

FIRST REGULAR SESSION
[PERFECTED WITH PERFECTING AMENDMENT]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 430
96TH GENERAL ASSEMBLY

1235L.05P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 301.3084, 302.181, 304.120, 387.040, 387.050, 387.080, 387.110, 387.207, 390.051, 390.061, 390.116, 390.280, and 571.101, RSMo, and to enact in lieu thereof twenty new sections relating to transportation.

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

Section A. Sections 301.3084, 302.181, 304.120, 387.040, 387.050, 387.080, 387.110, 387.207, 390.051, 390.061, 390.116, 390.280, and 571.101, RSMo, are repealed and twenty new sections enacted in lieu thereof, to be known as sections 301.3084, 301.4036, 302.181, 304.120, 387.040, 387.050, 387.080, 387.110, 387.137, 387.139, 387.207, 387.355, 390.051, 390.054, 390.061, 390.116, 390.280, 537.293, 571.101, and 1 to read as follows:

301.3084. 1. Any person may receive special license plates as prescribed by this section, for any motor vehicle such person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of eighteen thousand pounds gross weight[, after an annual contribution of an emblem-use authorization fee to the Friends of the Missouri Women's Council. Any contribution to the Friends of the Missouri Women's Council pursuant to this section, except reasonable administrative costs, shall be designated for the sole purpose of providing breast cancer services, including but not limited to screening, treatment, staging, and follow-up services. The Friends of the Missouri Women's Council hereby authorizes the use of its official emblem to be affixed on multiyear personalized license plates as provided in this section. Any person may annually apply for the use of the emblem]. **Upon making a twenty-five dollar annual contribution to the breast cancer awareness fund, established in this section, the vehicle owner may apply for a "Breast Cancer Awareness" license plate. If the contribution is made directly to the state treasurer, the state treasurer**

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.

14 shall issue the individual making the contribution a receipt, verifying the contribution, that
15 may be used to apply for the “Breast Cancer Awareness” license plate. If the contribution
16 is made directly to the director of revenue, the director shall note the contribution and the
17 owner may then apply for the “Breast Cancer Awareness” plate. The applicant for such
18 plate must pay a fifteen dollar fee in addition to the regular registration fees and present
19 any other documentation required by law for each set of “Breast Cancer Awareness” plates
20 issued pursuant to this section. Notwithstanding the provisions of section 301.144, no
21 additional fee shall be charged for the personalization of license plates issued pursuant to
22 this section.

23 2. [Upon annual application and payment of a twenty-five dollar emblem-use contribution
24 to the Friends of the Missouri Women's Council, the organization shall issue to the vehicle
25 owner, without further charge, an emblem-use authorization statement, which shall be presented
26 by the owner to the department of revenue at the time of registration of a motor vehicle. Upon
27 presentation of the annual statement, payment of a fifteen dollar fee in addition to the registration
28 fee and documents which may be required by law, the department of revenue shall issue to the
29 vehicle owner a personalized] **The “Breast Cancer Awareness”** license plate [which] shall bear
30 a graphic design depicting the breast cancer awareness pink ribbon symbol [with the words
31 "Breast Cancer Awareness" forming an oval around the symbol,] and shall bear the words
32 ["MISSOURI WOMEN'S COUNCIL"] **BREAST CANCER AWARENESS**” in place of the
33 words "SHOW-ME STATE". Such license plates shall be made with fully reflective material
34 with a common color scheme and design, shall be clearly visible at night, and shall be
35 aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions of
36 section 301.144, no additional fee shall be charged for the personalization of license plates
37 pursuant to this section.

38 3. A vehicle owner, who was previously issued a plate with a breast cancer awareness
39 emblem authorized by this section but who does not provide an emblem-use authorization
40 statement at a subsequent time of registration, shall be issued a new plate which does not bear
41 the emblem, as otherwise provided by law. The director of revenue shall make necessary rules
42 and regulations for the administration of this section, and shall design all necessary forms
43 required by this section. No rule or portion of a rule promulgated pursuant to the authority of
44 this section shall become effective unless it has been promulgated pursuant to the provisions of
45 chapter 536.

46 4. **There is hereby created in the state treasury the “Breast Cancer Awareness**
47 **Fund” which shall consist of all gifts, donations, transfers, and moneys appropriated by**
48 **the general assembly, and bequests to the fund. The fund shall be administered by the**
49 **department of health and senior services.**

50 **5. The state treasurer or the director of revenue shall deposit the twenty-five dollar**
51 **annual contribution in the breast cancer awareness fund. Funds deposited pursuant to**
52 **subsection 1 of this section shall be used to support breast cancer awareness activities**
53 **conducted by the department of health and senior services.**

54 **6. The state treasurer shall be custodian of the fund and may approve**
55 **disbursements from the fund in accordance with sections 30.170 and 30.180.**
56 **Notwithstanding the provisions of section 33.080, to the contrary, any moneys remaining**
57 **in the fund at the end of the biennium shall not revert to the credit of the general revenue**
58 **fund. The state treasurer shall invest moneys in the fund in the same manner as other**
59 **funds are invested. Any interest and moneys earned on such investments shall be credited**
60 **to the fund.**

301.4036. 1. Notwithstanding any other provision of law, any member of the
2 **National Wild Turkey Federation, after an annual payment of an emblem-use fee to the**
3 **National Wild Turkey Federation, may receive personalized specialty license plates for any**
4 **vehicle the member owns, either solely or jointly, other than an apportioned motor vehicle**
5 **or a commercial motor vehicle licensed in excess of eighteen thousand pounds gross weight.**
6 **The National Wild Turkey Federation hereby authorizes the use of its official emblem to**
7 **be affixed on multiyear personalized specialty license plates as provided in this section.**
8 **Any contribution to the National Wild Turkey Federation derived from this section, except**
9 **reasonable administrative costs, shall be used solely for the purposes of the National Wild**
10 **Turkey Federation. Any member of the National Wild Turkey Federation may annually**
11 **apply for the use of the emblem.**

12 **2. Upon annual application and payment of a fifteen dollar emblem-use**
13 **contribution to the National Wild Turkey Federation, the National Wild Turkey**
14 **Federation shall issue to the vehicle owner, without further charge, an emblem-use**
15 **authorization statement, which shall be presented by the vehicle owner to the director of**
16 **revenue at the time of registration. Upon presentation of the annual emblem-use**
17 **authorization statement and payment of a fifteen-dollar fee in addition to the regular**
18 **registration fees, and presentation of any documents which may be required by law, the**
19 **director of revenue shall issue to the vehicle owner a personalized specialty license plate**
20 **which shall bear the emblem of the National Wild Turkey Federation. Such license plates**
21 **shall be made with fully reflective material with a common color scheme and design, shall**
22 **be clearly visible at night, and shall be aesthetically attractive, and prescribed by section**
23 **301.130. In addition, upon each set of license plates shall be inscribed, in lieu of the words**
24 **"SHOW-ME STATE", the words "National Wild Turkey Federation". Notwithstanding**

25 the provisions of section 301.144, no additional fee shall be charged for the personalized
26 specialty plates issued under this section.

27 3. A vehicle owner who was previously issued a plate with the National Wild
28 Turkey Federation's emblem authorized by this section, but who does not provide an
29 emblem-use authorization statement at a subsequent time of registration, shall be issued
30 a new plate which does not bear the National Wild Turkey Federation's emblem, as
31 otherwise provided by law. The director of revenue shall make necessary rules and
32 regulations for the enforcement of this section, and shall design all necessary forms
33 required by this section.

34 4. Prior to the issuance of a National Wild Turkey Federation specialty plate
35 authorized under this section, the department of revenue must be in receipt of an
36 application, as prescribed by the director, which shall be accompanied by a list of at least
37 two hundred potential applicants who plan to purchase the specialty plate, the proposed
38 art design for the specialty license plate, and an application fee, not to exceed five thousand
39 dollars, to defray the department's cost for issuing, developing, and programming the
40 implementation of the specialty plate. Once the plate design is approved, the director of
41 revenue shall not authorize the manufacture of the material to produce such personalized
42 specialty license plates with the individual seal, logo, or emblem until such time as the
43 director has received two hundred applications, the fifteen dollar specialty plate fee per
44 application, and emblem-use statements, if applicable, and other required documents or
45 fees for such plates.

302.181. 1. The license issued pursuant to the provisions of sections 302.010 to 302.340
2 shall be in such form as the director shall prescribe, but the license shall be a card made of plastic
3 or other comparable material. All licenses shall be manufactured of materials and processes that
4 will prohibit, as nearly as possible, the ability to reproduce, alter, counterfeit, forge, or duplicate
5 any license without ready detection. All licenses shall bear the licensee's Social Security number,
6 if the licensee has one, and if not, a notarized affidavit must be signed by the licensee stating that
7 the licensee does not possess a Social Security number, or, if applicable, a certified statement
8 must be submitted as provided in subsection 4 of this section. The license shall also bear the
9 expiration date of the license, the classification of the license, the name, date of birth, residence
10 address including the county of residence or a code number corresponding to such county
11 established by the department, and brief description and colored photograph or digitized image
12 of the licensee, and a facsimile of the signature of the licensee. The director shall provide by
13 administrative rule the procedure and format for a licensee to indicate on the back of the license
14 together with the designation for an anatomical gift as provided in section 194.240 the name and
15 address of the person designated pursuant to sections 404.800 to 404.865 as the licensee's

16 attorney in fact for the purposes of a durable power of attorney for health care decisions. No
17 license shall be valid until it has been so signed by the licensee. If any portion of the license is
18 prepared by a private firm, any contract with such firm shall be made in accordance with the
19 competitive purchasing procedures as established by the state director of the division of
20 purchasing. For all licenses issued or renewed after March 1, 1992, the applicant's Social
21 Security number shall serve as the applicant's license number. Where the licensee has no Social
22 Security number, or where the licensee is issued a license without a Social Security number in
23 accordance with subsection 4 of this section, the director shall issue a license number for the
24 licensee and such number shall also include an indicator showing that the number is not a Social
25 Security number.

26 2. All film involved in the production of photographs for licenses shall become the
27 property of the department of revenue.

28 3. The license issued shall be carried at all times by the holder thereof while driving a
29 motor vehicle, and shall be displayed upon demand of any officer of the highway patrol, or any
30 police officer or peace officer, or any other duly authorized person, for inspection when demand
31 is made therefor. Failure of any operator of a motor vehicle to exhibit his or her license to any
32 duly authorized officer shall be presumptive evidence that such person is not a duly licensed
33 operator.

34 4. The director of revenue shall issue a commercial or noncommercial driver's license
35 without a Social Security number to an applicant therefor, who is otherwise qualified to be
36 licensed, upon presentation to the director of a certified statement that the applicant objects to
37 the display of the Social Security number on the license. The director shall assign an
38 identification number, that is not based on a Social Security number, to the applicant which shall
39 be displayed on the license in lieu of the Social Security number.

40 5. The director of revenue shall not issue a license without a facial photograph or digital
41 image of the license applicant, except as provided pursuant to subsection 8 of this section. A
42 photograph or digital image of the applicant's full facial features shall be taken in a manner
43 prescribed by the director. No photograph or digital image will be taken wearing anything which
44 cloaks the facial features of the individual.

45 6. The department of revenue may issue a temporary license or a full license without the
46 photograph or with the last photograph or digital image in the department's records to members
47 of the armed forces, except that where such temporary license is issued it shall be valid only until
48 the applicant shall have had time to appear and have his or her picture taken and a license with
49 his or her photograph issued.

50 7. The department of revenue shall issue upon request a nondriver's license card
51 containing essentially the same information and photograph or digital image, except as provided

52 pursuant to subsection 8 of this section, as the driver's license upon payment of six dollars. All
53 nondriver's licenses shall expire on the applicant's birthday in the sixth year after issuance. A
54 person who has passed his or her seventieth birthday shall upon application be issued a
55 nonexpiring nondriver's license card. **Notwithstanding any other provision of this chapter,**
56 **a nondriver's license containing a concealed carry endorsement shall expire three years**
57 **from the date the certificate of qualification was issued pursuant to section 571.101. The**
58 **fee for nondriver's licenses issued for a period exceeding three years is six dollars or three**
59 **dollars for nondriver's licenses issued for a period of three years or less.** The nondriver's
60 license card shall be used for identification purposes only and shall not be valid as a license.

61 8. If otherwise eligible, an applicant may receive a driver's license or nondriver's license
62 without a photograph or digital image of the applicant's full facial features except that such
63 applicant's photograph or digital image shall be taken and maintained by the director and not
64 printed on such license.

65 In order to qualify for a license without a photograph or digital image pursuant to this section the
66 applicant must:

67 (1) Present a form provided by the department of revenue requesting the applicant's
68 photograph be omitted from the license or nondriver's license due to religious affiliations. The
69 form shall be signed by the applicant and another member of the religious tenant verifying the
70 photograph or digital image exemption on the license or nondriver's license is required as part
71 of their religious affiliation. The required signatures on the prescribed form shall be properly
72 notarized;

73 (2) Provide satisfactory proof to the director that the applicant has been a U.S. citizen
74 for at least five years and a resident of this state for at least one year, except that an applicant
75 moving to this state possessing a valid driver's license from another state without a photograph,
76 shall be exempt from the one-year state residency requirement. The director may establish rules
77 necessary to determine satisfactory proof of citizenship and residency pursuant to this section;

78 (3) Applications for a driver's license or nondriver's license without a photograph or
79 digital image must be made in person at a license office determined by the director. The director
80 is authorized to limit the number of offices that may issue a driver's or nondriver's license
81 without a photograph or digital image pursuant to this section.

82 9. The department of revenue shall make available, at one or more locations within the
83 state, an opportunity for individuals to have their full facial photograph taken by an employee
84 of the department of revenue, or their designee, who is of the same sex as the individual being
85 photographed, in a segregated location.

86 10. Beginning July 1, 2005, the director shall not issue a driver's license or a nondriver's
87 license for a period that exceeds an applicant's lawful presence in the United States. The director

88 may, by rule or regulation, establish procedures to verify the lawful presence of the applicant and
89 establish the duration of any driver's license or nondriver's license issued under this section.

90 11. No rule or portion of a rule promulgated pursuant to the authority of this chapter
91 shall become effective unless it is promulgated pursuant to the provisions of chapter 536.

304.120. 1. Municipalities, by ordinance, may establish reasonable speed regulations
2 for motor vehicles within the limits of such municipalities. No person who is not a resident of
3 such municipality and who has not been within the limits thereof for a continuous period of more
4 than forty-eight hours, shall be convicted of a violation of such ordinances, unless it is shown
5 by competent evidence that there was posted at the place where the boundary of such
6 municipality joins or crosses any highway a sign displaying in black letters not less than four
7 inches high and one inch wide on a white background the speed fixed by such municipality so
8 that such sign may be clearly seen by operators and drivers from their vehicles upon entering
9 such municipality.

10 2. Municipalities, by ordinance, may:

11 (1) Make additional rules of the road or traffic regulations to meet their needs and traffic
12 conditions;

13 (2) Establish one-way streets and provide for the regulation of vehicles thereon;

14 (3) Require vehicles to stop before crossing certain designated streets and boulevards;

15 (4) Limit the use of certain designated streets and boulevards to passenger vehicles,
16 **except that each municipality shall allow at least one street, with lawful traffic movement**
17 **and access from both directions, to be available for use by commercial vehicles to access**
18 **any roads in the state highway system. Under no circumstances shall the provisions of this**
19 **subdivision be construed to authorize municipalities to limit the use of all streets in the**
20 **municipality;**

21 (5) Prohibit the use of certain designated streets to vehicles with metal tires, or solid
22 rubber tires;

23 (6) Regulate the parking of vehicles on streets by the installation of parking meters for
24 limiting the time of parking and exacting a fee therefor or by the adoption of any other regulatory
25 method that is reasonable and practical, and prohibit or control left-hand turns of vehicles;

26 (7) Require the use of signaling devices on all motor vehicles; and

27 (8) Prohibit sound producing warning devices, except horns directed forward.

28 3. No ordinance shall be valid which contains provisions contrary to or in conflict with
29 this chapter, except as herein provided.

30 4. No ordinance shall impose liability on the owner-lessor of a motor vehicle when the
31 vehicle is being permissively used by a lessee and is illegally parked or operated if the registered
32 owner-lessor of such vehicle furnishes the name, address and operator's license number of the

33 person renting or leasing the vehicle at the time the violation occurred to the proper municipal
34 authority within three working days from the time of receipt of written request for such
35 information. Any registered owner-lessor who fails or refuses to provide such information
36 within the period required by this subsection shall be liable for the imposition of any fine
37 established by municipal ordinance for the violation. Provided, however, if a leased motor
38 vehicle is illegally parked due to a defect in such vehicle, which renders it inoperable, not caused
39 by the fault or neglect of the lessee, then the lessor shall be liable on any violation for illegal
40 parking of such vehicle.

41 **5. No ordinance shall deny the use of commercial vehicles on all streets within the**
42 **municipality.**

387.040. 1. No motor carrier subject to the provisions of this chapter shall engage or
2 participate in the transportation of passengers [or household goods], between points within this
3 state, until its schedules of rates, fares and charges shall have been filed **with the state highways**
4 **and transportation commission** and published in accordance with the provisions of this
5 chapter. Any motor carrier, which shall undertake to perform any service or furnish any product
6 or commodity unless or until the rates, tolls, fares, charges, classifications and rules and
7 regulations relating thereto, applicable to such service, product or commodity, have been filed
8 with the highways and transportation commission and published in accordance with the
9 provisions of this chapter, shall be subject to forfeiture to the state pursuant to the provisions of
10 sections 390.156 to 390.176.

11 2. [Notwithstanding subsection 1 of this section, a motor carrier shall not be required to
12 file its schedules of rates, fares, and charges for shipments of household goods that are
13 transported wholly or exclusively within a commercial zone as defined in 390.020 or within a
14 commercial zone established by the highways and transportation commission pursuant to the
15 provisions of subdivision (4) of section 390.041.] **Notwithstanding any provision of this**
16 **chapter or chapter 390 to the contrary, a motor carrier transporting household goods in**
17 **intrastate commerce shall not be required to file its schedule of rates, fares, and charges**
18 **with the state highways and transportation commission. In lieu of filing its schedules of**
19 **rates, fares, charges, rules, or tolls with the state highways and transportation commission,**
20 **a motor carrier transporting household goods in intrastate commerce shall maintain and**
21 **publish its schedules of rates, fares, charges, rules, and tolls in every station or office as**
22 **described in subsection 3 of section 387.050 and such rates shall be available for inspection**
23 **by the state highways and transportation commission, shippers, and the public upon**
24 **request. Any motor carrier transporting household goods in intrastate commerce that fails**
25 **to comply with the provisions of this subsection shall be subject to forfeiture to the state**
26 **pursuant to the provisions of sections 390.156 to 390.176.**

387.050. 1. Every motor carrier shall file with the [division of motor carrier and railroad
2 safety] **state highways and transportation commission** and shall print and keep open to public
3 inspection schedules showing the rates, fares and charges for the transportation of passengers and
4 household goods within this state between each point upon its route and all other points thereon
5 and between each point upon its route and all points upon every route leased, operated or
6 controlled by it and between each point on its route or upon any route leased, operated or
7 controlled by it and all points upon the route of any other motor carrier, whenever a through
8 route and joint rate shall have been established or ordered between any two such points. If no
9 joint rate over a through route has been established, the several carriers in such through route
10 shall file, print and keep open to public inspection, as aforesaid, the separately established rates,
11 fares and charges applied to the through transportation. **Beginning August 28, 2011, motor**
12 **carriers shall not be required to file their schedules showing the rates, fares, rules, and**
13 **charges for the transportation of household goods within this state but shall print and keep**
14 **open for public inspection such schedules in accordance with this section and section**
15 **387.040.**

16 2. The schedules printed as aforesaid shall plainly state the places between which
17 household goods and passengers will be carried, and shall also contain the classification of
18 passengers or household goods in force, and shall also state separately all terminal charges,
19 storage charges, icing charges and all other charges which the [division] **state highways and**
20 **transportation commission** may require to be stated, all privileges or facilities granted or
21 allowed, and any rules or regulations which may in any way change, affect or determine any part
22 or the aggregate of such aforesaid rates, fares and charges, or the value of the service rendered
23 to the passenger, shipper or consignee.

24 3. Such schedules shall be plainly printed in large type, and a copy thereof shall be kept
25 by every such carrier readily accessible to and for convenient inspection by the public in every
26 station or office of such carrier where passengers or household goods are respectively received
27 for transportation, when such station or office is in charge of an agent, and in every station or
28 office of such carrier where passenger tickets for transportation or tickets covering bills of lading
29 or receipts for household goods are issued. All or any of such schedules kept as aforesaid shall
30 be immediately produced by such carrier for inspection upon the demand of any person.

31 4. A notice printed in bold type and stating that such schedules are on file with the agent
32 and open to inspection by any person and that the agent will assist any such person to determine
33 from such schedules any transportation rates or fares or rules or regulations which are in force
34 shall be kept posted by the carrier in two public and conspicuous places in every such station or
35 office.

36 5. The form of every such schedule shall be prescribed by the [division] **state highways**
37 **and transportation commission.**

38 6. The [division] **state highways and transportation commission** shall have power,
39 from time to time, in its discretion, to determine and prescribe by order such changes in the form
40 of such schedules as may be found expedient, and to modify the requirements of this section in
41 respect to publishing, posting and filing of schedules either in particular instances or by general
42 order applicable to special or peculiar circumstances or conditions.

 387.080. 1. The names of the several carriers which are parties to any joint tariff shall
2 be specified therein, and each of the parties thereto, other than the one filing the same, shall file
3 with the [division of motor carrier and railroad safety] **state highways and transportation**
4 **commission** such evidence of concurrence therein or acceptance thereof as may be required or
5 approved by the [division] **state highways and transportation commission**; and where such
6 evidence of concurrence or acceptance is filed, it shall not be necessary for the carriers filing the
7 same also to file copies of the tariffs in which they are named as parties. **The provisions of this**
8 **subsection shall not apply to motor carriers of household goods. Carriers of household**
9 **goods participating in through routes or interline service shall publish joint tariffs and**
10 **evidence of concurrence or acceptance thereof or individual tariffs for each participating**
11 **carrier in accordance with sections 387.040 and 387.050.**

12 2. Every motor carrier shall file with the [division] **state highways and transportation**
13 **commission** sworn copies of every contract, agreement or arrangement with any other motor
14 carrier or motor carriers relating in any way to the transportation of passengers [or property].

15 **3. Motor carriers of household goods are prohibited from participation in any joint**
16 **tariff pursuant to the provisions of this chapter, except that this subsection shall not**
17 **prohibit joint tariffs relating to joint rates for household goods transportation over any**
18 **through routes or by interline service performed by two or more separate motor carriers.**

 387.110. [1.] No motor carrier shall make or give any undue or unreasonable preference
2 or advantage to any person or corporation or to any locality or to any particular description of
3 traffic in any respect whatsoever, or subject any particular person or corporation or locality or
4 any particular description of traffic, to any undue or unreasonable prejudice or disadvantage in
5 any respect whatsoever.

6 [2. Notwithstanding any other provision of law to the contrary, no common carrier of
7 household goods shall use any schedule of rates or charges, or both, for the transportation of
8 household goods within this state which divides this state into territorial rate areas. Any
9 schedule of rates or charges, or both, which divides, or attempts to divide, this state into
10 territorial rate areas is unjust, unreasonable, and invalid.]

2 **387.137. The state highways and transportation commission shall establish**
3 **consumer protection requirements for motor carriers transporting household goods in**
4 **intrastate commerce and establish a system for filing, logging, and responding to consumer**
5 **complaints.**

2 **387.139. 1. The division of motor carrier services shall keep an information file**
3 **about each complaint filed with it regarding the movement of household goods in intrastate**
4 **commerce. The division of motor carrier service's information file shall be kept current**
5 **and contain a record for each complaint of:**

6 **(1) All persons contacted in relation to the complaint;**

7 **(2) A summary of findings in response to the complaint;**

8 **(3) An explanation of the reason for a complaint that is dismissed; and**

9 **(4) Any other relevant information.**

10 **2. If a written complaint is filed with the division that is within the division's**
11 **jurisdiction, the division, at least as frequently as quarterly and until final disposition of**
12 **the complaint, shall notify the complainant of the status of the complaint unless the notice**
13 **would jeopardize an ongoing investigation.**

14 **3. The highways and transportation commission shall adopt by rule a form to**
15 **standardize information concerning complaints made to the division of motor carriers**
16 **regarding the transportation of household goods. The commission shall prescribe by rule**
17 **information to be provided to a person when the person files a complaint with the division**
18 **of motor carrier services.**

19 **4. The state highways and transportation commission shall promulgate rules and**
20 **regulations for the implementation and administration of this section. Any rule or portion**
21 **of a rule, as that term is defined in section 536.010 that is created under the authority**
22 **delegated in this section shall become effective only if it complies with and is subject to all**
23 **of the provisions of chapter 536, and, if applicable, section 536.028. This section and**
24 **chapter 536 are nonseverable and if any of the powers vested with the general assembly**
25 **pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul**
26 **a rule are subsequently held unconstitutional, then the grant of rulemaking authority and**
any rule proposed or adopted after August 28, 2011, shall be invalid and void.

2 **387.207. 1. All rates, tolls, charges, schedules and joint rates fixed by the [division]**
3 **highways and transportation commission with reference to the transportation of passengers**
4 **[or household goods] by motor carrier shall be in force and shall be prima facie lawful, and all**
5 **regulations, practices and services prescribed by the [division] commission shall be in force and**
6 **shall be prima facie lawful and reasonable until found otherwise in a suit brought for that**
purpose pursuant to the provisions of this chapter.

7 **2. All rates, tolls, charges, schedules and joint rates published in accordance with**
8 **subsection 3 of section 387.050 with reference to the transportation of household goods by**
9 **motor carrier shall be in force and shall be prima facie lawful, and all regulations,**
10 **practices and services prescribed by the highways and transportation commission shall be**
11 **in force and shall be prima facie lawful and reasonable until found otherwise in a suit**
12 **brought for that purpose pursuant to the provisions of this chapter.**

387.355. On August 28, 2011, all rate orders issued by the state highways and
2 **transportation commission or its predecessors affecting the transportation of household**
3 **goods by common carriers in intrastate commerce, pursuant to the authority of any of the**
4 **provisions in this chapter or chapter 390, shall be vacated and set aside, but only to the**
5 **extent that those rate orders require or prescribe any minimum rates, maximum rates, or**
6 **minimum-and-maximum rates for the transportation of household goods by common**
7 **carriers in intrastate commerce. This section shall not vacate or set aside any other**
8 **requirements or provisions contained in those rate orders.**

 390.051. 1. Except as otherwise provided in section 390.030, no person shall engage in
2 the business of a common carrier **of household goods or passengers** in intrastate commerce on
3 any public highway in this state unless there is in force with respect to such carrier a certificate
4 issued by the [division] **state highways and transportation commission** authorizing such
5 operations.

6 2. Application for a certificate shall be made in writing to the [division] **state highways**
7 **and transportation commission** and shall contain such information as the [division] **state**
8 **highways and transportation commission** shall, by rule, require and shall include:

9 (1) Full information concerning the ownership, financial [condition] **status** of applicant
10 **through the submission of documentation describing assets, liabilities, and capital,**
11 **equipment to be used and a statement listing the physical equipment of applicant and the**
12 **reasonable value thereof;**

13 (2) The complete route or routes over which the applicant desires to operate, or territory
14 **to be served; except that the state highways and transportation commission shall not restrict**
15 **any certificate or permit authorizing the transportation of household goods or passengers**
16 **with reference to any route or routes; except that the state highways and transportation**
17 **commission shall restrict the applicant's registration against the transportation of any**
18 **hazardous material as designated in Title 49, Code of Federal Regulations, if the state**
19 **highways and transportation commission finds that the applicant has not shown it is**
20 **qualified to safely transport that hazardous material in compliance with all registration,**
21 **liability insurance, and safety requirements applicable to the transportation of that**
22 **hazardous material pursuant to Title 49, Code of Federal Regulations;**

23 (3) The proposed rates, schedule or schedules, or timetable of the applicant.

24 3. [Except as provided for in subsection 4 of this section, if the division] **If the state**
25 **highways and transportation commission** finds that an applicant seeking to transport [general
26 and specialized commodities in truckload lots, agricultural commodities in bulk in dump trucks]
27 **household goods**, or passengers [in charter service] is fit, willing and able to properly perform
28 the service proposed and to conform to the provisions of this chapter and the requirements, rules
29 and regulations of the [division] **state highways and transportation commission** established
30 thereunder, a certificate therefor shall be issued.

31 4. [If the division finds that an applicant seeking to transport:

32 (1) General and specialized commodities in less-than-truckload lots;

33 (2) Commodities in bulk in dump trucks, other than agricultural commodities in bulk in
34 dump trucks, as defined in section 390.020;

35 (3) Mobile homes;

36 (4) Household goods;

37 (5) Passengers other than in charter service;

38 (6) Gasoline, fuel oil or liquefied petroleum gas;

39 (7) Boats; is fit, willing and able to properly perform the service proposed, and to
40 conform to the provisions of this chapter and the requirement, rules and regulations of the
41 division, and that the service proposed will serve a useful present or future public purpose, a
42 certificate therefor specifying the service authorized shall be issued, unless the division finds on
43 the basis of evidence presented by persons objecting to the issuance of a certificate that the
44 transportation to be authorized by the certificate will be inconsistent with the public convenience
45 and necessity.

46 5. In making findings under subsection 4 of this section, the division shall consider the
47 testimony of the applicant, the proposed users of the service contemplated by the applicant, and
48 any other relevant testimony or evidence, and the division shall consider, and to the extent
49 applicable, make findings on at least the following:

50 (1) The transportation policy of section 390.011; and

51 (2) The criteria set forth in this subsection. In cases where persons object to the issuance
52 of a certificate, the diversion of revenue or traffic from existing carriers shall be considered.

53 6.] The [division] **state highways and transportation commission** shall streamline and
54 simplify to the maximum extent practicable the process for issuance of certificates to which the
55 provisions of this section apply.

56 [7.] **5.** The [division] **state highways and transportation commission** shall dismiss on
57 its motion any application for substantially the same common [or contract] authority that has
58 been previously denied within six months of filing the subsequent application.

390.054. Beginning August 28, 2011, and continuing thereafter, no certificate or permit to transport household goods in intrastate commerce shall be issued or renewed unless the applicant demonstrates that the applicant has workers' compensation insurance coverage that complies with chapter 287, for all employees. If any household goods carrier subject to the provisions of this chapter or chapter 387 is found by the division of workers' compensation to be out of compliance with chapter 287, the division shall report such fact to the state highways and transportation commission. The commission shall suspend the household goods carrier's certificate or permit pursuant to section 390.106 until such time the carrier demonstrates that it has procured workers' compensation insurance coverage that complies with chapter 287.

390.061. 1. Except as otherwise provided in section 390.030, no person shall engage in the business of a contract carrier of household goods or passengers in intrastate commerce on any public highway in this state unless there is in force with respect to such carrier a permit issued by the [division of motor carrier and railroad safety] state highways and transportation commission authorizing such operations.

2. Applications for such permits shall be made to the [division] state highways and transportation commission in writing and shall contain such information as the [division] state highways and transportation commission shall, by rule, require and shall include:

(1) Full information concerning the ownership, financial [condition] status of applicant through the submission of documentation describing assets, liabilities, and capital, equipment to be used and a statement listing the physical equipment of applicant and the reasonable value thereof;

(2) The complete route or routes over which the applicant desires to operate, or territory to be served; except that the state highways and transportation commission shall not restrict any certificate or permit authorizing the transportation of household goods or passengers with reference to any route or routes; except that the state highways and transportation commission shall restrict the applicant's registration against the transportation of any hazardous material as designated in Title 49, Code of Federal Regulations, if the state highways and transportation commission finds that the applicant has not shown it is qualified to safely transport that hazardous material in compliance with all registration, liability insurance, and safety requirements applicable to the transportation of that hazardous material pursuant to Title 49, Code of Federal Regulations.

3. If the [division] state highways and transportation commission shall find that the applicant is seeking to transport [general and specialized commodities in truckload lots, agricultural commodities in bulk,] household goods, or passengers [in charter service], and is

27 fit, willing and able to properly perform the service proposed and to conform to the provisions
28 of this chapter and the requirements, rules and regulations of the [division] **state highways and**
29 **transportation commission** thereunder, a permit therefor shall be issued.

30 4. [If the division finds that an applicant seeking to transport commodities or passengers
31 as described in subsection 4 of section 390.051 is fit, willing and able to properly perform the
32 service proposed, and to conform to the provisions of this chapter and the requirements, rules
33 and regulations of the division, and that the service proposed will serve a useful present or future
34 purpose, a permit therefor specifying the service authorized shall be issued, unless the division
35 finds on the basis of evidence presented by persons objecting to the issuance of a permit that the
36 transportation to be authorized by the permit will be inconsistent with the public convenience
37 and necessity.

38 5.] Any permit issued under this section shall specify the service to be rendered, the
39 contracting parties, and the [points or] area to be served.

40 [6.] 5. The [division] **state highways and transportation commission** will not have
41 jurisdiction over contract rates. A copy of the original contract must be filed with the [division]
42 **state highways and transportation commission** prior to issuance of a permit. In the event the
43 applicant chooses not to disclose contract rates in the application, the contract shall contain in
44 lieu of rates a specific provision which incorporates by reference a schedule of rates, in writing,
45 to be effective between carrier and shipper. Current contracts and rate schedules must be
46 maintained by the carrier and contracting shippers. A contract permit, authorizing the
47 transportation of [commodities] **household goods** or passengers [other than as described in
48 subsection 4 of section 390.051], may be amended to include additional contracting parties by
49 the filing of said contracts with the [division] **state highways and transportation commission**
50 and acknowledgment by the [division] **state highways and transportation commission**.

390.116. 1. Common carriers of [property] **household goods** may establish reasonable
2 through routes **or interline service** and joint rates, charges and classifications with other such
3 carriers or with common carriers by railroad or express; and common carriers of passengers may
4 establish reasonable through routes and joint rates, fares or charges with other such carriers or
5 with common carriers by railroad. In case of such joint rates, fares, charges or classifications,
6 it shall be the duty of the **participating** carriers[, parties thereto,] to establish just and reasonable
7 regulations and practices in connection therewith, and just, reasonable and equitable divisions
8 thereof as between the carriers participating therein which shall not unduly prefer or prejudice
9 any of such participating carriers **and shall not result in any rate, fare, charge, classification,**
10 **regulation, or practice that is unjust or unreasonable to the shipper or receiver of the**
11 **household goods. Carriers of household goods participating in through routes or interline**
12 **service shall publish joint tariffs and evidence of concurrence or acceptance thereof, in**

13 **accordance with section 387.080, or individual tariffs for each participating carrier, which**
14 **shall set forth the joint or individual rates, fares, charges, classifications, regulations,**
15 **practices, and division of rates applicable to such through routes or interline service, all**
16 **in accordance with the applicable provisions in chapter 387.**

17 2. The [division] **state highways and transportation commission** may, whenever
18 deemed by it to be necessary or desirable in the public interest, after hearing, upon complaint or
19 upon its own motion, order the establishment of just and reasonable through routes and joint
20 rates, fares, charges, regulations or practices, applicable to the transportation of passengers [or
21 property] by common carriers.

390.280. 1. Certificates or permits, or both, which were issued before January 1, 1995,
2 and which authorized a person to transport any property in intrastate commerce by motor vehicle
3 as a common carrier or contract carrier, or both, are void, except that to the extent such
4 certificates or permits, or portions thereof, authorized a person to transport household goods over
5 irregular routes or passengers in intrastate commerce, or any property or passengers in interstate
6 commerce, those certificates or permits, or portions thereof, are exempt from the provisions of
7 this subsection.

8 2. Persons who owned certificates or permits, or both, that were in active status with the
9 division on December 31, 1994, and persons to whom the division issued certificates and permits
10 after December 31, 1994, pursuant to emergency rules adopted by the division, are deemed to
11 be qualified as registered property carriers, unless the person's certificate or permit has been
12 suspended, revoked or transferred to another person as provided by law. A person deemed
13 qualified pursuant to this subsection is not required to file an application pursuant to section
14 390.290 to continue providing intrastate transportation as a registered property carrier, but rather,
15 upon such person's compliance with the licensing and insurance requirements of the division the
16 person is deemed to have a property carrier registration in force as required pursuant to section
17 390.270, authorizing the person to transport property except household goods in intrastate
18 commerce on the public highways, unless the person's property carrier registration is suspended,
19 revoked or transferred to another person as provided by law. Within a reasonable time after
20 August 28, 1996, the division shall issue property carrier registrations to all persons who are
21 deemed to be qualified as registered property carriers and deemed to have property carrier
22 registrations in force pursuant to this subsection.

23 3. Notwithstanding any provision of this section to the contrary, this section shall not be
24 construed as authorizing any person to transport any hazardous material as designated in Title
25 49, Code of Federal Regulations, except hazardous materials which that person was expressly
26 authorized to transport in intrastate commerce within this state on August 28, 1996. A person
27 may file an application for property carrier registration pursuant to section 390.290 to transport

28 additional hazardous materials. Nothing in this section shall be construed to conflict with
29 chapter 260, or of relieving an applicant of any duty to obtain a license pursuant to chapter 260.

30 **4. Notwithstanding any provision of the law to the contrary, any geographic**
31 **restriction or provision limiting the carrier's scope of authority to particular routes within**
32 **this state contained in a certificate or permit, or both, authorizing the transportation of**
33 **household goods in intrastate commerce, which was issued prior to August 28, 2011, and**
34 **any similar provision contained in a carrier's tariff schedule filed prior to such date, shall**
35 **be deemed void. In lieu of the geographic restrictions expressed in such certificates,**
36 **permits, or tariff schedules, a motor carrier shall be authorized to provide intrastate**
37 **transportation of household goods between all points and destinations within the state until**
38 **such time the certificates, permits, and tariff schedules are reissued or amended to reflect**
39 **the motor carrier's statewide operating authority.**

537.293. 1. Notwithstanding any other provision of law, the use of vehicles on a
2 **public street or highway in a manner which is legal under state and local law shall not**
3 **constitute a public or private nuisance, and shall not be the basis of a civil action for public**
4 **or private nuisance.**

5 **2. No individual or business entity shall be subject to any civil action in law or**
6 **equity for a public or private nuisance on the basis of such individual or business entity**
7 **legally using vehicles on a public street or highway. Any actions by a court in this state to**
8 **enjoin the use of a public street or highway in violation of this section and any damages**
9 **awarded or imposed by a court, or assessed by a jury, against an individual or business**
10 **entity for public or private nuisance in violation of this section shall be null and void.**

11 **3. Notwithstanding any other provision of law, nothing in this section shall be**
12 **construed to limit civil liability for compensatory damages arising from physical injury to**
13 **another human being.**

571.101. 1. All applicants for concealed carry endorsements issued pursuant to
2 **subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the**
3 **said applicant can show qualification as provided by sections 571.101 to 571.121, the county or**
4 **city sheriff shall issue a certificate of qualification for a concealed carry endorsement. Upon**
5 **receipt of such certificate, the certificate holder shall apply for a driver's license or nondriver's**
6 **license with the director of revenue in order to obtain a concealed carry endorsement. Any**
7 **person who has been issued a concealed carry endorsement on a driver's license or nondriver's**
8 **license and such endorsement or license has not been suspended, revoked, canceled, or denied**
9 **may carry concealed firearms on or about his or her person or within a vehicle. A concealed**
10 **carry endorsement shall be valid for a period of three years from the date of issuance or renewal.**
11 **The concealed carry endorsement is valid throughout this state.**

12 2. A certificate of qualification for a concealed carry endorsement issued pursuant to
13 subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or
14 city in which the applicant resides, if the applicant:

15 (1) Is at least twenty-three years of age, is a citizen of the United States and either:
16 (a) Has assumed residency in this state; or
17 (b) Is a member of the armed forces stationed in Missouri, or the spouse of such member
18 of the military;

19 (2) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a
20 crime punishable by imprisonment for a term exceeding one year under the laws of any state or
21 of the United States other than a crime classified as a misdemeanor under the laws of any state
22 and punishable by a term of imprisonment of one year or less that does not involve an explosive
23 weapon, firearm, firearm silencer or gas gun;

24 (3) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one
25 or more misdemeanor offenses involving crimes of violence within a five-year period
26 immediately preceding application for a certificate of qualification for a concealed carry
27 endorsement or if the applicant has not been convicted of two or more misdemeanor offenses
28 involving driving while under the influence of intoxicating liquor or drugs or the possession or
29 abuse of a controlled substance within a five-year period immediately preceding application for
30 a certificate of qualification for a concealed carry endorsement;

31 (4) Is not a fugitive from justice or currently charged in an information or indictment
32 with the commission of a crime punishable by imprisonment for a term exceeding one year under
33 the laws of any state of the United States other than a crime classified as a misdemeanor under
34 the laws of any state and punishable by a term of imprisonment of two years or less that does not
35 involve an explosive weapon, firearm, firearm silencer, or gas gun;

36 (5) Has not been discharged under dishonorable conditions from the United States armed
37 forces;

38 (6) Has not engaged in a pattern of behavior, documented in public records, that causes
39 the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

40 (7) Is not adjudged mentally incompetent at the time of application or for five years prior
41 to application, or has not been committed to a mental health facility, as defined in section
42 632.005, or a similar institution located in another state following a hearing at which the
43 defendant was represented by counsel or a representative;

44 (8) Submits a completed application for a certificate of qualification as defined in
45 subsection 3 of this section;

46 (9) Submits an affidavit attesting that the applicant complies with the concealed carry
47 safety training requirement pursuant to subsections 1 and 2 of section 571.111;

48 (10) Is not the respondent of a valid full order of protection which is still in effect.

49 3. The application for a certificate of qualification for a concealed carry endorsement
50 issued by the sheriff of the county of the applicant's residence shall contain only the following
51 information:

52 (1) The applicant's name, address, telephone number, gender, and date and place of birth;

53 (2) An affirmation that the applicant has assumed residency in Missouri or is a member
54 of the armed forces stationed in Missouri or the spouse of such a member of the armed forces
55 and is a citizen of the United States;

56 (3) An affirmation that the applicant is at least twenty-three years of age;

57 (4) An affirmation that the applicant has not pled guilty to or been convicted of a crime
58 punishable by imprisonment for a term exceeding one year under the laws of any state or of the
59 United States other than a crime classified as a misdemeanor under the laws of any state and
60 punishable by a term of imprisonment of one year or less that does not involve an explosive
61 weapon, firearm, firearm silencer, or gas gun;

62 (5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered
63 a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence
64 within a five-year period immediately preceding application for a certificate of qualification to
65 obtain a concealed carry endorsement or if the applicant has not been convicted of two or more
66 misdemeanor offenses involving driving while under the influence of intoxicating liquor or drugs
67 or the possession or abuse of a controlled substance within a five-year period immediately
68 preceding application for a certificate of qualification to obtain a concealed carry endorsement;

69 (6) An affirmation that the applicant is not a fugitive from justice or currently charged
70 in an information or indictment with the commission of a crime punishable by imprisonment for
71 a term exceeding one year under the laws of any state or of the United States other than a crime
72 classified as a misdemeanor under the laws of any state and punishable by a term of
73 imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm
74 silencer or gas gun;

75 (7) An affirmation that the applicant has not been discharged under dishonorable
76 conditions from the United States armed forces;

77 (8) An affirmation that the applicant is not adjudged mentally incompetent at the time
78 of application or for five years prior to application, or has not been committed to a mental health
79 facility, as defined in section 632.005, or a similar institution located in another state, except that
80 a person whose release or discharge from a facility in this state pursuant to chapter 632, or a
81 similar discharge from a facility in another state, occurred more than five years ago without
82 subsequent recommitment may apply;

83 (9) An affirmation that the applicant has received firearms safety training that meets the
84 standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

85 (10) An affirmation that the applicant, to the applicant's best knowledge and belief, is
86 not the respondent of a valid full order of protection which is still in effect; and

87 (11) A conspicuous warning that false statements made by the applicant will result in
88 prosecution for perjury pursuant to the laws of the state of Missouri.

89 4. An application for a certificate of qualification for a concealed carry endorsement shall
90 be made to the sheriff of the county or any city not within a county in which the applicant
91 resides. An application shall be filed in writing, signed under oath and under the penalties of
92 perjury, and shall state whether the applicant complies with each of the requirements specified
93 in subsection 2 of this section. In addition to the completed application, the applicant for a
94 certificate of qualification for a concealed carry endorsement must also submit the following:

95 (1) A photocopy of a firearms safety training certificate of completion or other evidence
96 of completion of a firearms safety training course that meets the standards established in
97 subsection 1 or 2 of section 571.111; and

98 (2) A nonrefundable certificate of qualification fee as provided by subsection 10 or 11
99 of this section.

100 5. Before an application for a certificate of qualification for a concealed carry
101 endorsement is approved, the sheriff shall make only such inquiries as he or she deems necessary
102 into the accuracy of the statements made in the application. The sheriff may require that the
103 applicant display a Missouri driver's license or nondriver's license or military identification and
104 orders showing the person being stationed in Missouri. In order to determine the applicant's
105 suitability for a certificate of qualification for a concealed carry endorsement, the applicant shall
106 be fingerprinted. The sheriff shall request a criminal background check through the appropriate
107 law enforcement agency within three working days after submission of the properly completed
108 application for a certificate of qualification for a concealed carry endorsement. If no
109 disqualifying record is identified by the fingerprint check at the state level, the fingerprints shall
110 be forwarded to the Federal Bureau of Investigation for a national criminal history record check.
111 Upon receipt of the completed background check, the sheriff shall issue a certificate of
112 qualification for a concealed carry endorsement within three working days. The sheriff shall
113 issue the certificate within forty-five calendar days if the criminal background check has not been
114 received, provided that the sheriff shall revoke any such certificate and endorsement within
115 twenty-four hours of receipt of any background check that results in a disqualifying record, and
116 shall notify the department of revenue.

117 6. The sheriff may refuse to approve an application for a certificate of qualification for
118 a concealed carry endorsement if he or she determines that any of the requirements specified in

119 subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable
120 reason to believe that the applicant has rendered a false statement regarding any of the provisions
121 of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff is required
122 to deny the application, and notify the applicant in writing, stating the grounds for denial and
123 informing the applicant of the right to submit, within thirty days, any additional documentation
124 relating to the grounds of the denial. Upon receiving any additional documentation, the sheriff
125 shall reconsider his or her decision and inform the applicant within thirty days of the result of
126 the reconsideration.

127 The applicant shall further be informed in writing of the right to appeal the denial pursuant to
128 subsections 2, 3, 4, and 5 of section 571.114. After two additional reviews and denials by the
129 sheriff, the person submitting the application shall appeal the denial pursuant to subsections 2,
130 3, 4, and 5 of section 571.114.

131 7. If the application is approved, the sheriff shall issue a certificate of qualification for
132 a concealed carry endorsement to the applicant within a period not to exceed three working days
133 after his or her approval of the application. The applicant shall sign the certificate of
134 qualification in the presence of the sheriff or his or her designee and shall within seven days of
135 receipt of the certificate of qualification take the certificate of qualification to the department of
136 revenue. Upon verification of the certificate of qualification and completion of a driver's license
137 or nondriver's license application pursuant to chapter 302, the director of revenue shall issue a
138 new driver's license or nondriver's license with an endorsement which identifies that the
139 applicant has received a certificate of qualification to carry concealed weapons issued pursuant
140 to sections 571.101 to 571.121 if the applicant is otherwise qualified to receive such driver's
141 license or nondriver's license. **Notwithstanding any other provision of chapter 302, a**
142 **nondriver's license with a concealed carry endorsement shall expire three years from the**
143 **date the certificate of qualification was issued pursuant to this section.** The requirements
144 for the director of revenue to issue a concealed carry endorsement pursuant to this subsection
145 shall not be effective until July 1, 2004, and the certificate of qualification issued by a county
146 sheriff pursuant to subsection 1 of this section shall allow the person issued such certificate to
147 carry a concealed weapon pursuant to the requirements of subsection 1 of section 571.107 in lieu
148 of the concealed carry endorsement issued by the director of revenue from October 11, 2003,
149 until the concealed carry endorsement is issued by the director of revenue on or after July 1,
150 2004, unless such certificate of qualification has been suspended or revoked for cause.

151 8. The sheriff shall keep a record of all applications for a certificate of qualification for
152 a concealed carry endorsement and his or her action thereon. The sheriff shall report the issuance
153 of a certificate of qualification to the Missouri uniform law enforcement system. All information
154 on any such certificate that is protected information on any driver's or nondriver's license shall

155 have the same personal protection for purposes of sections 571.101 to 571.121. An applicant's
156 status as a holder of a certificate of qualification or a concealed carry endorsement shall not be
157 public information and shall be considered personal protected information. Any person who
158 violates the provisions of this subsection by disclosing protected information shall be guilty of
159 a class A misdemeanor.

160 9. Information regarding any holder of a certificate of qualification or a concealed carry
161 endorsement is a closed record.

162 10. For processing an application for a certificate of qualification for a concealed carry
163 endorsement pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a
164 nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the
165 county to the credit of the sheriff's revolving fund.

166 11. For processing a renewal for a certificate of qualification for a concealed carry
167 endorsement pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a
168 nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county to
169 the credit of the sheriff's revolving fund.

170 12. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the
171 sheriff of any county or city not within a county or his or her designee and in counties of the first
172 classification the sheriff may designate the chief of police of any city, town, or municipality
173 within such county.

174 **Section 1. 1. Any member of the National Rifle Association, after an annual**
175 **payment of an emblem-use authorization fee to the National Rifle Association, may receive**
176 **special license plates for any vehicle the member owns, either solely or jointly, other than**
177 **an apportioned motor vehicle or a commercial motor vehicle licensed in excess of eighteen**
178 **thousand pounds gross weight. The National Rifle Association hereby authorizes the use**
179 **of its official emblem to be affixed on multi-year personalized license plates within the plate**
180 **area prescribed by the director of revenue and as provided in this section. Any**
181 **contribution to the National Rifle Association derived from this section, except reasonable**
182 **administrative costs, shall be used solely for the purposes of the National Rifle Association.**
183 **Any member of the National Rifle Association may annually apply for the use of the**
184 **emblem.**

185 **2. Upon annual application and payment of a twenty-five dollar emblem-use**
186 **contribution to the National Rifle Association, that organization shall issue to the vehicle**
187 **owner, without further charge, an emblem-use authorization statement, which shall be**
188 **presented by the vehicle owner to the director of revenue at the time of registration. Upon**
189 **presentation of the annual statement and payment of a fifteen dollar fee in addition to the**
190 **regular registration fees, and presentation of any documents which may be required by**

191 law, the director of revenue shall issue to the vehicle owner a special license plate which
192 shall bear the emblem of the National Rifle Association and the words "National Rifle
193 Association" in place of the words "SHOW-ME STATE". Such license plates shall be
194 made with fully reflective material with a common color scheme and design of the standard
195 license plate, shall be clearly visible at night, shall have a reflective white background in
196 the area of the plate configuration, and shall be aesthetically attractive, as prescribed by
197 section 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall
198 be charged for the personalization of license plates pursuant to this section.

199 3. A vehicle owner who was previously issued a plate with the National Rifle
200 Association emblem authorized by this section, but who does not provide an emblem-use
201 authorization statement at a subsequent time of registration, shall be issued a new plate
202 which does not bear the organization's emblem, as otherwise provided by law. The
203 director of revenue shall make necessary rules and regulations for the enforcement of this
204 section, and shall design all necessary forms required by this section.

T