

FIRST REGULAR SESSION

# HOUSE BILL NO. 1150

## 101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WEST.

2317H.011

DANA RADEMAN MILLER, Chief Clerk

### AN ACT

To repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to persons who are deaf or hard of hearing.

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

Section A. Section 302.174, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 302.174, to read as follows:

302.174. 1. As used in this section, the following terms mean:

(1) "Deaf person", any person who, because of hearing loss, is not able to discriminate speech when spoken in a normal conversation tone regardless of the use of amplification devices;

(2) "DHH", a notation on a driver's license that indicates the person is a deaf or hard of hearing person who uses alternative communication;

(3) "Hard of hearing person", any person who, because of hearing loss, has a diminished capacity to discriminate speech when spoken in a normal conversational tone.

2. Any resident of this state who is a deaf or hard of hearing person may apply to the department of revenue to have the notation "DHH" placed on the person's driver's license. The department of revenue, by rule, may establish the cost and criteria for placement of the DHH notation, such as requiring an applicant to submit certain medical proof of deafness or hearing loss. The department may also, by rule, elect to use the phrase "deaf or hard of hearing" in lieu of the notation DHH on a driver's license.

3. **Any resident of this state who applies for a driver's license with a deaf or hard of hearing notation under subsection 2 of this section may also apply to the department for an optional deaf or hard of hearing license plate sticker to be placed on the rear license**

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.

17 **plate of the resident's motor vehicle. The department may promulgate all necessary rules**  
18 **and regulations for the administration of this subsection.**

19         **4.** The Missouri commission for the deaf and hard of hearing shall make an  
20 informational video in American Sign Language explaining what a DHH notation means on a  
21 driver's license and informing Missourians of their right to receive a license with the DHH  
22 notation under this section. This video shall also be captioned in English and converted to  
23 QR-Code which shall be posted in a conspicuous place at every driver's license office in  
24 Missouri.

25         ~~[4.]~~ **5.** Any rule or portion of a rule, as that term is defined in section 536.010, that is  
26 created under the authority delegated in this section shall become effective only if it complies  
27 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.  
28 This section and chapter 536 are nonseverable and if any of the powers vested with the general  
29 assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and  
30 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and  
31 any rule proposed or adopted after August 28, 2001, shall be invalid and void.

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