

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Substitute for Senate Bill No. 745, Page 1, in the Title, Line 4, by deleting the
2 phrase "operations of the office of sheriff" and inserting in lieu thereof the words "political
3 subdivisions"; and
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5 Further amend said bill, Page 3, Section 57.250, Line 19, by inserting after all of said section and
6 line the following:

7 "136.055. 1. Any person who is selected or appointed by the state director of revenue as
8 provided in subsection 2 of this section to act as an agent of the department of revenue, whose duties
9 shall be the processing of motor vehicle title and registration transactions and the collection of sales
10 and use taxes when required under sections 144.070 and 144.440, and who receives no salary from
11 the department of revenue, shall be authorized to collect from the party requiring such services
12 additional fees as compensation in full and for all services rendered on the following basis:

13 (1) For each motor vehicle or trailer registration issued, renewed or transferred--three dollars
14 and fifty cents and seven dollars for those licenses sold or biennially renewed pursuant to section
15 301.147;

16 (2) For each application or transfer of title--two dollars and fifty cents;

17 (3) For each instruction permit, nondriver license, chauffeur's, operator's or driver's license
18 issued for a period of three years or less--two dollars and fifty cents and five dollars for licenses or
19 instruction permits issued or renewed for a period exceeding three years;

20 (4) For each notice of lien processed--two dollars and fifty cents;

21 (5) No notary fee or other fee or additional charge shall be paid or collected except for
22 electronic telephone transmission reception--two dollars.

23 2. The director of revenue shall award fee office contracts under this section through a
24 competitive bidding process. The competitive bidding process shall give priority to organizations
25 and entities that are exempt from taxation under Section 501(c)(3) or 501(c)(6) of the Internal
26 Revenue Code of 1986, as amended, and political subdivisions, including but not limited to,
27 municipalities, counties, and fire protection districts. The director of the department of revenue may
28 promulgate rules and regulations necessary to carry out the provisions of this subsection. Any rule
29 or portion of a rule, as that term is defined in section 536.010, that is created under the authority
30 delegated in this subsection shall become effective only if it complies with and is subject to all of the
31 provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
32 nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to
33 review, to delay the effective date, or to disapprove and annul a rule are subsequently held
34 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
35 August 28, 2009, shall be invalid and void.

36 3. All fees collected by a tax-exempt organization may be retained and used by the

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1 organization.

2 4. All fees charged shall not exceed those in this section. The fees imposed by this section
3 shall be collected by all permanent offices and all full-time or temporary offices maintained by the
4 department of revenue.

5 5. Any person acting as agent of the department of revenue for the sale and issuance of
6 registrations, licenses, and other documents related to motor vehicles shall have an insurable interest
7 in all license plates, licenses, tabs, forms and other documents held on behalf of the department.

8 6. The director of revenue shall reimburse expenses incurred by a fee office for the cost of
9 professional liability insurance, postage, copy paper, toner cartridges, video recording equipment,
10 security equipment, and any monthly charge for security monitoring of the office space. However,
11 any refund of a premium, policyholder dividend, or similar amount under the insurance contract
12 shall be applied as a reduction in future premiums.

13 7. The fees authorized by this section shall not be collected by motor vehicle dealers acting as
14 agents of the department of revenue under section 32.095 or those motor vehicle dealers authorized
15 to collect and remit sales tax under subsection 8 of section 144.070.

16 [7]8. Notwithstanding any other provision of law to the contrary, the state auditor may audit
17 all records maintained and established by the fee office in the same manner as the auditor may audit
18 any agency of the state, and the department shall ensure that this audit requirement is a necessary
19 condition for the award of all fee office contracts. No confidential records shall be divulged in such
20 a way to reveal personally identifiable information."; and

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