

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute for Senate Bill No. 557, Page 1, Section A, Line 2, by inserting after all of said section and 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

1 of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed,
2 the applicant shall not be entitled to a refund.

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

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

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

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

37 8. Upon the transfer of ownership of any currently registered motor vehicle wherein the owner
38 cannot transfer the license plates due to a change of vehicle category, the owner may surrender the license
39 plates issued to the motor vehicle and receive credit for any unused portion of the original registration fee
40 against the registration fee of another motor vehicle. Such credit shall be granted based upon the date the

license plates are surrendered. No refunds shall be made
on the unused portion of any license plates surrendered for such credit.

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

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

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.