

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

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 46, Page 42, Section  
2 302.010, Line 104, by inserting after all of said section and line the following:  
3

4 "302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri resident or  
5 national of the United States or a noncitizen with a lawful immigration status, and a Missouri resident before  
6 accepting the application. The director shall not issue a driver's license for a period that exceeds the duration  
7 of an applicant's lawful immigration status in the United States. The director may establish procedures to  
8 verify the Missouri residency or United States naturalization or lawful immigration status and Missouri  
9 residency of the applicant and establish the duration of any driver's license issued under this section. An  
10 application for a license shall be made upon an approved form furnished by the director. Every application  
11 shall state the full name, Social Security number, age, height, weight, color of eyes, sex, residence, mailing  
12 address of the applicant, and the classification for which the applicant has been licensed, and, if so, when and  
13 by what state, and whether or not such license has ever been suspended, revoked, or disqualified, and, if  
14 revoked, suspended or disqualified, the date and reason for such suspension, revocation or disqualification  
15 and whether the applicant is making a one dollar donation to promote an organ donation program as  
16 prescribed in subsection 2 of this section. A driver's license, nondriver's license, or instruction permit issued  
17 under this chapter shall contain the applicant's legal name as it appears on a birth certificate or as legally  
18 changed through marriage or court order. No name change by common usage based on common law shall be  
19 permitted. The application shall also contain such information as the director may require to enable the  
20 director to determine the applicant's qualification for driving a motor vehicle; and shall state whether or not  
21 the applicant has been convicted in this or any other state for violating the laws of this or any other state or  
22 any ordinance of any municipality, relating to driving without a license, careless driving, or driving while  
23 intoxicated, or failing to stop after an accident and disclosing the applicant's identity, or driving a motor  
24 vehicle without the owner's consent. The application shall contain a certification by the applicant as to the  
25 truth of the facts stated therein. Every person who applies for a license to operate a motor vehicle who is less  
26 than twenty-one years of age shall be provided with educational materials relating to the hazards of driving  
27 while intoxicated, including information on penalties imposed by law for violation of the intoxication-related  
28 offenses of the state. Beginning January 1, 2001, if the applicant is less than eighteen years of age, the  
29 applicant must comply with all requirements for the issuance of an intermediate driver's license pursuant to  
30 section 302.178. For persons mobilized and deployed with the United States Armed Forces, an application  
31 under this subsection shall be considered satisfactory by the department of revenue if it is signed by a person  
32 who holds general power of attorney executed by the person deployed, provided the applicant meets all other  
33 requirements set by the director.

34 2. An applicant for a license may make a donation of one dollar to promote an organ donor program.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 The director of revenue shall collect the donations and deposit all such donations in the state treasury to the  
2 credit of the organ donor program fund established in sections 194.297 to 194.304. Moneys in the organ  
3 donor program fund shall be used solely for the purposes established in sections 194.297 to 194.304 except  
4 that the department of revenue shall retain no more than one percent for its administrative costs. The  
5 donation prescribed in this subsection is voluntary and may be refused by the applicant for the license at the  
6 time of issuance or renewal of the license. The director shall make available an informational booklet or  
7 other informational sources on the importance of organ and tissue donations to applicants for licensure as  
8 designed by the organ donation advisory committee established in sections 194.297 to 194.304. The director  
9 shall inquire of each applicant at the time the licensee presents the completed application to the director  
10 whether the applicant is interested in making the one dollar donation prescribed in this subsection and  
11 whether the applicant is interested in inclusion in the organ donor registry and shall also specifically inform  
12 the licensee of the ability to consent to organ donation by placing a donor symbol sticker authorized and  
13 issued by the department of health and senior services on the back of his or her driver's license or  
14 identification card as prescribed by subdivision (1) of subsection 1 of section 194.225. A symbol may be  
15 placed on the front of the license or identification card indicating the applicant's desire to be listed in the  
16 registry at the applicant's request at the time of his or her application for a driver's license or identification  
17 card, or the applicant may instead request an organ donor sticker from the department of health and senior  
18 services by application on the department of health and senior services' website. Upon receipt of an organ  
19 donor sticker sent by the department of health and senior services, the applicant shall place the sticker on the  
20 back of his or her driver's license or identification card to indicate that he or she has made an anatomical gift.  
21 The director shall notify the department of health and senior services of information obtained from applicants  
22 who indicate to the director that they are interested in registry participation, and the department of health and  
23 senior services shall enter the complete name, address, date of birth, race, gender and a unique personal  
24 identifier in the registry established in subsection 1 of section 194.304.

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

35 4. Beginning July 1, 2005, the director shall deny the driving privilege of any person who commits  
36 fraud or deception during the examination process or who makes application for an instruction permit,  
37 driver's license, or nondriver's license which contains or is substantiated with false or fraudulent information  
38 or documentation, or who knowingly conceals a material fact or otherwise commits a fraud in any such  
39 application, or who possesses, duplicates, manufactures, or contracts to have manufactured any false  
40 identification including, but not limited to, a false instruction permit, driver's license, or nondriver's license.  
41 The period of denial shall be one year from the effective date of the denial notice sent by the director. The  
42 denial shall become effective ten days after the date the denial notice is mailed to the person. The notice shall  
43 be mailed to the person at the last known address shown on the person's driving record. The notice shall be  
44 deemed received three days after mailing unless returned by the postal authorities. No such individual shall  
45 reapply for a driver's examination, instruction permit, driver's license, or nondriver's license until the period

1 of denial is completed. No individual who is denied the driving privilege under this section shall be eligible  
2 for a limited driving privilege issued under section 302.309.

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

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

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

9 8. Notwithstanding any provision of this chapter that requires an applicant to provide proof of  
10 Missouri residency for renewal of a noncommercial driver's license, noncommercial instruction permit, or  
11 nondriver's license, an applicant who is sixty-five years and older and who was previously issued a Missouri  
12 noncommercial driver's license, noncommercial instruction permit, or Missouri nondriver's license is exempt  
13 from showing proof of Missouri residency.

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

19 10. Notwithstanding any other provision of this chapter, if an applicant does not meet the  
20 requirements of subsection 8 of this section and does not have the required documents to prove Missouri  
21 residency, United States naturalization, or lawful immigration status, the department may issue a one-year  
22 driver's license renewal. This one-time renewal shall only be issued to an applicant who previously has held  
23 a Missouri noncommercial driver's license, noncommercial instruction permit, or nondriver's license for a  
24 period of fifteen years or more and who does not have the required documents to prove Missouri residency,  
25 United States naturalization, or lawful immigration status. After the expiration of the one-year period, no  
26 further renewal shall be provided without the applicant producing proof of Missouri residency, United States  
27 naturalization, or lawful immigration status."; and

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