

**HOUSE** \_\_\_\_\_ **AMENDMENT NO.** \_\_\_\_\_

**Offered By**

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 0470, Page 6, Section 260.392, Line 143, by inserting immediately after said line the following:

"301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the certificate of registration and the right to use the number plates shall expire and the number plates shall be removed by the owner at the time of the transfer of possession, and it shall be unlawful for any person other than the person to whom such number plates were originally issued to have the same in his or her possession whether in use or not, unless such possession is solely for charitable purposes; except that the buyer of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach the license plates from the traded-in motor vehicle or trailer to the newly purchased motor vehicle or trailer. The operation of a motor vehicle with such transferred plates shall be lawful for no more than thirty days. As used in this subsection, the term "trade-in motor vehicle or trailer" shall include any single motor vehicle or trailer sold by the buyer of the newly purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or trailer are still valid.

2. In the case of a transfer of ownership the original owner may register another motor vehicle under the same number, upon the payment of a fee of two dollars, if the motor vehicle is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that originally registered. When such motor vehicle is of greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is prescribed, applicant shall pay a transfer fee of two dollars and a pro rata portion for the difference in fees. When such vehicle is of less horsepower, gross weight or (in case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, applicant shall not be entitled to a refund.

3. License plates may be transferred from a motor vehicle which will no longer be operated to a newly purchased motor vehicle by the owner of such vehicles. The owner shall pay a transfer fee of two dollars if the newly purchased vehicle is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that of the vehicle which will no longer be operated. When the newly purchased motor vehicle is of

greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of two dollars and a pro rata portion of the difference in fees. When the newly purchased vehicle is of less horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, the applicant shall not be entitled to a refund.

4. Upon the sale of a motor vehicle or trailer by a dealer, a buyer who has made application for registration, by mail or otherwise, may operate the same for a period of thirty days after taking possession thereof, if during such period the motor vehicle or trailer shall have attached thereto, in the manner required by section 301.130, number plates issued to the dealer. Upon application and presentation of proof of financial responsibility as required under subsection 5 of this section and satisfactory evidence that the buyer has applied for registration, a dealer may furnish such number plates to the buyer for such temporary use. In such event, the dealer shall require the buyer to deposit the sum of ten dollars and fifty cents to be returned to the buyer upon return of the number plates as a guarantee that said buyer will return to the dealer such number plates within thirty days. The director shall issue a temporary permit authorizing the operation of a motor vehicle or trailer by a buyer for not more than thirty days of the date of purchase.

5. The temporary permit shall be made available by the director of revenue and may be purchased from the department of revenue upon proof of purchase of a motor vehicle or trailer for which the buyer has no registration plate available for transfer and upon proof of financial responsibility, or from a dealer upon purchase of a motor vehicle or trailer for which the buyer has no registration plate available for transfer. The director shall make temporary permits available to registered dealers in this state or authorized agents of the department of revenue in sets of ten permits. The fee for the temporary permit shall be seven dollars and fifty cents for each permit or plate issued. No dealer or authorized agent shall charge more than seven dollars and fifty cents for each permit issued. The permit shall be valid for a period of thirty days from the date of purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle or trailer by a dealer for which the purchaser obtains a permit as set out above. No permit shall be issued for a vehicle under this section unless the buyer shows proof of financial responsibility.

6. The permit shall be issued on a form prescribed by the director and issued only for the applicant's use in the operation of the motor vehicle or trailer purchased to enable the applicant to legally operate the vehicle while proper title and registration plate are being obtained, and shall be displayed on no other vehicle. Temporary permits issued pursuant to this section shall not be transferable or renewable and shall not be valid upon issuance of proper registration plates for the motor vehicle or trailer. The director shall determine the size and numbering configuration, construction, and color of the permit.

1           7. The dealer or authorized agent shall insert the date of issuance and expiration date,  
2 year, make, and manufacturer's number of vehicle on the permit when issued to the buyer. The  
3 dealer shall also insert such dealer's number on the permit. Every dealer that issues a temporary  
4 permit shall keep, for inspection of proper officers, a correct record of each permit issued by  
5 recording the permit or plate number, buyer's name and address, year, make, manufacturer's  
6 vehicle identification number on which the permit is to be used, and the date of issuance.

7           8. Upon the transfer of ownership of any currently registered motor vehicle wherein the  
8 owner cannot transfer the license plates due to a change of vehicle category, the owner may  
9 surrender the license plates issued to the motor vehicle and receive credit for any unused portion  
10 of the original registration fee against the registration fee of another motor vehicle. Such credit  
11 shall be granted based upon the date the license plates are surrendered. No refunds shall be made  
12 on the unused portion of any license plates surrendered for such credit.

13           9. An additional temporary license plate produced in a manner and of materials  
14 determined by the director to be the most cost effective means of production with a configuration  
15 that matches an existing or newly issued plate may be purchased by a motor vehicle owner to be  
16 placed in the interior of the vehicle's rear window such that the driver's view out of the rear  
17 window is not obstructed and the plate configuration is clearly visible from the outside of the  
18 vehicle to serve as the visible plate when a bicycle rack or other item obstructs the view of the  
19 actual plate. Such temporary plate is only authorized for use when the matching actual plate is  
20 affixed to the vehicle in the manner prescribed in subsection 5 of section 301.130. The fee  
21 charged for the temporary plate shall be equal to the fee charged for a temporary permit issued  
22 under subsection 5 of this section. Replacement temporary plates authorized in this subsection  
23 may be issued as needed upon the payment of a fee equal to the fee charged for a temporary  
24 permit under subsection 5 of this section. The newly produced third plate may only be used on  
25 the vehicle with the matching plate, and the additional plate shall be clearly recognizable as a third  
26 plate and only used for the purpose specified in this subsection.

27           10. The director may promulgate all necessary rules and regulations for the administration  
28 of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
29 created under the authority delegated in this section shall become effective only if it complies with  
30 and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This  
31 section and chapter 536 are nonseverable and if any of the powers vested with the general  
32 assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul  
33 a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule  
34 proposed or adopted after August 28, 2012, shall be invalid and void."; and

35  
36 Further amend said bill by amending the title, enacting clause, and intersectional references

1 accordingly.