

HOUSE _____ **AMENDMENT NO.** _____

Offered By

1 AMEND Senate Bill No. 611, Page 1, Section A, Line 2, by inserting after all of said line the
2 following:

3 "302.173. 1. Any applicant for a license, who does not
4 possess a valid license issued pursuant to the laws of this
5 state, another state, or a country which has a reciprocal
6 agreement with the state of Missouri regarding the exchange of
7 licenses pursuant to section 302.172 shall be examined as herein
8 provided. Any person who has failed to renew such person's
9 license on or before the date of its expiration or within six
10 months thereafter must take the complete examination. Any active
11 member of the armed forces, their adult dependents or any active
12 member of the peace corps may apply for a renewal license without
13 examination of any kind, unless otherwise required by sections
14 302.700 to 302.780, provided the renewal application shows that
15 the previous license had not been suspended or revoked. Any
16 person honorably discharged from the armed forces of the United
17 States who held a valid license prior to being inducted may apply
18 for a renewal license within sixty days after such person's
19 honorable discharge without submitting to any examination of such
20 person's ability to safely operate a motor vehicle over the
21 highways of this state unless otherwise required by sections
22 302.700 to 302.780, other than the vision test provided in
23 section 302.175, unless the facts set out in the renewal
24 application or record of convictions on the expiring license, or
25 the records of the director show that there is good cause to
26 authorize the director to require the applicant to submit to the
27 complete examination. No applicant for a renewal license shall
28 be required to submit to any examination of his or her ability to
29 safely operate a motor vehicle over the highways of this state
30 unless otherwise required by sections 302.700 to 302.780 or
31 regulations promulgated thereunder, other than a test of the

1 applicant's ability to understand highway signs regulating,
2 warning or directing traffic and the vision test provided in
3 section 302.175, unless the facts set out in the renewal
4 application or record of convictions on the expiring license, or
5 the records of the director show that there is good cause to
6 authorize the director to require the applicant to submit to the
7 complete examination. The examination shall be made available in
8 each county. Reasonable notice of the time and place of the
9 examination shall be given the applicant by the person or officer
10 designated to conduct it. The complete examination shall include
11 a test of the applicant's natural or corrected vision as
12 prescribed in section 302.175, the applicant's ability to
13 understand highway signs regulating, warning or directing
14 traffic, the applicant's practical knowledge of the traffic laws
15 of this state, and an actual demonstration of ability to exercise
16 due care in the operation of a motor vehicle of the
17 classification for which the license is sought. When an
18 applicant for a license has a license from a state which has
19 requirements for issuance of a license comparable to the Missouri
20 requirements or a license from a country which has a reciprocal
21 agreement with the state of Missouri regarding the exchange of
22 licenses pursuant to section 302.172 and such license has not
23 expired more than six months prior to the date of application for
24 the Missouri license, the director may waive the test of the
25 applicant's practical knowledge of the traffic laws of this
26 state, and the requirement of actual demonstration of ability to
27 exercise due care in the operation of a motor vehicle. If the
28 director has reasonable grounds to believe that an applicant is
29 suffering from some known physical or mental ailment which
30 ordinarily would interfere with the applicant's fitness to
31 operate a motor vehicle safely upon the highways, the director
32 may require that the examination include a physical or mental
33 examination by a licensed physician of the applicant's choice, at
34 the applicant's expense, to determine the fact. The director
35 shall prescribe regulations to ensure uniformity in the
36 examinations and in the grading thereof and shall prescribe and
37 furnish all forms to the members of the highway patrol and to
38 other persons authorized to conduct examinations as may be
39 necessary to enable the officer or person to properly conduct the
40 examination. The records of the examination shall be forwarded

1 to the director who shall not issue any license hereunder if in
2 the director's opinion the applicant is not qualified to operate
3 a motor vehicle safely upon the highways of this state.

4 2. Beginning July 1, 2005, when the examiner has reasonable
5 grounds to believe that an individual has committed fraud or
6 deception during the examination process, the license examiner
7 shall immediately forward to the director all information
8 relevant to any fraud or deception, including, but not limited
9 to, a statement of the examiner's grounds for belief that the
10 person committed or attempted to commit fraud or deception in the
11 written, skills, or vision examination.

12 3. The director of revenue shall delegate the power to
13 conduct the examinations required for a license or permit to any
14 member of the highway patrol or any person employed by the
15 highway patrol. The powers delegated to any examiner may be
16 revoked at any time by the director of revenue upon notice.

17 4. Notwithstanding the requirements of subsections 1 and 3
18 of this section, the successful completion of a motorcycle rider
19 training course approved pursuant to sections 302.133 to 302.137
20 shall constitute an actual demonstration of the person's ability
21 to exercise due care in the operation of a motorcycle or
22 motortricycle, and no further driving test shall be required to
23 obtain a motorcycle or motortricycle license or endorsement.

24 5. Notwithstanding the requirements of subsections 1 and 3
25 of this section, the successful completion of a military
26 motorcycle rider training course that meets or exceeds the
27 Motorcycle Safety Foundation curriculum standards by an applicant
28 who is an active member of the U.S. armed forces, shall
29 constitute an actual demonstration of the person's ability to
30 exercise due care in the operation of a motorcycle or
31 motortricycle, and no further driving test shall be required to
32 obtain a motorcycle or motortricycle license or endorsement. The
33 director of revenue is authorized to promulgate rules and
34 regulations for the administration and implementation of this
35 subsection including rules governing the presentment of
36 motorcycle training course completion cards from a military
37 motorcycle rider training course or other documentation showing
38 that the applicant has successfully completed a course in basic
39 motorcycle safety instruction that meets or exceeds curriculum
40 standards established by the Motorcycle Safety Foundation or

1 other national organization whose purpose is to improve the
2 safety of motorcyclists on the nation's streets and highways.
3 Any rule or portion of a rule, as that term is defined in section
4 536.010 that is created under the authority delegated in this
5 section shall become effective only if it complies with and is
6 subject to all of the provisions of chapter 536, and, if
7 applicable, section 536.028. This section and chapter 536 are
8 nonseverable and if any of the powers vested with the general
9 assembly pursuant to chapter 536, to review, to delay the
10 effective date, or to disapprove and annul a rule are
11 subsequently held unconstitutional, then the grant of rulemaking
12 authority and any rule proposed or adopted after August 28, 2012,
13 shall be invalid and void."; and

14 Further amend said title, enacting clause and intersectional references accordingly.