

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Bill No. 368, Page 1, Section A, Line 2, by inserting after said section and line the
2 following:

3
4 "194.225. 1. A donor may make an anatomical gift:

5 (1) By authorizing a statement or symbol indicating that the donor has made an anatomical
6 gift to be imprinted on the face of the donor's driver's license or identification card, or by placing a
7 donor symbol sticker authorized and issued by the department of health and senior services on the
8 back of the donor's driver's license or identification card indicating that the donor has made an
9 anatomical gift;

10 (2) In a will;

11 (3) During a terminal illness or injury of the donor, by any form of communication
12 addressed to at least two adults at least one of whom is a disinterested witness; or

13 (4) As provided in subsection 2 of this section.

14 2. A donor or other person authorized to make an anatomical gift under section 194.220 may
15 make a gift by a donor card or other record signed by the donor or other person making the gift or
16 by authorizing that a statement or symbol indicating that the donor has made an anatomical gift be
17 included on a donor registry. If the donor or other person is physically unable to sign a record, the
18 record may be signed by another individual at the direction of the donor or the other person and
19 shall:

20 (1) Be witnessed by at least two adults at least one of whom is a disinterested witness, who
21 have signed at the request of the donor or the other person; and

22 (2) State that it has been signed and witnessed as provided in subdivision (1) of subsection 1
23 of this section.

24 3. Revocation, suspension, expiration, or cancellation of the driver's license or identification
25 card upon which an anatomical gift is indicated does not invalidate the gift.

26 4. An anatomical gift made by will takes effect upon the donor's death whether or not the
27 will is probated. Invalidation of the will after the donor's death does not invalidate the gift.

28 5. The department of health and senior services shall include on its website information
29 about organ donation and a link where persons making an anatomical gift can register. Once a
30 person has registered as a donor on the website, the department of health and senior services shall
31 contact the department of revenue to determine whether the organ donor symbol is printed on the
32 front of the registrant's driver's license or identification card. If the donor symbol does not appear
33 on the front of the registrant's driver's license or identification card, the department of health and
34 senior services shall mail to the registrant, through first class mail, a donor symbol sticker to be
35 placed on the back of his or her driver's license or identification card as provided under this section
36 and section 302.171.

Action Taken _____ Date _____

1 6. All state agencies and departments may provide a link on the homepage of their website
 2 directing the public to the organ donation information and registration link on the department of
 3 health and senior services website."; and
 4

5 Further amend said bill, Page 8, Section 301.560, Line 255, by inserting after said section and line
 6 the following:
 7

8 "302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri
 9 resident or national of the United States or a noncitizen with a lawful immigration status, and a
 10 Missouri resident before accepting the application. The director shall not issue a driver's license for
 11 a period that exceeds the duration of an applicant's lawful immigration status in the United States.
 12 The director may establish procedures to verify the Missouri residency or United States
 13 naturalization or lawful immigration status and Missouri residency of the applicant and establish the
 14 duration of any driver's license issued under this section. An application for a license shall be made
 15 upon an approved form furnished by the director. Every application shall state the full name, Social
 16 Security number, age, height, weight, color of eyes, sex, residence, mailing address of the applicant,
 17 and the classification for which the applicant has been licensed, and, if so, when and by what state,
 18 and whether or not such license has ever been suspended, revoked, or disqualified, and, if revoked,
 19 suspended or disqualified, the date and reason for such suspension, revocation or disqualification
 20 and whether the applicant is making a one dollar donation to promote an organ donation program as
 21 prescribed in subsection 2 of this section. A driver's license, nondriver's license, or instruction
 22 permit issued under this chapter shall contain the applicant's legal name as it appears on a birth
 23 certificate or as legally changed through marriage or court order. No name change by common
 24 usage based on common law shall be permitted. The application shall also contain such information
 25 as the director may require to enable the director to determine the applicant's qualification for
 26 driving a motor vehicle; and shall state whether or not the applicant has been convicted in this or
 27 any other state for violating the laws of this or any other state or any ordinance of any municipality,
 28 relating to driving without a license, careless driving, or driving while intoxicated, or failing to stop
 29 after an accident and disclosing the applicant's identity, or driving a motor vehicle without the
 30 owner's consent. The application shall contain a certification by the applicant as to the truth of the
 31 facts stated therein. Every person who applies for a license to operate a motor vehicle who is less
 32 than twenty-one years of age shall be provided with educational materials relating to the hazards of
 33 driving while intoxicated, including information on penalties imposed by law for violation of the
 34 intoxication-related offenses of the state. Beginning January 1, 2001, if the applicant is less than
 35 eighteen years of age, the applicant must comply with all requirements for the issuance of an
 36 intermediate driver's license pursuant to section 302.178. For persons mobilized and deployed with
 37 the United States Armed Forces, an application under this subsection shall be considered
 38 satisfactory by the department of revenue if it is signed by a person who holds general power of
 39 attorney executed by the person deployed, provided the applicant meets all other requirements set by
 40 the director.

41 2. An applicant for a license may make a donation of one dollar to promote an organ donor
 42 program. The director of revenue shall collect the donations and deposit all such donations in the
 43 state treasury to the credit of the organ donor program fund established in sections 194.297 to
 44 194.304. Moneys in the organ donor program fund shall be used solely for the purposes established
 45 in sections 194.297 to 194.304 except that the department of revenue shall retain no more than one
 46 percent for its administrative costs. The donation prescribed in this subsection is voluntary and may
 47 be refused by the applicant for the license at the time of issuance or renewal of the license. The
 48 director shall make available an informational booklet or other informational sources on the
 49 importance of organ and tissue donations to applicants for licensure as designed by the organ

1 donation advisory committee established in sections 194.297 to 194.304. The director shall inquire
 2 of each applicant at the time the licensee presents the completed application to the director whether
 3 the applicant is interested in making the one dollar donation prescribed in this subsection and
 4 whether the applicant is interested in inclusion in the organ donor registry and shall also specifically
 5 inform the licensee of the ability to consent to organ donation by ~~[completing the form on the~~
 6 ~~reverse of the license that the applicant will receive in the manner]~~ placing a donor symbol sticker
 7 authorized and issued by the department of health and senior services on the back of his or her
 8 driver's license or identification card as prescribed by subdivision (1) of subsection 1 of section
 9 194.225. A symbol [shall] may be placed on the front of the [document] license or identification
 10 card indicating the applicant's desire to be listed in the registry at the applicant's request at the time
 11 of his or her application for a driver's license or identification card, or the applicant may instead
 12 request an organ donor sticker from the department of health and senior services by application on
 13 the department of health and senior services's website. Upon receipt of an organ donor sticker sent
 14 by the department of health and senior services, the applicant shall place the sticker on the back of
 15 his or her driver's license or identification card to indicate that he or she has made an anatomical
 16 gift. The director shall notify the department of health and senior services of information obtained
 17 from applicants who indicate to the director that they are interested in registry participation, and the
 18 department of health and senior services shall enter the complete name, address, date of birth, race,
 19 gender and a unique personal identifier in the registry established in subsection 1 of section 194.304.

20 3. An applicant for a license may make a donation of one dollar to promote a blindness
 21 education, screening and treatment program. The director of revenue shall collect the donations and
 22 deposit all such donations in the state treasury to the credit of the blindness education, screening and
 23 treatment program fund established in section 209.015. Moneys in the blindness education,
 24 screening and treatment program fund shall be used solely for the purposes established in section
 25 209.015; except that the department of revenue shall retain no more than one percent for its
 26 administrative costs. The donation prescribed in this subsection is voluntary and may be refused by
 27 the applicant for the license at the time of issuance or renewal of the license. The director shall
 28 inquire of each applicant at the time the licensee presents the completed application to the director
 29 whether the applicant is interested in making the one dollar donation prescribed in this subsection.

30 4. Beginning July 1, 2005, the director shall deny the driving privilege of any person who
 31 commits fraud or deception during the examination process or who makes application for an
 32 instruction permit, driver's license, or nondriver's license which contains or is substantiated with
 33 false or fraudulent information or documentation, or who knowingly conceals a material fact or
 34 otherwise commits a fraud in any such application. The period of denial shall be one year from the
 35 effective date of the denial notice sent by the director. The denial shall become effective ten days
 36 after the date the denial notice is mailed to the person. The notice shall be mailed to the person at
 37 the last known address shown on the person's driving record. The notice shall be deemed received
 38 three days after mailing unless returned by the postal authorities. No such individual shall reapply
 39 for a driver's examination, instruction permit, driver's license, or nondriver's license until the period
 40 of denial is completed. No individual who is denied the driving privilege under this section shall be
 41 eligible for a limited driving privilege issued under section 302.309.

42 5. All appeals of denials under this section shall be made as required by section 302.311.

43 6. The period of limitation for criminal prosecution under this section shall be extended
 44 under subdivision (1) of subsection 3 of section 556.036.

45 7. The director may promulgate rules and regulations necessary to administer and enforce
 46 this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall
 47 become effective unless it has been promulgated pursuant to chapter 536.

48 8. Notwithstanding any provision of this chapter that requires an applicant to provide proof
 49 of Missouri residency for renewal of a noncommercial driver's license, noncommercial instruction

1 permit, or nondriver's license, an applicant who is sixty-five years and older and who was previously
2 issued a Missouri noncommercial driver's license, noncommercial instruction permit, or Missouri
3 nondriver's license is exempt from showing proof of Missouri residency.

4 9. Notwithstanding any provision of this chapter, for the renewal of a noncommercial
5 driver's license, noncommercial instruction permit, or nondriver's license, a photocopy of an
6 applicant's United States birth certificate along with another form of identification approved by the
7 department of revenue, including, but not limited to, United States military identification or United
8 States military discharge papers, shall constitute sufficient proof of Missouri citizenship.

9 10. Notwithstanding any other provision of this chapter, if an applicant does not meet the
10 requirements of subsection 8 of this section and does not have the required documents to prove
11 Missouri residency, United States naturalization, or lawful immigration status, the department may
12 issue a one-year driver's license renewal. This one-time renewal shall only be issued to an applicant
13 who previously has held a Missouri noncommercial driver's license, noncommercial instruction
14 permit, or nondriver's license for a period of fifteen years or more and who does not have the
15 required documents to prove Missouri residency, United States naturalization, or lawful immigration
16 status. After the expiration of the one-year period, no further renewal shall be provided without the
17 applicant producing proof of Missouri residency, United States naturalization, or lawful immigration
18 status."; and
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20 Further amend said bill by amending the title, enacting clause, and intersectional references
21 accordingly.