

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 355,  
2 Page 9, Section 227.447, Line 6, by inserting immediately after said section and line the following:

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4 "302.173. 1. Any applicant for a license, who does not possess a valid license issued  
5 pursuant to the laws of this state, another state, or a country which has a reciprocal agreement with  
6 the state of Missouri regarding the exchange of licenses pursuant to section 302.172 shall be  
7 examined as herein provided. Any person who has failed to renew such person's license on or  
8 before the date of its expiration or within six months thereafter must take the complete examination.  
9 Any active member of the United States Armed Forces, their adult dependents or any active  
10 member of the Peace Corps may apply for a renewal license without examination of any kind,  
11 unless otherwise required by sections 302.700 to 302.780, provided the renewal application shows  
12 that the previous license had not been suspended or revoked. Any person honorably discharged  
13 from the Armed Forces of the United States who held a valid license prior to being inducted may  
14 apply for a renewal license within sixty days after such person's honorable discharge without  
15 submitting to any examination of such person's ability to safely operate a motor vehicle over the  
16 highways of this state unless otherwise required by sections 302.700 to 302.780, other than the  
17 vision test provided in section 302.175, unless the facts set out in the renewal application or record  
18 of convictions on the expiring license, or the records of the director show that there is good cause to  
19 authorize the director to require the applicant to submit to the complete examination. No applicant  
20 for a renewal license shall be required to submit to any examination of his or her ability to safely  
21 operate a motor vehicle over the highways of this state unless otherwise required by sections  
22 302.700 to 302.780 or regulations promulgated thereunder, other than a test of the applicant's ability  
23 to understand highway signs regulating, warning or directing traffic and the vision test provided in  
24 section 302.175, unless the facts set out in the renewal application or record of convictions on the  
25 expiring license, or the records of the director show that there is good cause to authorize the director  
26 to require the applicant to submit to the complete examination. The examination shall be made  
27 available in each county. Reasonable notice of the time and place of the examination shall be given  
28 the applicant by the person or officer designated to conduct it. The complete examination shall  
29 include a test of the applicant's natural or corrected vision as prescribed in section 302.175, the  
30 applicant's ability to understand highway signs regulating, warning or directing traffic, the  
31 applicant's practical knowledge of the traffic laws of this state, and an actual demonstration of  
32 ability to exercise due care in the operation of a motor vehicle of the classification for which the  
33 license is sought. During the portion of the driving examination conducted to determine whether an  
34 applicant is able to exercise due care in the operation of a motor vehicle, the examiner shall  
35 demonstrate to the applicant what he or she is likely to experience if the applicant's motor vehicle is  
36 stopped by law enforcement. When an applicant for a license has a license from a state which has

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1 requirements for issuance of a license comparable to the Missouri requirements or a license from a  
2 country which has a reciprocal agreement with the state of Missouri regarding the exchange of  
3 licenses pursuant to section 302.172 and such license has not expired more than six months prior to  
4 the date of application for the Missouri license, the director may waive the test of the applicant's  
5 practical knowledge of the traffic laws of this state, and the requirement of actual demonstration of  
6 ability to exercise due care in the operation of a motor vehicle. If the director has reasonable  
7 grounds to believe that an applicant is suffering from some known physical or mental ailment which  
8 ordinarily would interfere with the applicant's fitness to operate a motor vehicle safely upon the  
9 highways, the director may require that the examination include a physical or mental examination  
10 by a licensed physician of the applicant's choice, at the applicant's expense, to determine the fact.  
11 The director shall prescribe regulations to ensure uniformity in the examinations and in the grading  
12 thereof and shall prescribe and furnish all forms to the members of the highway patrol and to other  
13 persons authorized to conduct examinations as may be necessary to enable the officer or person to  
14 properly conduct the examination. The records of the examination shall be forwarded to the  
15 director who shall not issue any license hereunder if in the director's opinion the applicant is not  
16 qualified to operate a motor vehicle safely upon the highways of this state.

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

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

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

31 5. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful  
32 completion of a military motorcycle rider training course that meets or exceeds the Motorcycle  
33 Safety Foundation curriculum standards by an applicant who is an active member of the U.S.  
34 Armed Forces, shall constitute an actual demonstration of the person's ability to exercise due care in  
35 the operation of a motorcycle or motortricycle, and no further driving test shall be required to obtain  
36 a motorcycle or motortricycle license or endorsement. The director of revenue is authorized to  
37 promulgate rules and regulations for the administration and implementation of this subsection  
38 including rules governing the presentment of motorcycle training course completion cards from a  
39 military motorcycle rider training course or other documentation showing that the applicant has  
40 successfully completed a course in basic motorcycle safety instruction that meets or exceeds  
41 curriculum standards established by the Motorcycle Safety Foundation or other national  
42 organization whose purpose is to improve the safety of motorcyclists on the nation's streets and  
43 highways. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
44 under the authority delegated in this section shall become effective only if it complies with and is  
45 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
46 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to  
47 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently  
48 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after

1 August 28, 2012, shall be invalid and void.

2 302.357. Prior to January 1, 2018, any entity conducting a driver's education program shall  
3 incorporate into its curriculum instruction concerning law enforcement procedures for traffic stops,  
4 including a demonstration of the proper actions to be taken during a traffic stop and appropriate  
5 interactions with law enforcement."; and

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