional opinion of the physician or other authorized health care  
49 practitioner issuing the statement that the physical disability of the applicant, user, or member  
50 of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the  
51 physician or other authorized health care practitioner shall note on the statement the anticipated  
52 length of the disability which period may not exceed one hundred eighty days. If the physician  
53 or health care practitioner fails to record an expiration date on the physician's statement, the  
54 director shall issue a temporary windshield placard for a period of thirty days.

55           5. A physician or other authorized health care practitioner who issues or signs a  
56 physician's statement so that disabled plates or a disabled windshield placard may be obtained  
57 shall maintain in such disabled person's medical chart documentation that such a certificate has  
58 been issued, the date the statement was signed, the diagnosis or condition which existed that  
59 qualified the person as disabled pursuant to this section and shall contain sufficient  
60 documentation so as to objectively confirm that such condition exists.

61           6. The medical or other records of the physician or other authorized health care  
62 practitioner who issued a physician's statement shall be open to inspection and review by such  
63 practitioner's licensing board, in order to verify compliance with this section. Information  
64 contained within such records shall be confidential unless required for prosecution, disciplinary  
65 purposes, or otherwise required to be disclosed by law.

66           7. Owners of motor vehicles who are residents of the state of Missouri, and who are  
67 physically disabled, owners of motor vehicles operated at least fifty percent of the time by a

68 physically disabled person, or owners of motor vehicles used to primarily transport physically  
69 disabled members of the owner's household may obtain disabled person license plates. Such  
70 owners, upon application, accompanied by the documents and fees provided for in this section,  
71 a current physician's statement which has been issued within ninety days proceeding the date the  
72 application is made and proof of compliance with the state motor vehicle laws relating to  
73 registration and licensing of motor vehicles, shall be issued motor vehicle license plates for  
74 vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand  
75 pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the  
76 word "DISABLED" in addition to a combination of letters and numbers. Such license plates  
77 shall be made with fully reflective material with a common color scheme and design, shall be  
78 clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

79 8. The director shall further issue, upon request, to such applicant one, and for good  
80 cause shown, as the director may define by rule and regulations, not more than two, removable  
81 disabled windshield hanging placards for use when the disabled person is occupying a vehicle  
82 or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or  
83 collect the physically disabled person issued the disabled motor vehicle license plate or disabled  
84 windshield hanging placard.

85 9. No additional fee shall be paid to the director for the issuance of the special license  
86 plates provided in this section, except for special personalized license plates and other license  
87 plates described in this subsection. Priority for any specific [set of] special license [plates] **plate**  
88 shall be given to the applicant who received the number in the immediately preceding license  
89 period subject to the applicant's compliance with the provisions of this section and any applicable  
90 rules or regulations issued by the director. If determined feasible by the advisory committee  
91 established in section 301.129, any special license plate issued pursuant to this section may be  
92 adapted to also include the international wheelchair accessibility symbol and the word  
93 "DISABLED" as prescribed in this section and such plate may be issued to any applicant who  
94 meets the requirements of this section and the other appropriate provision of this chapter, subject  
95 to the requirements and fees of the appropriate provision of this chapter.

96 10. Any physically disabled person, or the parent or guardian of any such person, or any  
97 not-for-profit group, organization, or other entity which transports more than one physically  
98 disabled person, may apply to the director of revenue for a removable windshield placard. The  
99 placard may be used in motor vehicles which do not bear the permanent handicap symbol on the  
100 license plate. Such placards must be hung from the front, middle rearview mirror of a parked  
101 motor vehicle and may not be hung from the mirror during operation. These placards may only  
102 be used during the period of time when the vehicle is being used by a disabled person, or when



103 the vehicle is being used to pick up, deliver, or collect a disabled person. When there is no  
104 rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

105 11. The removable windshield placard shall conform to the specifications, in respect to  
106 size, color, and content, as set forth in federal regulations published by the Department of  
107 Transportation. The removable windshield placard shall be renewed every four years. The  
108 director may stagger the expiration dates to equalize workload. Only one removable placard may  
109 be issued to an applicant who has been issued a disabled person license [plates] **plate**. Upon  
110 request, one additional windshield placard may be issued to an applicant who has not been issued  
111 a disabled person license [plates] **plate**.

112 12. A temporary windshield placard shall be issued to any physically disabled person,  
113 or the parent or guardian of any such person who otherwise qualifies except that the physical  
114 disability, in the opinion of the physician, is not expected to exceed a period of one hundred  
115 eighty days. The temporary windshield placard shall conform to the specifications, in respect  
116 to size, color, and content, as set forth in federal regulations published by the Department of  
117 Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request,  
118 and for good cause shown, one additional temporary windshield placard may be issued to an  
119 applicant. Temporary windshield placards shall be issued upon presentation of the physician's  
120 statement provided by this section and shall be displayed in the same manner as removable  
121 windshield placards. A person or entity shall be qualified to possess and display a temporary  
122 removable windshield placard for six months and the placard may be renewed once for an  
123 additional six months if a physician's statement pursuant to this section is supplied to the director  
124 of revenue at the time of renewal.

125 13. Application for license plates or windshield placards issued pursuant to this section  
126 shall be made to the director of revenue and shall be accompanied by a statement signed by a  
127 licensed physician or other authorized health care practitioner which certifies that the applicant,  
128 user, or member of the applicant's household is a physically disabled person as defined by this  
129 section.

130 14. The placard shall be renewable only by the person or entity to which the placard was  
131 originally issued. Any placard issued pursuant to this section shall only be used when the  
132 physically disabled occupant for whom the disabled plate or placard was issued is in the motor  
133 vehicle at the time of parking or when a physically disabled person is being delivered or  
134 collected. A disabled license plate and/or a removable windshield hanging placard are not  
135 transferable and may not be used by any other person whether disabled or not.

136 15. At the time the disabled [plates or] **plate is issued, or** windshield hanging placards  
137 are issued, the director shall issue a registration certificate which shall include the applicant's  
138 name, address, and other identifying information as prescribed by the director, or if issued to an

139 agency, such agency's name and address. This certificate shall further contain the disabled  
140 license plate number or, for windshield hanging placards, the registration or identifying number  
141 stamped on the placard. The validated registration receipt given to the applicant shall serve as  
142 the registration certificate.

143         16. The director shall, upon issuing any disabled registration certificate for a license  
144 [plates] **plate** and/or windshield hanging placards, provide information which explains that such  
145 [plates] **plate is nontransferable**, or windshield hanging placards are nontransferable, and the  
146 restrictions explaining who and when a person or vehicle which bears or has the disabled [plates]  
147 **plate** or windshield hanging [placards] **placard** may be used or be parked in a disabled reserved  
148 parking space, and the penalties prescribed for violations of the provisions of this act.

149         17. Every new applicant for a disabled license plate or placard shall be required to  
150 present a new physician's statement dated no more than ninety days prior to such application.  
151 Renewal applicants will be required to submit a physician's statement dated no more than ninety  
152 days prior to such application upon their first renewal occurring on or after August 1, 2005.  
153 Upon completing subsequent renewal applications, a physician's statement dated no more than  
154 ninety days prior to such application shall be required every fourth year. Such physician's  
155 statement shall state the expiration date for the temporary windshield placard. If the physician  
156 fails to record an expiration date on the physician's statement, the director shall issue the  
157 temporary windshield placard for a period of thirty days. The director may stagger the  
158 requirement of a physician's statement on all renewals for the initial implementation of a  
159 four-year period.

160         18. The director of revenue upon receiving a physician's statement pursuant to this  
161 subsection shall check with the state board of registration for the healing arts created in section  
162 334.120, RSMo, or the Missouri state board of nursing established in section 335.021, RSMo,  
163 with respect to physician's statements signed by advanced practice registered nurses, or the  
164 Missouri state board of chiropractic examiners established in section 331.090, RSMo, with  
165 respect to physician's statements signed by licensed chiropractors, or with the board of optometry  
166 established in section 336.130, RSMo, with respect to physician's statements signed by licensed  
167 optometrists, or the state board of podiatric medicine created in section 330.100, RSMo, with  
168 respect to physician's statements signed by physicians of the foot or podiatrists to determine  
169 whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining  
170 a disabled license plate or placard presents proof of disability in the form of a statement from the  
171 United States Veterans' Administration verifying that the person is permanently disabled, the  
172 applicant shall be exempt from the four-year certification requirement of this subsection for  
173 renewal of the plate or placard. Initial applications shall be accompanied by the physician's  
174 statement required by this section. Notwithstanding the provisions of paragraph (f) of

175 subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who  
176 provided the physician's statement with the original application shall not be required to provide  
177 a physician's statement for the purpose of renewal of a disabled persons license [plates] **plate** or  
178 windshield placards.

179 19. The boards shall cooperate with the director and shall supply information requested  
180 pursuant to this subsection. The director shall, in cooperation with the boards which shall assist  
181 the director, establish a list of all Missouri physicians and other authorized health care  
182 practitioners and of any other information necessary to administer this section.

183 20. Where the owner's application is based on the fact that the vehicle is used at least  
184 fifty percent of the time by a physically disabled person, the applicant shall submit a statement  
185 stating this fact, in addition to the physician's statement. The statement shall be signed by both  
186 the owner of the vehicle and the physically disabled person. The applicant shall be required to  
187 submit this statement with each application for a license [plates] **plate**. No person shall willingly  
188 or knowingly submit a false statement and any such false statement shall be considered perjury  
189 and may be punishable pursuant to section 301.420.

190 21. The director of revenue shall retain all physicians' statements and all other documents  
191 received in connection with a person's application for a disabled license [plates] **plate** and/or  
192 disabled windshield placards.

193 22. The director of revenue shall enter into reciprocity agreements with other states or  
194 the federal government for the purpose of recognizing disabled person license plates or  
195 windshield placards issued to physically disabled persons.

196 23. When a person to whom a disabled person license [plates] **plate** or a removable or  
197 temporary windshield placard or both have been issued dies, the personal representative of the  
198 decedent or such other person who may come into or otherwise take possession of the disabled  
199 license **plate**, plates, or disabled windshield placard shall return the same to the director of  
200 revenue under penalty of law. Failure to return such **plate**, plates, or placards shall constitute a  
201 class B misdemeanor.

202 24. The director of revenue may order any person issued disabled person license **plate**,  
203 plates, or windshield placards to submit to an examination by a chiropractor, osteopath, or  
204 physician, or to such other investigation as will determine whether such person qualifies for the  
205 special [plates] **plate** or placards.

206 25. If such person refuses to submit or is found to no longer qualify for a special [plates]  
207 **plate** or placards provided for in this section, the director of revenue shall collect the special  
208 [plates] **plate** or placards, and shall furnish a license [plates] **plate** to replace the ones collected  
209 as provided by this chapter.

210           26. In the event a removable or temporary windshield placard is lost, stolen, or mutilated,  
211 the lawful holder thereof shall, within five days, file with the director of revenue an application  
212 and an affidavit stating such fact, in order to purchase a new placard. The fee for the  
213 replacement windshield placard shall be four dollars.

214           27. Fraudulent application, renewal, issuance, procurement or use of a disabled person  
215 license [plates] **plate** or windshield placards shall be a class A misdemeanor. It is a class B  
216 misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual  
217 or family member is qualified for a license plate or windshield placard based on a disability, the  
218 diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis.

301.144. 1. The director of revenue shall establish and issue special personalized license  
2 plates containing letters or numbers or combinations of letters and numbers. Such license plates  
3 shall be made with fully reflective material with a common color scheme and design, shall be  
4 clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.  
5 Any person desiring to obtain a special personalized license plate for any motor vehicle the  
6 person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial  
7 motor vehicle licensed in excess of eighteen thousand pounds gross weight shall apply to the  
8 director of revenue on a form provided by the director and shall pay a fee of fifteen dollars in  
9 addition to the regular registration fees. The director of revenue shall issue rules and regulations  
10 setting the standards and establishing the procedure for application for and issuance of the special  
11 personalized license plates and shall provide a deadline each year for the applications. Any rule  
12 or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the  
13 authority delegated in this section shall become effective only if it complies with and is subject  
14 to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This  
15 section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the  
16 general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to  
17 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking  
18 authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void. No  
19 two owners shall be issued identical plates. An owner shall make a new application and pay a  
20 new fee each year such owner desires to obtain or retain special personalized license plates;  
21 however, notwithstanding the provisions of subsection 8 of section 301.130 to the contrary, the  
22 director shall allow the special personalized license plates to be replaced with new plates every  
23 three years without any additional charge, above the fee established in this section, to the renewal  
24 applicant. Any person currently in possession of an approved personalized license plate shall  
25 have first priority on that particular plate for each of the following years that timely and  
26 appropriate application is made.

27           2. Upon application for a personalized plate by the owner of a motor vehicle for which  
28 the owner has no registration plate available for transfer as prescribed by section 301.140, the  
29 director shall issue a temporary permit authorizing the operation of the motor vehicle until the  
30 personalized plate is issued.

31           3. No personalized license plates shall be issued containing any letters, numbers or  
32 combination of letters and numbers which are obscene, profane, patently offensive or  
33 contemptuous of a racial or ethnic group, or offensive to good taste or decency, or would present  
34 an unreasonable danger to the health or safety of the applicant, of other users of streets and  
35 highways, or of the public in any location where the vehicle with such a plate may be found. The  
36 director may recall any personalized license plates, including those issued prior to August 28,  
37 1992, if the director determines that the plates are obscene, profane, patently offensive or  
38 contemptuous of a racial or ethnic group, or offensive to good taste or decency, or would present  
39 an unreasonable danger to the health or safety of the applicant, of other users of streets and  
40 highways, or of the public in any location where the vehicle with such a plate may be found.  
41 Where the director recalls such plates pursuant to the provisions of this subsection, the director  
42 shall reissue personalized license plates to the owner of the motor vehicle for which they were  
43 issued at no charge, if the new plates proposed by the owner of the motor vehicle meet the  
44 standards established pursuant to this section. The director shall not apply the provisions of this  
45 statute in a way that violates the Missouri or United States Constitutions as interpreted by the  
46 courts with controlling authority in the state of Missouri. The primary purpose of motor vehicle  
47 license plates is to identify motor vehicles. Nothing in the issuance of a personalized license  
48 plate creates a designated or limited public forum. Nothing contained in this subsection shall be  
49 interpreted to prohibit the use of license plates, which are no longer valid for registration  
50 purposes, as collector's items or for decorative purposes.

51           4. The director may also establish categories of special license plates from which license  
52 plates may be issued. Any such person, other than a person exempted from the additional fee  
53 pursuant to subsection 7 of this section, that desires a personalized special license plate from any  
54 such category shall pay the same additional fee and make the same kind of application as that  
55 required by subsection 1 of this section, and the director shall issue such plates in the same  
56 manner as other personalized special license plates are issued.

57           5. The director of revenue shall issue to residents of the state of Missouri who hold an  
58 unrevoked and unexpired official amateur radio license issued by the Federal Communications  
59 Commission, upon application and upon payment of the additional fee specified in subsection  
60 1 of this section, except for a person exempted from the additional fee pursuant to subsection 7  
61 of this section, personalized special license plates bearing the official amateur radio call letters  
62 assigned by the Federal Communications Commission to the applicant with the words

63 "AMATEUR RADIO" in place of the words "SHOW-ME STATE". The application shall be  
64 accompanied by a statement stating that the applicant has an unrevoked and unexpired amateur  
65 radio license issued by the Federal Communications Commission and the official radio call  
66 letters assigned by the Federal Communications Commission to the applicant. An owner making  
67 a new application and paying a new fee to retain an amateur radio **license** plate may request a  
68 replacement plate with the words "AMATEUR RADIO" in place of the words "SHOW-ME  
69 STATE". If application is made to retain a plate that is three years old or older, the replacement  
70 plate shall be issued upon the payment of required fees.

71 6. Notwithstanding any other provision to the contrary, any business that repossesses  
72 motor vehicles or trailers and sells or otherwise disposes of them shall be issued a placard  
73 displaying the word "Repossessed", provided such business pays the license fees presently  
74 required of a manufacturer, distributor, or dealer in section 301.560. Such placard shall bear a  
75 number and shall be in such form as the director of revenue shall determine, and shall be only  
76 used for demonstrations when displayed substantially as provided for number plates on the rear  
77 of the repossessed motor vehicle or trailer.

78 7. Notwithstanding any provision of law to the contrary, any person who has retired from  
79 any branch of the United States armed forces or reserves, the United States Coast Guard or  
80 reserve, the United States Merchant Marines or reserve, the National Guard, or any subdivision  
81 of any such services shall be exempt from the additional fee required for personalized license  
82 plates issued pursuant to section 301.441. As used in this subsection, "retired" means having  
83 served twenty or more years in the appropriate branch of service and having received an  
84 honorable discharge.

85 **8. The provisions of section 301.130 regarding the issuance of only one license plate**  
86 **for a motor vehicle shall apply to personalized license plates issued under this section.**

301.301. 1. Any person replacing a stolen license plate tab issued on or after January 1,  
2 [2009] **2011**, may receive at no cost up to [two sets of] two license plate tabs per year when the  
3 application for the replacement tab is accompanied with a police report that is corresponding  
4 with the stolen license plate tab.

5 2. Any person replacing a stolen license plate tab issued prior to January 1, [2009] **2011**,  
6 may receive at no cost up to two sets of two license plate tabs per year when the application for  
7 the replacement tab is accompanied with a notarized affidavit verifying that such license plate  
8 tab or tabs were stolen.

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