

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 852,
2 Page 4, Section 105.935, Line 54, by inserting immediately after said line the following:

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4 "301.067. 1. For each trailer or semitrailer there shall be paid an annual fee of seven dollars
5 fifty cents, and in addition thereto such permit fee authorized by law against trailers used in
6 combination with tractors operated under the supervision of the motor carrier and railroad safety
7 division of the department of economic development. The fees for tractors used in any combination
8 with trailers or semitrailers or both trailers and semitrailers (other than on passenger-carrying trailers
9 or semitrailers) shall be computed on the total gross weight of the vehicles in the combination with
10 load.

11 2. Any trailer or semitrailer may at the option of the registrant be registered for a period of
12 three years upon payment of a registration fee of twenty-two dollars and fifty cents.

13 3. Any trailer as defined in section 301.010 or semitrailer [which is operated coupled to a
14 towing vehicle by a fifth wheel and kingpin assembly or by a trailer converter dolly] may, at the
15 option of the registrant, be registered permanently upon the payment of a registration fee of fifty-two
16 dollars and fifty cents. The permanent plate and registration fee is vehicle specific. The plate and
17 the registration fee paid is nontransferable and nonrefundable, except those covered under the
18 provisions of section 301.442.

19 301.227. 1. Whenever a vehicle is sold for salvage, dismantling or rebuilding, the purchaser
20 shall forward to the director of revenue within ten days the certificate of ownership or salvage
21 certificate of title and the proper application and fee of eight dollars and fifty cents, and the director
22 shall issue a negotiable salvage certificate of title to the purchaser of the salvaged vehicle. On
23 vehicles purchased during a year that is no more than six years after the manufacturer's model year
24 designation for such vehicle, it shall be mandatory that the purchaser apply for a salvage title. On
25 vehicles purchased during a year that is more than six years after the manufacturer's model year
26 designation for such vehicle, then application for a salvage title shall be optional on the part of the
27 purchaser. Whenever a vehicle is sold for destruction and a salvage certificate of title, junking
28 certificate, or certificate of ownership exists, the seller, if licensed under sections 301.217 to
29 301.221, shall forward the certificate to the director of revenue within ten days, with the notation of
30 the date sold for destruction and the name of the purchaser clearly shown on the face of the
31 certificate.

32 2. Whenever a vehicle is classified as "junk", as defined in section 301.010, the purchaser
33 may forward to the director of revenue the salvage certificate of title or certificate of ownership and
34 the director shall issue a negotiable junking certificate [to the purchaser of the vehicle] which shall
35 authorize the holder to possess, transport, or, by assignment, transfer ownership in such parts, scrap,
36 or junk. The director may also issue a junking certificate to a possessor of a vehicle manufactured

Action Taken _____ Date _____

1 twenty-six years or more prior to the current model year who has a bill of sale for said vehicle but
2 does not possess a certificate of ownership, provided no claim of theft has been made on the vehicle
3 and the highway patrol has by letter stated the vehicle is not listed as stolen after checking the
4 registration number through its nationwide computer system. Such certificate may be granted within
5 thirty days of the submission of a request.

6 3. [Upon receipt of a properly completed application for a junking certificate, the director of
7 revenue shall issue to the applicant a junking certificate which shall authorize the holder to possess,
8 transport, or, by assignment, transfer ownership in such parts, scrap or junk, and a certificate of title
9 shall not again be issued for such vehicle; except that, the initial purchaser] Notwithstanding any
10 other provision of law, for any vehicle with a junk or substantially equivalent designation, whether
11 so designated in Missouri or any other state, regardless of whether such designation has been
12 subsequently changed erroneously or by law in this or any other state, the department shall only issue
13 a junking certificate, and a salvage or original certificate of title shall not thereafter be issued for
14 such vehicle. If the vehicle has not previously been designated as junk or any other substantially
15 equivalent designation from this state or any other state, the applicant making the original junking
16 certification application shall, within ninety days, be allowed to rescind [his] the application for a
17 junking certificate by surrendering the junking certificate and apply for a salvage certificate of title
18 in [his] the applicant's name. The seller of a vehicle for which a junking certificate has been applied
19 for or issued shall disclose such fact in writing to any prospective buyers before sale of such vehicle;
20 otherwise the sale shall be voidable at the option of the buyer.

21 4. No scrap metal operator shall acquire or purchase a motor vehicle or parts thereof without,
22 at the time of such acquisition, receiving the original certificate of title or salvage certificate of title
23 or junking certificate from the seller of the vehicle or parts, unless the seller is a licensee under
24 sections 301.219 to 301.221.

25 5. All titles and certificates required to be received by scrap metal operators from
26 nonlicensees shall be forwarded by the operator to the director of revenue within ten days of the
27 receipt of the vehicle or parts.

28 6. The scrap metal operator shall keep a record, for three years, of the seller's name and
29 address, the salvage business license number of the licensee, date of purchase, and any vehicle or
30 parts identification numbers open for inspection as provided in section 301.225.

31 7. Notwithstanding any other provision of this section, a motor vehicle dealer as defined in
32 section 301.550 and licensed under the provisions of sections 301.550 to 301.572 may negotiate one
33 reassignment of a salvage certificate of title on the back thereof.

34 8. Notwithstanding the provisions of subsection 1 of this section, an insurance company
35 which settles a claim for a stolen vehicle may apply for and shall be issued a negotiable salvage
36 certificate of title without the payment of any fee upon proper application within thirty days after
37 settlement of the claim for such stolen vehicle. However, if the insurance company upon recovery of
38 a stolen vehicle determines that the stolen vehicle has not sustained damage to the extent that the
39 vehicle would have otherwise been declared a salvage vehicle pursuant to subdivision (51) of section
40 301.010, then the insurance company may have the vehicle inspected by the Missouri state highway
41 patrol, or other law enforcement agency authorized by the director of revenue, in accordance with
42 the inspection provisions of subsection 9 of section 301.190. Upon receipt of title application,
43 applicable fee, the completed inspection, and the return of any previously issued negotiable salvage
44 certificate, the director shall issue an original title with no salvage or prior salvage designation.
45 Upon the issuance of an original title the director shall remove any indication of the negotiable
46 salvage title previously issued to the insurance company from the department's electronic records.

47 [9. Notwithstanding subsection 4 of this section or any other provision of the law to the
48 contrary, if a motor vehicle is inoperable and is at least ten model years old, or the parts are from a

1 motor vehicle that is inoperable and is at least ten model years old, a scrap metal operator may
2 purchase or acquire such motor vehicle or parts without receiving the original certificate of title,
3 salvage certificate of title, or junking certificate from the seller of the vehicle or parts, provided the
4 scrap metal operator verifies with the department of revenue, via the department's online record
5 access, that the motor vehicle is not subject to any recorded security interest or lien and the scrap
6 metal operator complies with the requirements of this subsection. In lieu of forwarding certificates
7 of titles for such motor vehicles as required by subsection 5 of this section, the scrap metal operator
8 shall forward a copy of the seller's state identification along with a bill of sale to the department of
9 revenue. The bill of sale form shall be designed by the director and such form shall include, but not
10 be limited to, a certification that the motor vehicle is at least ten model years old, is inoperable, is not
11 subject to any recorded security interest or lien, and a certification by the seller that the seller has the
12 legal authority to sell or otherwise transfer the seller's interest in the motor vehicle or parts. Upon
13 receipt of the information required by this subsection, the department of revenue shall cancel any
14 certificate of title and registration for the motor vehicle. If the motor vehicle is inoperable and at
15 least twenty model years old, then the scrap metal operator shall not be required to verify with the
16 department of revenue whether the motor vehicle is subject to any recorded security interests or
17 liens. As used in this subsection, the term "inoperable" means a motor vehicle that is in a rusted,
18 wrecked, discarded, worn out, extensively damaged, dismantled, and mechanically inoperative
19 condition and the vehicle's highest and best use is for scrap purposes. The director of the department
20 of revenue is directed to promulgate rules and regulations to implement and administer the
21 provisions of this section, including but not limited to, the development of a uniform bill of sale.
22 Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the
23 authority delegated in this section shall become effective only if it complies with and is subject to all
24 of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
25 nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to
26 review, to delay the effective date, or to disapprove and annul a rule are subsequently held
27 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
28 August 28, 2012, shall be invalid and void.]" and

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