

FIRST REGULAR SESSION

HOUSE BILL NO. 791

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REDMON.

1521H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 304.120, RSMo, and to enact in lieu thereof one new section relating to municipal regulations.

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

Section A. Section 304.120, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 304.120, to read as follows:

- 304.120. 1. Municipalities, by ordinance, may establish reasonable speed regulations for motor vehicles within the limits of such municipalities. No person who is not a resident of such municipality and who has not been within the limits thereof for a continuous period of more than forty-eight hours shall be convicted of a violation of such ordinances, unless it is shown by competent evidence that there was posted at the place where the boundary of such municipality joins or crosses any highway a sign displaying in black letters not less than four inches high and one inch wide on a white background the speed fixed by such municipality so that such sign may be clearly seen by operators and drivers from their vehicles upon entering such municipality.
2. Municipalities, by ordinance, may:
- (1) Make additional rules of the road or traffic regulations to meet their needs and traffic conditions;
 - (2) Establish one-way streets and provide for the regulation of vehicles thereon;
 - (3) Require vehicles to stop before crossing certain designated streets and boulevards;
 - (4) Limit the use of certain designated streets and boulevards to passenger vehicles, except that each municipality shall allow at least one route, with lawful traffic movement and access from both directions, to be available for use by commercial motor vehicles to access any roads in the state highway system. Under no circumstances shall the provisions of this

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 subdivision be construed to authorize a municipality to limit the use of all routes in the
19 municipality. **The use by commercial motor vehicles of a municipality-designated route for**
20 **such vehicles in compliance with any ordinances of the designating municipality shall not**
21 **be deemed a nuisance or evidence of a nuisance. Nothing contained in this subdivision is**
22 **intended to modify or limit recovery for any claim that is independent of a nuisance claim;**

23 (5) Prohibit the use of certain designated streets to vehicles with metal tires, or solid
24 rubber tires;

25 (6) Regulate the parking of vehicles on streets by the installation of parking meters for
26 limiting the time of parking and exacting a fee therefor or by the adoption of any other regulatory
27 method that is reasonable and practical, and prohibit or control left-hand turns of vehicles;

28 (7) Require the use of signaling devices on all motor vehicles; and

29 (8) Prohibit sound-producing warning devices, except horns directed forward.

30 3. No ordinance shall be valid which contains provisions contrary to or in conflict with
31 this chapter, except as herein provided.

32 4. No ordinance shall impose liability on the owner-lessor of a motor vehicle when the
33 vehicle is being permissively used by a lessee and is illegally parked or operated if the registered
34 owner-lessor of such vehicle furnishes the name, address and operator's license number of the
35 person renting or leasing the vehicle at the time the violation occurred to the proper municipal
36 authority within three working days from the time of receipt of written request for such
37 information. Any registered owner-lessor who fails or refuses to provide such information
38 within the period required by this subsection shall be liable for the imposition of any fine
39 established by municipal ordinance for the violation. Provided, however, if a leased motor
40 vehicle is illegally parked due to a defect in such vehicle, which renders it inoperable, not caused
41 by the fault or neglect of the lessee, then the lessor shall be liable on any violation for illegal
42 parking of such vehicle.

43 5. No ordinance shall deny the use of commercial motor vehicles on all routes within the
44 municipality. For purposes of this section, the term "route" shall mean any state road, county
45 road, or public street, avenue, boulevard, or parkway.

46 6. No ordinance shall prohibit the operator of a motor vehicle from being in an
47 intersection while a red signal is being displayed if the operator of the motor vehicle entered the
48 intersection during a yellow signal interval. The provisions of this subsection shall supercede
49 any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or
50 other political subdivision that are to the contrary.

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