

FIRST REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
HOUSE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 148**  
97TH GENERAL ASSEMBLY  
2013

0639H.03T

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**AN ACT**

To repeal sections 137.090, 137.095, 301.140, as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 1402, merged with conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 470, merged with conference committee substitute for house committee substitute for senate bill no. 568, merged with conference committee substitute for senate bill no. 611, ninety-sixth general assembly, second regular session, 301.140, as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 1402, ninety-sixth general assembly, second regular session, and 301.193, RSMo, and to enact in lieu thereof five new sections relating to salvage motor vehicles.

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

Section A. Sections 137.090, 137.095, 301.140, as enacted by conference  
2 committee substitute for senate substitute for senate committee substitute for  
3 house committee substitute for house bill no. 1402, merged with conference  
4 committee substitute for house committee substitute for senate substitute for  
5 senate committee substitute for senate bill no. 470, merged with conference  
6 committee substitute for house committee substitute for senate bill no. 568,  
7 merged with conference committee substitute for senate bill no. 611, ninety-sixth  
8 general assembly, second regular session, 301.140, as enacted by conference  
9 committee substitute for senate substitute for senate committee substitute for  
10 house committee substitute for house bill no. 1402, ninety-sixth general  
11 assembly, second regular session, and 301.193, RSMo, are repealed and five new

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

12 sections enacted in lieu thereof, to be known as sections 137.090, 137.095,  
13 301.140, 301.193, and 301.642, to read as follows:

137.090. 1. All tangible personal property of whatever nature and  
2 character situate in a county other than the one in which the owner resides shall  
3 be assessed in the county where the owner resides; except that, houseboats, cabin  
4 cruisers, floating boat docks, and manufactured homes, as defined in section  
5 700.010, used for lodging shall be assessed in the county where they are located,  
6 and tangible personal property belonging to estates shall be assessed in the  
7 county in which the probate division of the circuit court has  
8 jurisdiction. Tangible personal property, other than motor vehicles as the term  
9 is defined in section 301.010, used exclusively in connection with farm operations  
10 of the owner and kept on the farmland, shall not be assessed by a city, town or  
11 village unless the farmland is totally within the boundaries of the city, town or  
12 village. No tangible personal property shall be simultaneously assessed in more  
13 than one county.

14 **2. The assessed valuation of any tractor or trailer as defined in**  
15 **section 301.010 owned by an individual, partner, or member and used**  
16 **in interstate commerce must be apportioned to Missouri based on the**  
17 **ratio of miles traveled in this state to miles traveled in the United**  
18 **States in interstate commerce during the preceding tax year or on the**  
19 **basis of the most recent annual mileage figures available.**

137.095. 1. The real and tangible personal property of all corporations  
2 operating in any county in the state of Missouri and in the city of St. Louis, and  
3 subject to assessment by county or township assessors, shall be assessed and  
4 taxed in the county in which the property is situated on the first day of January  
5 of the year for which the taxes are assessed, and every general or business  
6 corporation having or owning tangible personal property on the first day of  
7 January in each year, which is situated in any other county than the one in which  
8 the corporation is located, shall make return to the assessor of the county or  
9 township where the property is situated, in the same manner as other tangible  
10 personal property is required by law to be returned, except that all motor vehicles  
11 which are the property of the corporation and which are subject to regulation  
12 under chapter 390 shall be assessed for tax purposes in the county in which the  
13 motor vehicles are based.

14 2. For the purposes of subsection 1 of this section, the term "based" means

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intended to be omitted in the law.**

15 the place where the vehicle is most frequently dispatched, garaged, serviced,  
16 maintained, operated or otherwise controlled, except that leased passenger  
17 vehicles shall be assessed at the residence of the driver or, if the residence of the  
18 driver is unknown, at the location of the lessee.

19 **3. The assessed valuation of any tractor or trailer as defined in**  
20 **section 301.010 owned by a corporation and used in interstate**  
21 **commerce must be apportioned to Missouri based on the ratio of miles**  
22 **traveled in this state to miles traveled in the United States in interstate**  
23 **commerce during the preceding tax year or on the basis of the most**  
24 **recent annual mileage figures available.**

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

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

26 3. License plates may be transferred from a motor vehicle which will no

27 longer be operated to a newly purchased motor vehicle by the owner of such  
28 vehicles. The owner shall pay a transfer fee of two dollars if the newly purchased  
29 vehicle is of horsepower, gross weight or (in the case of a passenger-carrying  
30 commercial motor vehicle) seating capacity, not in excess of that of the vehicle  
31 which will no longer be operated. When the newly purchased motor vehicle is of  
32 greater horsepower, gross weight or (in the case of a passenger-carrying  
33 commercial motor vehicle) seating capacity, for which a greater fee is prescribed,  
34 the applicant shall pay a transfer fee of two dollars and a pro rata portion of the  
35 difference in fees. When the newly purchased vehicle is of less horsepower, gross  
36 weight or (in the case of a passenger-carrying commercial motor vehicle) seating  
37 capacity, for which a lesser fee is prescribed, the applicant shall not be entitled  
38 to a refund.

39         4. The director of the department of revenue shall have authority to  
40 produce or allow others to produce a weather resistant, nontearing temporary  
41 permit authorizing the operation of a motor vehicle or trailer by a buyer for not  
42 more than thirty days from the date of purchase. The temporary permit  
43 authorized under this section may be purchased by the purchaser of a motor  
44 vehicle or trailer from the central office of the department of revenue or from an  
45 authorized agent of the department of revenue upon proof of purchase of a motor  
46 vehicle or trailer for which the buyer has no registration plate available for  
47 transfer and upon proof of financial responsibility, or from a motor vehicle dealer  
48 upon purchase of a motor vehicle or trailer for which the buyer has no  
49 registration plate available for transfer, or from a motor vehicle dealer upon  
50 purchase of a motor vehicle or trailer for which the buyer has registered and is  
51 awaiting receipt of registration plates. The director of the department of revenue  
52 or a producer authorized by the director of the department of revenue may make  
53 temporary permits available to registered dealers in this state, authorized agents  
54 of the department of revenue or the department of revenue. The price paid by a  
55 motor vehicle dealer, an authorized agent of the department of revenue or the  
56 department of revenue for a temporary permit shall not exceed five dollars for  
57 each permit. The director of the department of revenue shall direct motor vehicle  
58 dealers and authorized agents to obtain temporary permits from an authorized  
59 producer. Amounts received by the director of the department of revenue for  
60 temporary permits shall constitute state revenue; however, amounts received by  
61 an authorized producer other than the director of the department of revenue shall  
62 not constitute state revenue and any amounts received by motor vehicle dealers

63 or authorized agents for temporary permits purchased from a producer other than  
64 the director of the department of revenue shall not constitute state revenue. In  
65 no event shall revenues from the general revenue fund or any other state fund be  
66 utilized to compensate motor vehicle dealers or other producers for their role in  
67 producing temporary permits as authorized under this section. Amounts that do  
68 not constitute state revenue under this section shall also not constitute fees for  
69 registration or certificates of title to be collected by the director of the department  
70 of revenue under section 301.190. No motor vehicle dealer, authorized agent or  
71 the department of revenue shall charge more than five dollars for each permit  
72 issued. The permit shall be valid for a period of thirty days from the date of  
73 purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle  
74 or trailer by a motor vehicle dealer for which the purchaser obtains a permit as  
75 set out above. No permit shall be issued for a vehicle under this section unless  
76 the buyer shows proof of financial responsibility. Each temporary permit issued  
77 shall be securely fastened to the back or rear of the motor vehicle in a manner  
78 and place on the motor vehicle consistent with registration plates so that all parts  
79 and qualities of the temporary permit thereof shall be plainly and clearly visible,  
80 reasonably clean and are not impaired in any way.

81         5. The permit shall be issued on a form prescribed by the director of the  
82 department of revenue and issued only for the applicant's temporary operation  
83 of the motor vehicle or trailer purchased to enable the applicant to temporarily  
84 operate the motor vehicle while proper title and registration plates are being  
85 obtained, or while awaiting receipt of registration plates, and shall be displayed  
86 on no other motor vehicle. Temporary permits issued pursuant to this section  
87 shall not be transferable or renewable and shall not be valid upon issuance of  
88 proper registration plates for the motor vehicle or trailer. The director of the  
89 department of revenue shall determine the size, material, design, numbering  
90 configuration, construction, and color of the permit. The director of the  
91 department of revenue, at his or her discretion, shall have the authority to  
92 reissue, and thereby extend the use of, a temporary permit previously and legally  
93 issued for a motor vehicle or trailer while proper title and registration are being  
94 obtained.

95         6. Every motor vehicle dealer that issues temporary permits shall keep,  
96 for inspection by proper officers, an accurate record of each permit issued by  
97 recording the permit number, the motor vehicle dealer's number, buyer's name  
98 and address, the motor vehicle's year, make, and manufacturer's vehicle

99 identification number, and the permit's date of issuance and expiration  
100 date. Upon the issuance of a temporary permit by either the central office of the  
101 department of revenue, a motor vehicle dealer or an authorized agent of the  
102 department of revenue, the director of the department of revenue shall make the  
103 information associated with the issued temporary permit immediately available  
104 to the law enforcement community of the state of Missouri.

105           7. Upon the transfer of ownership of any currently registered motor  
106 vehicle wherein the owner cannot transfer the license plates due to a change of  
107 motor vehicle category, the owner may surrender the license plates issued to the  
108 motor vehicle and receive credit for any unused portion of the original  
109 registration fee against the registration fee of another motor vehicle. Such credit  
110 shall be granted based upon the date the license plates are surrendered. No  
111 refunds shall be made on the unused portion of any license plates surrendered for  
112 such credit.

113           8. The provisions of subsections 4, 5, and 6 of this section shall expire  
114 July 1, 2019.

115           9. An additional temporary license plate produced in a manner and of  
116 materials determined by the director to be the most cost-effective means of  
117 production with a configuration that matches an existing or newly issued plate  
118 may be purchased by a motor vehicle owner to be placed in the interior of the  
119 vehicle's rear window such that the driver's view out of the rear window is not  
120 obstructed and the plate configuration is clearly visible from the outside of the  
121 vehicle to serve as the visible plate when a bicycle rack or other item obstructs  
122 the view of the actual plate. Such temporary plate is only authorized for use  
123 when the matching actual plate is affixed to the vehicle in the manner prescribed  
124 in subsection 5 of section 301.130. The fee charged for the temporary plate shall  
125 be equal to the fee charged for a temporary permit issued under subsection 4 of  
126 this section. Replacement temporary plates authorized in this subsection may be  
127 issued as needed upon the payment of a fee equal to the fee charged for a  
128 temporary permit under subsection 4 of this section. The newly produced third  
129 plate may only be used on the vehicle with the matching plate, and the additional  
130 plate shall be clearly recognizable as a third plate and only used for the purpose  
131 specified in this subsection.

132           **10. Notwithstanding the provisions of section 301.127, the**  
133 **director may issue a temporary permit to an individual who possesses**  
134 **a salvage motor vehicle which requires an inspection under subsection**

135 **9 of section 301.190. The operation of a salvage motor vehicle for which**  
136 **the permit has been issued shall be limited to the most direct route**  
137 **from the residence, maintenance, or storage facility of the individual**  
138 **in possession of such motor vehicle to the nearest authorized**  
139 **inspection facility and return to the originating**  
140 **location. Notwithstanding any other requirements for the issuance of**  
141 **a temporary permit under this section, an individual obtaining a**  
142 **temporary permit for the purpose of operating a motor vehicle to and**  
143 **from an examination facility as prescribed in this subsection shall also**  
144 **purchase the required motor vehicle examination form which is**  
145 **required to be completed for an examination under subsection 9 of**  
146 **section 301.190 and provide satisfactory evidence that such vehicle has**  
147 **passed a motor vehicle safety inspection for such vehicle as required**  
148 **in section 307.350.**

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

159       **[11.] 12.** The repeal and reenactment of this section shall become  
160 effective on the date the department of revenue or a producer authorized by the  
161 director of the department of revenue begins producing temporary permits  
162 described in subsection 4 of such section, or on July 1, 2013, whichever occurs  
163 first. If the director of revenue or a producer authorized by the director of the  
164 department of revenue begins producing temporary permits prior to July 1, 2013,  
165 the director of the department of revenue shall notify the revisor of statutes of  
166 such fact.

301.193. 1. Any person who purchases or is the owner of real property on  
2 which vehicles, as defined in section 301.010, vessels or watercraft, as defined in  
3 section 306.010, or outboard motors, as that term is used in section 306.530, have  
4 been abandoned, without the consent of said purchaser or owner of the real

5 property, may apply to the department of revenue for a certificate of title. Any  
6 insurer which purchases a vehicle through the claims adjustment process for  
7 which the insurer is unable to obtain a negotiable title may make an application  
8 to the department of revenue for a salvage certificate of title pursuant to this  
9 section. Prior to making application for a certificate of title on a vehicle under  
10 this section, the insurer or owner of the real estate shall have the vehicle  
11 inspected by law enforcement pursuant to subsection 9 of section 301.190, and  
12 shall have law enforcement perform a check in the national crime information  
13 center and any appropriate statewide law enforcement computer to determine if  
14 the vehicle has been reported stolen and the name and address of the person to  
15 whom the vehicle was last titled and any lienholders of record. The insurer or  
16 owner or purchaser of the real estate shall, thirty days prior to making  
17 application for title, notify any owners or lienholders of record for the vehicle by  
18 certified mail that the owner intends to apply for a certificate of title from the  
19 director for the abandoned vehicle. The application for title shall be accompanied  
20 by:

21 (1) A statement explaining the circumstances by which the property came  
22 into the insurer, owner or purchaser's possession; a description of the property  
23 including the year, make, model, vehicle identification number and any decal or  
24 license plate that may be affixed to the vehicle; the current location of the  
25 property; and the retail value of the property;

26 (2) An inspection report of the property, if it is a vehicle, by a law  
27 enforcement agency pursuant to subsection 9 of section 301.190; and

28 (3) A copy of the thirty-day notice and certified mail receipt mailed to any  
29 owner and any person holding a valid security interest of record.

30 2. Upon receipt of the application and supporting documents, the director  
31 shall search the records of the department of revenue, or initiate an inquiry with  
32 another state, if the evidence presented indicated the property described in the  
33 application was registered or titled in another state, to verify the name and  
34 address of any owners and any lienholders. If the latest owner or lienholder was  
35 not notified the director shall inform the insurer, owner, or purchaser of the real  
36 estate of the latest owner and lienholder information so that notice may be given  
37 as required by subsection 1 of this section. Any owner or lienholder receiving  
38 notification may protest the issuance of title by, within the thirty-day notice  
39 period and may file a petition to recover the vehicle, naming the insurer or owner  
40 of the real estate and serving a copy of the petition on the director of



41 revenue. The director shall not be a party to such petition but shall, upon receipt  
42 of the petition, suspend the processing of any further certificate of title until the  
43 rights of all parties to the vehicle are determined by the court. Once all  
44 requirements are satisfied the director shall issue one of the following:

45 (1) An original certificate of title if the vehicle examination certificate, as  
46 provided in section 301.190, indicates that the vehicle was not previously in a  
47 salvaged condition or rebuilt;

48 (2) An original certificate of title designated as prior salvage if the vehicle  
49 examination certificate as provided in section 301.190 indicates the vehicle was  
50 previously in a salvaged condition or rebuilt;

51 (3) A salvage certificate of title designated with the words  
52 "salvage/abandoned property" or junking certificate based on the condition of the  
53 property as stated in the inspection report. An insurer purchasing a vehicle  
54 through the claims adjustment process under this section shall only be eligible  
55 to obtain a salvage certificate of title or junking certificate.

56 3. Any insurer which purchases a vehicle that is currently titled in  
57 Missouri through the claims adjustment process for which the insurer is unable  
58 to obtain a negotiable title may make application to the department of revenue  
59 for a salvage certificate of title or junking certificate. Such application may be  
60 made by the insurer or its designated salvage pool on a form provided by the  
61 department and signed under penalty of perjury. The application shall include  
62 a declaration that the insurer has made at least two written attempts to obtain  
63 the certificate of title, transfer documents, or other acceptable evidence of title,  
64 and be accompanied by proof of claims payment from the insurer, evidence that  
65 letters were [delivered] **sent** to the vehicle owner, a statement explaining the  
66 circumstances by which the property came into the insurer's possession, a  
67 description of the property including the year, make, model, vehicle identification  
68 number, and current location of the property, and the fee prescribed in subsection  
69 5 of section 301.190. The insurer shall, thirty days prior to making application  
70 for title, notify any owners or lienholders of record for the vehicle that the insurer  
71 intends to apply for a certificate of title from the director for the vehicle. Upon  
72 receipt of the application and supporting documents, the director shall search the  
73 records of the department of revenue to verify the name and address of any  
74 owners and any lienholders. [After thirty days from receipt of the application,]  
75 **If the director identifies any additional owner or lienholder who has**  
76 **not been notified by the insurer, the director shall inform the insurer**

77 of such additional owner or lienholder and the insurer shall notify the  
78 additional owner or lienholder of the insured's intent to obtain title as  
79 prescribed in this section. If no valid lienholders have notified the  
80 department of the existence of a lien, the department shall issue a salvage  
81 certificate of title or junking certificate for the vehicle in the name of the insurer.

301.642. Any insurer which purchases a motor vehicle or trailer  
2 through the claims adjustment process for which there is a valid lien  
3 or encumbrance perfected under sections 301.600 to 301.640 may, as an  
4 alternative to obtaining a lien release under section 301.640, apply for  
5 a salvage certificate of title or junking certificate on such motor  
6 vehicle or trailer by following the procedures in this section. The  
7 insurer may request a letter of guarantee from the lienholder  
8 containing a description of the motor vehicle or trailer, including the  
9 vehicle identification number, and indicating the amount payable by  
10 the insurer to the lienholder in order to release the lien. Upon receipt  
11 from the lienholder of such letter of guarantee, the insurer may, within  
12 ten days of such receipt, remit payment to the lienholder in accordance  
13 with the letter of guarantee, and, if such payment satisfies the lien  
14 amount indicated in the letter of guarantee to release the lien, the  
15 lienholder shall provide proof of satisfaction to the insurer. This  
16 procedure shall be followed for each lienholder indicated on the  
17 certificate of ownership for the motor vehicle or trailer. Such letter of  
18 guarantee and corresponding proof of payment need not be notarized  
19 and may be immediately transmitted electronically. The insurer may  
20 then submit proof of such payments, a copy of each letter of guarantee,  
21 and the title for such motor vehicle or trailer to the department of  
22 revenue. The department shall accept such documents in lieu of a lien  
23 release and process the insurer's application.

[301.140. 1. Upon the transfer of ownership of any motor  
2 vehicle or trailer, the certificate of registration and the right to use  
3 the number plates shall expire and the number plates shall be  
4 removed by the owner at the time of the transfer of possession, and  
5 it shall be unlawful for any person other than the person to whom  
6 such number plates were originally issued to have the same in his  
7 or her possession whether in use or not, unless such possession is  
8 solely for charitable purposes; except that the buyer of a motor  
9 vehicle or trailer who trades in a motor vehicle or trailer may

10 attach the license plates from the traded-in motor vehicle or trailer  
11 to the newly purchased motor vehicle or trailer. The operation of  
12 a motor vehicle with such transferred plates shall be lawful for no  
13 more than thirty days. As used in this subsection, the term  
14 "trade-in motor vehicle or trailer" shall include any single motor  
15 vehicle or trailer sold by the buyer of the newly purchased vehicle  
16 or trailer, as long as the license plates for the trade-in motor  
17 vehicle or trailer are still valid.

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

31 3. License plates may be transferred from a motor vehicle  
32 which will no longer be operated to a newly purchased motor  
33 vehicle by the owner of such vehicles. The owner shall pay a  
34 transfer fee of two dollars if the newly purchased vehicle is of  
35 horsepower, gross weight or (in the case of a passenger-carrying  
36 commercial motor vehicle) seating capacity, not in excess of that of  
37 the vehicle which will no longer be operated. When the newly  
38 purchased motor vehicle is of greater horsepower, gross weight or  
39 (in the case of a passenger-carrying commercial motor vehicle)  
40 seating capacity, for which a greater fee is prescribed, the applicant  
41 shall pay a transfer fee of two dollars and a pro rata portion of the  
42 difference in fees. When the newly purchased vehicle is of less  
43 horsepower, gross weight or (in the case of a passenger-carrying  
44 commercial motor vehicle) seating capacity, for which a lesser fee  
45 is prescribed, the applicant shall not be entitled to a refund.

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

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

81                   6. The permit shall be issued on a form prescribed by the

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

91 7. The dealer or authorized agent shall insert the date of  
92 issuance and expiration date, year, make, and manufacturer's  
93 number of vehicle on the permit when issued to the buyer. The  
94 dealer shall also insert such dealer's number on the permit. Every  
95 dealer that issues a temporary permit shall keep, for inspection of  
96 proper officers, a correct record of each permit issued by recording  
97 the permit or plate number, buyer's name and address, year, make,  
98 manufacturer's vehicle identification number on which the permit  
99 is to be used, and the date of issuance.

100 8. Upon the transfer of ownership of any currently  
101 registered motor vehicle wherein the owner cannot transfer the  
102 license plates due to a change of vehicle category, the owner may  
103 surrender the license plates issued to the motor vehicle and receive  
104 credit for any unused portion of the original registration fee  
105 against the registration fee of another motor vehicle. Such credit  
106 shall be granted based upon the date the license plates are  
107 surrendered. No refunds shall be made on the unused portion of  
108 any license plates surrendered for such credit.

109 9. An additional temporary license plate produced in a  
110 manner and of materials determined by the director to be the most  
111 cost-effective means of production with a configuration that  
112 matches an existing or newly issued plate may be purchased by a  
113 motor vehicle owner to be placed in the interior of the vehicle's rear  
114 window such that the driver's view out of the rear window is not  
115 obstructed and the plate configuration is clearly visible from the  
116 outside of the vehicle to serve as the visible plate when a bicycle  
117 rack or other item obstructs the view of the actual plate. Such

118 temporary plate is only authorized for use when the matching  
119 actual plate is affixed to the vehicle in the manner prescribed in  
120 subsection 5 of section 301.130. The fee charged for the temporary  
121 plate shall be equal to the fee charged for a temporary permit  
122 issued under subsection 5 of this section. Replacement temporary  
123 plates authorized in this subsection may be issued as needed upon  
124 the payment of a fee equal to the fee charged for a temporary  
125 permit under subsection 5 of this section. The newly produced  
126 third plate may only be used on the vehicle with the matching  
127 plate, and the additional plate shall be clearly recognizable as a  
128 third plate and only used for the purpose specified in this  
129 subsection.

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

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