

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

Offered By

1 AMEND Senate Substitute for Senate Bill No. 1298, Page 17, Section 301.010, Line 492, by  
2 inserting after all of the said section and line the following:

3  
4 "302.177. 1. To all applicants for a license or renewal to transport persons or property  
5 classified in section 302.015 who are at least twenty-one years of age and under the age of seventy,  
6 and who submit a satisfactory application and meet the requirements of sections 302.010 to 302.605,  
7 the director shall issue or renew such license; except that no license shall be issued if an applicant's  
8 license is currently suspended, cancelled, revoked, disqualified, or deposited in lieu of bail. Such  
9 license shall expire on the applicant's birthday in the sixth year of issuance, unless the license must  
10 be issued for a shorter period due to other requirements of law or for transition or staggering of work  
11 as determined by the director. The license must be renewed on or before the date of expiration,  
12 which date shall be shown on the license.

13 2. To all applicants for a license or renewal to transport persons or property classified in  
14 section 302.015 who are less than twenty-one years of age or greater than sixty-nine years of age,  
15 and who submit a satisfactory application and meet the requirements of sections 302.010 to 302.605,  
16 the director shall issue or renew such license; except that no license shall be issued if an applicant's  
17 license is currently suspended, cancelled, revoked, disqualified, or deposited in lieu of bail. Such  
18 license shall expire on the applicant's birthday in the third year of issuance, unless the license must  
19 be issued for a shorter period due to other requirements of law or for transition or staggering of work  
20 as determined by the director. The license must be renewed on or before the date of expiration,  
21 which date shall be shown on the license. A license issued under this section to an applicant who is  
22 over the age of [~~sixty-nine~~] seventy-six and contains a school bus endorsement shall not be issued  
23 for a period that exceeds one year.

24 3. To all other applicants for a license or renewal of a license who are at least twenty-one  
25 years of age and under the age of seventy, and who submit a satisfactory application and meet the  
26 requirements of sections 302.010 to 302.605, the director shall issue or renew such license; except  
27 that no license shall be issued if an applicant's license is currently suspended, cancelled, revoked,  
28 disqualified, or deposited in lieu of bail. Such license shall expire on the applicant's birthday in the  
29 sixth year of issuance, unless the license must be issued for a shorter period due to other  
30 requirements of law or for transition or staggering of work as determined by the director. The

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1 license must be renewed on or before the date of expiration, which date shall be shown on the  
2 license.

3 4. To all other applicants for a license or renewal of a license who are less than twenty-one  
4 years of age or greater than sixty-nine years of age, and who submit a satisfactory application and  
5 meet the requirements of sections 302.010 to 302.605, the director shall issue or renew such license;  
6 except that no license shall be issued if an applicant's license is currently suspended, cancelled,  
7 revoked, disqualified, or deposited in lieu of bail. Such license shall expire on the applicant's  
8 birthday in the third year of issuance, unless the license must be issued for a shorter period due to  
9 other requirements of law or for transition or staggering of work as determined by the director. The  
10 license must be renewed on or before the date of expiration, which date shall be shown on the  
11 license.

12 5. The fee for a license issued for a period which exceeds three years under subsection 1 of  
13 this section shall be thirty dollars.

14 6. The fee for a license issued for a period of three years or less under subsection 2 of this  
15 section shall be fifteen dollars, except that the fee for a license issued for one year or less which  
16 contains a school bus endorsement shall be five dollars, except renewal fees shall be waived for  
17 applicants [~~seventy~~] seventy-seven years of age or older seeking school bus endorsements.

18 7. The fee for a license issued for a period which exceeds three years under subsection 3 of  
19 this section shall be fifteen dollars.

20 8. The fee for a license issued for a period of three years or less under subsection 4 of this  
21 section shall be seven dollars and fifty cents.

22 9. Beginning July 1, 2005, the director shall not issue a driver's license for a period that  
23 exceeds an applicant's lawful presence in the United States. The director may establish procedures  
24 to verify the lawful presence of the applicant and establish the duration of any driver's license issued  
25 under this section.

26 10. The director of revenue may adopt any rules and regulations necessary to carry out the  
27 provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this  
28 section shall become effective unless it has been promulgated pursuant to the provisions of chapter  
29 536.

30 302.272. 1. No person shall operate any school bus owned by or under contract with a  
31 public school or the state board of education unless such driver has qualified for a school bus  
32 endorsement under this section and complied with the pertinent rules and regulations of the  
33 department of revenue and any final rule issued by the secretary of the United States Department of  
34 Transportation or has a valid school bus endorsement on a valid commercial driver's license issued  
35 by another state. A school bus endorsement shall be issued to any applicant who meets the  
36 following qualifications:

37 (1) The applicant has a valid state license issued under this chapter;

38 (2) The applicant is at least twenty-one years of age; and

1 (3) The applicant has successfully passed an examination for the operation of a school bus  
2 as prescribed by the director of revenue. The examination shall include any examinations  
3 prescribed by the secretary of the United States Department of Transportation, and a driving test in  
4 the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to  
5 be driven. For purposes of this section classes of school buses shall comply with the Commercial  
6 Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least  
7 ~~[seventy]~~ seventy-seven years of age, such examination, excluding the pre-trip inspection portion of  
8 the commercial driver's license skills test, shall be completed annually to retain the school bus  
9 endorsement.

10 2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a  
11 school bus endorsement to any applicant whose driving record shows that such applicant's privilege  
12 to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record  
13 shows a history of moving vehicle violations.

14 3. The director may adopt any rules and regulations necessary to carry out the provisions of  
15 this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
16 under the authority delegated in this section shall become effective only if it complies with and is  
17 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
18 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to  
19 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently  
20 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after  
21 August 28, 2004, shall be invalid and void.

22 4. Notwithstanding the requirements of this section, an applicant who resides in another  
23 state and possesses a valid driver's license from his or her state of residence with a valid school bus  
24 endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's  
25 license with a school bus endorsement.

26 302.735. 1. An application shall not be taken from a nonresident after September 30, 2005.  
27 The application for a commercial driver's license shall include, but not be limited to, the applicant's  
28 legal name, mailing and residence address, if different, a physical description of the person,  
29 including sex, height, weight and eye color, the person's Social Security number, date of birth and  
30 any other information deemed appropriate by the director. The application shall also require,  
31 beginning September 30, 2005, the applicant to provide the names of all states where the applicant  
32 has been previously licensed to drive any type of motor vehicle during the preceding ten years.

33 2. A commercial driver's license shall expire on the applicant's birthday in the sixth year  
34 after issuance, unless the license must be issued for a shorter period due to other requirements of law  
35 or for transition or staggering of work as determined by the director, and must be renewed on or  
36 before the date of expiration. When a person changes such person's name an application for a  
37 duplicate license shall be made to the director of revenue. When a person changes such person's  
38 mailing address or residence the applicant shall notify the director of revenue of said change,  
39 however, no application for a duplicate license is required. A commercial license issued pursuant to

1 this section to an applicant less than twenty-one years of age and seventy years of age and older  
2 shall expire on the applicant's birthday in the third year after issuance, unless the license must be  
3 issued for a shorter period as determined by the director.

4 3. A commercial driver's license containing a hazardous materials endorsement issued to an  
5 applicant who is between the age of twenty-one and sixty-nine shall not be issued for a period  
6 exceeding five years from the approval date of the security threat assessment as determined by the  
7 Transportation Security Administration.

8 4. The director shall issue an annual commercial driver's license containing a school bus  
9 endorsement to an applicant who is [~~seventy~~] seventy-seven years of age or older. The fee for such  
10 license shall be seven dollars and fifty cents.

11 5. A commercial driver's license containing a hazardous materials endorsement issued to an  
12 applicant who is seventy years of age or older shall not be issued for a period exceeding three years.  
13 The director shall not require such drivers to obtain a security threat assessment more frequently  
14 than such assessment is required by the Transportation Security Administration under the Uniting  
15 and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct  
16 Terrorism Act (USA PATRIOT ACT) of 2001.

17 (1) The state shall immediately revoke a hazardous materials endorsement upon receipt of  
18 an initial determination of threat assessment and immediate revocation from the Transportation  
19 Security Administration as defined by 49 CFR 1572.13(a).

20 (2) The state shall revoke or deny a hazardous materials endorsement within fifteen days of  
21 receipt of a final determination of threat assessment from the Transportation Security  
22 Administration as required by CFR 1572.13(a).

23 6. The fee for a commercial driver's license or renewal commercial driver's license issued  
24 for a period greater than three years shall be forty dollars.

25 7. The fee for a commercial driver's license or renewal commercial driver's license issued  
26 for a period of three years or less shall be twenty dollars.

27 8. The fee for a duplicate commercial driver's license shall be twenty dollars.

28 9. In order for the director to properly transition driver's license requirements under the  
29 Motor Carrier Safety Improvement Act of 1999 and the Uniting and Strengthening America by  
30 Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT  
31 ACT) of 2001, the director is authorized to stagger expiration dates and make adjustments for any  
32 fees, including driver examination fees that are incurred by the driver as a result of the initial  
33 issuance of a transitional license required to comply with such acts.

34 10. Within thirty days after moving to this state, the holder of a commercial driver's license  
35 shall apply for a commercial driver's license in this state. The applicant shall meet all other  
36 requirements of sections 302.700 to 302.780, except that the director may waive the driving test for  
37 a commercial driver's license as required in section 302.720 if the applicant for a commercial  
38 driver's license has a valid commercial driver's license from a state which has requirements for  
39 issuance of such license comparable to those in this state.

1           11. Any person who falsifies any information in an application or test for a commercial  
2 driver's license shall not be licensed to operate a commercial motor vehicle, or the person's  
3 commercial driver's license shall be cancelled, for a period of one year after the director discovers  
4 such falsification.

5           12. Beginning July 1, 2005, the director shall not issue a commercial driver's license under  
6 this section unless the director verifies that the applicant is lawfully present in the United States  
7 before accepting the application. If lawful presence is granted for a temporary period, no  
8 commercial driver's license shall be issued. The director may, by rule or regulation, establish  
9 procedures to verify the lawful presence of the applicant and establish the duration of any  
10 commercial driver's license issued under this section. No rule or portion of a rule promulgated  
11 pursuant to the authority of this section shall become effective unless it has been promulgated  
12 pursuant to chapter 536.

13           13. (1) Effective December 19, 2005, notwithstanding any provisions of subsections 1 and  
14 5 of this section to the contrary, the director may issue a nondomiciled commercial driver's license  
15 or commercial driver's instruction permit to a resident of a foreign jurisdiction if the United States  
16 Secretary of Transportation has determined that the commercial motor vehicle testing and licensing  
17 standards in the foreign jurisdiction do not meet the testing standards established in 49 CFR 383.

18           (2) Any applicant for a nondomiciled commercial driver's license or commercial driver's  
19 instruction permit must present evidence satisfactory to the director that the applicant currently has  
20 employment with an employer in this state. The nondomiciled applicant must meet the same  
21 testing, driver record requirements, conditions, and is subject to the same disqualification and  
22 conviction reporting requirements applicable to resident commercial drivers.

23           (3) The nondomiciled commercial driver's license will expire on the same date that the  
24 documents establishing lawful presence for employment expire. The word "nondomiciled" shall  
25 appear on the face of the nondomiciled commercial driver's license. Any applicant for a Missouri  
26 nondomiciled commercial driver's license or commercial driver's instruction permit must first  
27 surrender any nondomiciled commercial driver's license issued by another state.

28           (4) The nondomiciled commercial driver's license applicant must pay the same fees as  
29 required for the issuance of a resident commercial driver's license or commercial driver's instruction  
30 permit.

31           14. Foreign jurisdiction for purposes of issuing a nondomiciled commercial driver's license  
32 or commercial driver's instruction permit under this section shall not include any of the fifty states  
33 of the United States or Canada or Mexico." ; and

34  
35 Further amend said bill by amending the title, enacting clause, and intersectional references  
36 accordingly.