

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 38, Page 12, Section 115.960, Line 86, by
2 inserting after all of said section and line the following:

3
4 "136.055. 1. Any person who is selected or appointed by the state director of revenue as
5 provided in subsection 2 of this section to act as an agent of the department of revenue, whose duties
6 shall be the processing of motor vehicle title and registration transactions and the collection of sales
7 and use taxes when required under sections 144.070 and 144.440, and who receives no salary from
8 the department of revenue, shall be authorized to collect from the party requiring such services
9 additional fees as compensation in full and for all services rendered on the following basis:

10 (1) For each motor vehicle or trailer registration issued, renewed or transferred, six dollars
11 and twelve dollars for those licenses sold or biennially renewed pursuant to section 301.147;

12 (2) For each application or transfer of title, six dollars;

13 (3) For each instruction permit, nondriver license, chauffeur's, operator's or driver's license
14 issued for a period of three years or less, six dollars and twelve dollars for licenses or instruction
15 permits issued or renewed for a period exceeding three years;

16 (4) For each notice of lien processed, six dollars;

17 (5) Notary fee or electronic transmission per processing, two dollars.

18 2. (1) The director of revenue shall award fee office contracts under this section through a
19 competitive bidding process. The competitive bidding process shall give priority to organizations
20 and entities that are exempt from taxation under Section 501(c)(3), 501(c)(6), or 501(c)(4), except
21 those civic organizations that would be considered action organizations under 26 C.F.R. Section
22 1.501 (c)(3)-1(c)(3), of the Internal Revenue Code of 1986, as amended, with special consideration
23 given to those organizations and entities that reinvest a minimum of seventy-five percent of the net
24 proceeds to charitable organizations in Missouri, and political subdivisions, including but not
25 limited to, municipalities, counties, and fire protection districts. The director of the department of
26 revenue may promulgate rules and regulations necessary to carry out the provisions of this
27 subsection.

28 (2) In the event the department of revenue fails to execute a subsequent fee office contract
29 due to the impact of COVID-19 on the operations of fee offices, at the option of the organization or
30 entity awarded a fee office contract in effect on August 28, 2021, the fee office contract shall be
31 extended by a period of two years from its date of execution, provided that no fee office contract
32 shall be extended under this section when a subsequent fee office contract has already been awarded
33 prior to August 28, 2021.

34 (3) Any rule or portion of a rule, as that term is defined in section 536.010, that is created
35 under the authority delegated in this subsection shall become effective only if it complies with and is
36 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and

Action Taken _____ Date _____

1 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
2 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
3 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
4 August 28, 2009, shall be invalid and void.

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

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

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

13 6. The fees authorized by this section shall not be collected by motor vehicle dealers acting
14 as agents of the department of revenue under section 32.095 or those motor vehicle dealers
15 authorized to collect and remit sales tax under subsection 10 of section 144.070.

16 7. Notwithstanding any other provision of law to the contrary, the state auditor may audit all
17 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

21
22 Further amend said bill by amending the title, enacting clause, and intersectional references
23 accordingly.