

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Bill No. 969, Page 1, Section A, Line 2, by inserting after all of said section
2 and line the following:

3
4 "301.055. 1. The annual registration fee for motor vehicles other than commercial motor
5 vehicles is[÷]

[Less than 12 horsepower]	[\$18.00]
[12 horsepower and less than 24 horsepower]	[21.00]
[24 horsepower and less than 36 horsepower]	[24.00]
[36 horsepower and less than 48 horsepower]	[33.00]
[48 horsepower and less than 60 horsepower]	[39.00]
[60 horsepower and less than 72 horsepower]	[45.00]
[72 horsepower and more]	[51.00]
[Motorcycles]	[8.50]
[Motortricycles]	[10.00]
[Autocycles]	[10.00]

6
7 twenty-five dollars, which shall include the railroad crossing safety fee prescribed in section
8 389.612.

9 2. The annual registration fee for motorcycles, motortricycles, and autocycles is ten dollars,
10 which shall include the railroad crossing safety fee prescribed in section 389.612.

11 [~~2-~~] 3. Notwithstanding any other provision of law, the registration of any autocycle
12 registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the
13 expiration of the registration period for such vehicle at which time the owner shall be required to
14 renew the motor vehicle's registration under the autocycle classification and pay the appropriate
15 registration fee.

Action Taken _____ Date _____

1 301.070. 1. ~~[In determining fees based on the horsepower of vehicles propelled by internal~~
 2 ~~combustion engines, the horsepower shall be computed and recorded upon the following formula~~
 3 ~~established by the National Automobile Chamber of Commerce: Square the bore of the cylinder in~~
 4 ~~inches multiplied by the number of cylinders, divided by two and one-half.~~

5 2. ~~The horsepower of all motor vehicles propelled by steam may be accepted as rated by the~~
 6 ~~manufacturers thereof, or may be determined in accordance with regulations promulgated by the~~
 7 ~~director.~~

8 3. ~~The horsepower of all motor vehicles, except commercial motor vehicles, propelled by~~
 9 ~~electric power, shall be rated as being between twelve and twenty-four horsepower.~~

10 4.] Fees of commercial motor vehicles, other than passenger-carrying commercial motor
 11 vehicles, shall be based on the gross weight of the vehicle or any combination of vehicles and the
 12 maximum load to be carried at any one time during the license period, except the fee for a wrecker,
 13 tow truck, rollback or car carrier used in a towing service shall be based on the empty weight of
 14 such vehicle fully equipped for the recovery or towing of vehicles.

15 [5.] 2. The decision of the director as to the type of motor vehicles and their classification
 16 for the purpose of registration and the computation of fees therefor shall be final and conclusive.

17 301.110. 1. Whenever the director shall determine from an increase or decrease in the
 18 number of registrations of all types of motor vehicles in any given month that the volume of clerical
 19 work of registration of all types of motor vehicles in such month has become so disproportionate to
 20 the volume of work in the remaining registration periods as to render the system burdensome or
 21 inefficient, he is authorized and empowered to change the registration period of any number of
 22 motor vehicles, other than commercial motor vehicles, as may be necessary to increase or reduce the
 23 volume of registration in one or more periods by advancing the renewal date and shortening the
 24 registration period of such motor vehicles.

25 2. The shifting of registration periods shall be accomplished by notifying the registrants of
 26 the change, and giving them credit for that portion of the registration period not yet elapsed. In such
 27 instances the director shall order the registrant to surrender the license plates and registration
 28 certificate held by him and shall assign and issue, without cost to the owner, new plates and a
 29 registration certificate designating the new registration expiration date.

30 3. Notwithstanding subsection 6 of section 142.869 or any other provision of law to the
 31 contrary, the director may stagger the collection of alternative fuel decal fees and issuance of
 32 alternative fuel decals so that issuance of alternative fuel decals occurs at the time of vehicle
 33 registration and the decal or decals are valid for the duration of the vehicle's registration period. In
 34 lieu of an alternative fuel decal, the director may issue a receipt showing payment of the alternative
 35 fuel decal fee, which shall be kept with the vehicle and valid in place of an alternative fuel decal
 36 displayed in accordance with section 142.869.

37 301.130. 1. The director of revenue, upon receipt of a proper application for registration,
 38 required fees and any other information which may be required by law, shall issue to the applicant a
 39 certificate of registration in such manner and form as the director of revenue may prescribe and a set

1 of license plates, or other evidence of registration, as provided by this section. Each set of license
2 plates shall bear the name or abbreviated name of this state, the words "SHOW-ME STATE", the
3 month and year in which the registration shall expire, and an arrangement of numbers or letters, or
4 both, as shall be assigned from year to year by the director of revenue. The plates shall also contain
5 fully reflective material with a common color scheme and design for each type of license plate
6 issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically
7 attractive. Special plates for qualified disabled veterans will have the "DISABLED VETERAN"
8 wording on the license plates in preference to the words "SHOW-ME STATE" and special plates for
9 members of the National Guard will have the "NATIONAL GUARD" wording in preference to the
10 words "SHOW-ME STATE".

11 2. The arrangement of letters and numbers of license plates shall be uniform throughout
12 each classification of registration. The director may provide for the arrangement of the numbers in
13 groups or otherwise, and for other distinguishing marks on the plates.

14 3. All property-carrying commercial motor vehicles to be registered at a gross weight in
15 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit
16 buses, school buses, trailers, semitrailers, motorcycles, motortricycles, autocycles, motorscooters,
17 and driveaway vehicles shall be registered with the director of revenue as provided for in subsection
18 3 of section 301.030, or with the state highways and transportation commission as otherwise
19 provided in this chapter, but only one license plate shall be issued for each such vehicle, except as
20 provided in this subsection. The applicant for registration of any property-carrying commercial
21 vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued
22 two license plates for such vehicle, and if such plates are issued, the director of revenue shall
23 provide for distinguishing marks on the plates indicating one plate is for the front and the other is for
24 the rear of such vehicle. The director may assess and collect an additional charge from the applicant
25 in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of
26 section 301.144.

27 4. The plates issued to manufacturers and dealers shall bear the letters and numbers as
28 prescribed by section 301.560, and the director may place upon the plates other letters or marks to
29 distinguish commercial motor vehicles and trailers and other types of motor vehicles.

30 5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall
31 have displayed thereon the license plate or set of license plates issued by the director of revenue or
32 the state highways and transportation commission and authorized by section 301.140. Each such
33 plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof
34 shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired.
35 Each such plate may be encased in a transparent, nontinted cover so long as the plate is plainly
36 visible and ~~[its]~~ the plate's reflective qualities are not impaired. Additionally, license plate frames
37 shall not cover or obscure any information that is necessary for law enforcement purposes. License
38 plates shall be fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors
39 licensed in excess of twelve thousand pounds on the front and rear of such vehicles not less than

1 eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right
2 side up. The license plates on trailers, motorcycles, motortricycles, autocycles, and motorscooters
3 shall be displayed on the rear of such vehicles either horizontally or vertically, with the letters and
4 numbers plainly visible. The license plate on buses, other than school buses, and on trucks, tractors,
5 truck tractors or truck-tractors licensed in excess of twelve thousand pounds shall be displayed on
6 the front of such vehicles not less than eight nor more than forty-eight inches above the ground, with
7 the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to
8 subsection 3 of this section, displayed in the same manner on the front and rear of such vehicles.
9 The license plate or plates authorized by section 301.140, when properly attached, shall be prima
10 facie evidence that the required fees have been paid.

11 6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as
12 provided by law as evidence of the annual payment of registration fees and the current registration
13 of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any
14 additional information recorded on the tab or tabs to ensure that the tab or tabs positively correlate
15 with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall
16 be produced in each license bureau office.

17 (2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab
18 or tabs in the designated area of the license plate, no more than one per plate.

19 (3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the
20 prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been
21 paid.

22 (4) Except as otherwise provided in this section, the director of revenue shall issue plates for
23 a period of at least six years.

24 (5) For those commercial motor vehicles and trailers registered pursuant to section 301.041,
25 the plate issued by the highways and transportation commission shall be a permanent nonexpiring
26 license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any
27 vehicle permanently registered pursuant to this section from the obligation to pay the annual
28 registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to the
29 highways and transportation commission upon the sale or disposal of the vehicle by the owner to
30 whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a
31 replacement commercial motor vehicle when the owner files a supplemental application with the
32 Missouri highways and transportation commission for the registration of such replacement
33 commercial motor vehicle. Upon payment of the annual registration fee, the highways and
34 transportation commission shall issue a certificate of registration or other suitable evidence of
35 payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle
36 for which it is issued.

37 (6) Upon the sale or disposal of any vehicle permanently registered under this section, or
38 upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such
39 vehicle shall be returned to the highways and transportation commission and shall not be valid for

1 operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner
2 files a supplemental application with the Missouri highways and transportation commission for the
3 registration of such replacement vehicle. If a vehicle which is permanently registered under this
4 section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be
5 given credit for any unused portion of the annual registration fee when the vehicle is replaced by the
6 purchase or lease of another vehicle during the registration year.

7 7. The director of revenue and the highways and transportation commission may prescribe
8 rules and regulations for the effective administration of this section. No rule or portion of a rule
9 promulgated under the authority of this section shall become effective unless it has been
10 promulgated pursuant to the provisions of section 536.024.

11 8. Notwithstanding the provisions of any other law to the contrary, owners of motor vehicles
12 other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-
13 four thousand pounds gross weight may apply for special personalized license plates. Vehicles
14 licensed for twenty-four thousand pounds that display special personalized license plates shall be
15 subject to the provisions of subsections 1 and 2 of section 301.030. On and after August 28, 2016,
16 owners of motor vehicles, other than apportioned motor vehicles or commercial motor vehicles
17 licensed in excess of twenty-four thousand pounds gross weight, may apply for any preexisting or
18 hereafter statutorily created special personalized license plates.

19 9. No later than January 1, 2019, the director of revenue shall commence the reissuance of
20 new license plates of such design as approved by the advisory committee under section 301.125
21 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as
22 otherwise provided in this section, in addition to all other fees required by law, applicants for
23 registration of vehicles with license plates that expire during the period of reissuance, applicants for
24 registration of trailers or semitrailers with license plates that expire during the period of reissuance
25 and applicants for registration of vehicles that are to be issued new license plates during the period
26 of reissuance shall pay the cost of the plates required by this subsection. The additional cost
27 prescribed in this subsection shall not be charged to persons receiving special license plates issued
28 under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to
29 section 301.131 and specialized license plates are exempt from the provisions of this subsection.
30 Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued
31 to commercial motor vehicles and trailers registered under section 301.041 are exempt from the
32 provisions of this subsection.

33 301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the certificate of
34 registration and the right to use the number plates shall expire and the number plates shall be
35 removed by the owner at the time of the transfer of possession, and it shall be unlawful for any
36 person other than the person to whom such number plates were originally issued to have the same in
37 his or her possession whether in use or not, unless such possession is solely for charitable purposes;
38 except that the buyer of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach
39 the license plates from the traded-in motor vehicle or trailer to the newly purchased motor vehicle or

1 trailer. The operation of a motor vehicle with such transferred plates shall be lawful for no more
 2 than thirty days, or no more than ninety days if the dealer is selling the motor vehicle under the
 3 provisions of section 301.213, or no more than sixty days if the dealer is selling the motor vehicle
 4 under the provisions of subsection 5 of section 301.210. As used in this subsection, the term "trade-
 5 in motor vehicle or trailer" shall include any single motor vehicle or trailer sold by the buyer of the
 6 newly purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or
 7 trailer are still valid.

8 2. In the case of a transfer of ownership the original owner may register another motor
 9 vehicle under the same number, upon the payment of a fee of two dollars, if the motor vehicle is of
 10 ~~[horsepower,]~~ gross weight or (in the case of a passenger-carrying commercial motor vehicle)
 11 seating capacity~~;~~ not in excess of that originally registered. When such motor vehicle is of greater
 12 ~~[horsepower,]~~ gross weight or (in the case of a passenger-carrying commercial motor vehicle)
 13 seating capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of two
 14 dollars and a pro rata portion for the difference in fees. When such vehicle is of less ~~[horsepower,]~~
 15 gross weight or (in case of a passenger-carrying commercial motor vehicle) seating capacity, for
 16 which a lesser fee is prescribed, the applicant shall not be entitled to a refund.

17 3. License plates may be transferred from a motor vehicle which will no longer be operated
 18 to a newly purchased motor vehicle by the owner of such vehicles. The owner shall pay a transfer
 19 fee of two dollars if the newly purchased vehicle is of ~~[horsepower,]~~ gross weight or (in the case of a
 20 passenger-carrying commercial motor vehicle) seating capacity~~;~~ not in excess of that of the vehicle
 21 which will no longer be operated. When the newly purchased motor vehicle is of greater
 22 ~~[horsepower,]~~ gross weight or (in the case of a passenger-carrying commercial motor vehicle)
 23 seating capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of two
 24 dollars and a pro rata portion of the difference in fees. When the newly purchased vehicle is of less
 25 ~~[horsepower,]~~ gross weight or (in the case of a passenger-carrying commercial motor vehicle)
 26 seating capacity, for which a lesser fee is prescribed, the applicant shall not be entitled to a refund.

27 4. The director of the department of revenue shall have authority to produce or allow others
 28 to produce a weather resistant, nontearing temporary permit authorizing the operation of a motor
 29 vehicle or trailer by a buyer for not more than thirty days, ~~[or no more than ninety days if issued by~~
 30 ~~a dealer selling the motor vehicle under the provisions of section 301.213,]~~ or no more than sixty
 31 days if issued by a dealer selling the motor vehicle under the provisions of subsection 5 of section
 32 301.210, from the date of purchase. The temporary permit authorized under this section may be
 33 purchased by the purchaser of a motor vehicle or trailer from the central office of the department of
 34 revenue or from an authorized agent of the department of revenue upon satisfaction of all applicable
 35 taxes under chapter 144, upon proof of purchase of a motor vehicle or trailer for which the buyer has
 36 no registration plate available for transfer, and upon proof of financial responsibility, or from a
 37 motor vehicle dealer upon purchase of a motor vehicle or trailer for which the buyer has no
 38 registration plate available for transfer, or from a motor vehicle dealer upon purchase of a motor
 39 vehicle or trailer for which the buyer has registered and is awaiting receipt of registration plates.

1 The director of the department of revenue or a producer authorized by the director of the department
2 of revenue may make temporary permits available to registered dealers in this state, authorized
3 agents of the department of revenue or the department of revenue. The price paid by a motor
4 vehicle dealer, an authorized agent of the department of revenue or the department of revenue for a
5 temporary permit shall not exceed five dollars for each permit. The director of the department of
6 revenue shall direct motor vehicle dealers and authorized agents to obtain temporary permits from
7 an authorized producer. Amounts received by the director of the department of revenue for
8 temporary permits shall constitute state revenue; however, amounts received by an authorized
9 producer other than the director of the department of revenue shall not constitute state revenue and
10 any amounts received by motor vehicle dealers or authorized agents for temporary permits
11 purchased from a producer other than the director of the department of revenue shall not constitute
12 state revenue. In no event shall revenues from the general revenue fund or any other state fund be
13 utilized to compensate motor vehicle dealers or other producers for their role in producing
14 temporary permits as authorized under this section. Amounts that do not constitute state revenue
15 under this section shall also not constitute fees for registration or certificates of title to be collected
16 by the director of the department of revenue under section 301.190. No motor vehicle dealer,
17 authorized agent or the department of revenue shall charge more than five dollars for each permit
18 issued. The permit shall be valid for a period of thirty days, or no more than ninety days if issued by
19 a dealer selling the motor vehicle under the provisions of section 301.213, or no more than sixty
20 days if issued by a dealer selling the motor vehicle under the provisions of subsection 5 of section
21 301.210, from the date of purchase of a motor vehicle or trailer, or from the date of sale of the motor
22 vehicle or trailer by a motor vehicle dealer for which the purchaser obtains a permit as set out above.
23 No permit shall be issued for a vehicle under this section unless the buyer shows proof of financial
24 responsibility. Each temporary permit issued shall be securely fastened to the back or rear of the
25 motor vehicle in a manner and place on the motor vehicle consistent with registration plates so that
26 all parts and qualities of the temporary permit thereof shall be plainly and clearly visible, reasonably
27 clean and are not impaired in any way.

28 5. The permit shall be issued on a form prescribed by the director of the department of
29 revenue and issued only for the applicant's temporary operation of the motor vehicle or trailer
30 purchased to enable the applicant to temporarily operate the motor vehicle while proper title and
31 registration plates are being obtained, or while awaiting receipt of registration plates, and shall be
32 displayed on no other motor vehicle. Temporary permits issued pursuant to this section shall not be
33 transferable or renewable, shall not be valid upon issuance of proper registration plates for the motor
34 vehicle or trailer, and shall be returned to the department or to the department's agent upon the
35 issuance of such proper registration plates. Any temporary permit returned to the department or to
36 the department's agent shall be immediately destroyed. The provisions of this subsection shall not
37 apply to temporary permits issued for commercial motor vehicles licensed in excess of twenty-four
38 thousand pounds gross weight. The director of the department of revenue shall determine the size,
39 material, design, numbering configuration, construction, and color of the permit. The director of the

1 department of revenue, at his or her discretion, shall have the authority to reissue, and thereby
2 extend the use of, a temporary permit previously and legally issued for a motor vehicle or trailer
3 while proper title and registration are being obtained.

4 6. Every motor vehicle dealer that issues temporary permits shall keep, for inspection by
5 proper officers, an accurate record of each permit issued by recording the permit number, the motor
6 vehicle dealer's number, buyer's name and address, the motor vehicle's year, make, and
7 manufacturer's vehicle identification number, and the permit's date of issuance and expiration date.
8 Upon the issuance of a temporary permit by either the central office of the department of revenue, a
9 motor vehicle dealer or an authorized agent of the department of revenue, the director of the
10 department of revenue shall make the information associated with the issued temporary permit
11 immediately available to the law enforcement community of the state of Missouri.

12 7. Upon the transfer of ownership of any currently registered motor vehicle wherein the
13 owner cannot transfer the license plates due to a change of motor vehicle category, the owner may
14 surrender the license plates issued to the motor vehicle and receive credit for any unused portion of
15 the original registration fee against the registration fee of another motor vehicle. Such credit shall
16 be granted based upon the date the license plates are surrendered. No refunds shall be made on the
17 unused portion of any license plates surrendered for such credit.

18 8. An additional temporary license plate produced in a manner and of materials determined
19 by the director to be the most cost-effective means of production with a configuration that matches
20 an existing or newly issued plate may be purchased by a motor vehicle owner to be placed in the
21 interior of the vehicle's rear window such that the driver's view out of the rear window is not
22 obstructed and the plate configuration is clearly visible from the outside of the vehicle to serve as
23 the visible plate when a bicycle rack or other item obstructs the view of the actual plate. Such
24 temporary plate is only authorized for use when the matching actual plate is affixed to the vehicle in
25 the manner prescribed in subsection 5 of section 301.130. The fee charged for the temporary plate
26 shall be equal to the fee charged for a temporary permit issued under subsection 4 of this section.
27 Replacement temporary plates authorized in this subsection may be issued as needed upon the
28 payment of a fee equal to the fee charged for a temporary permit under subsection 4 of this section.
29 The newly produced third plate may only be used on the vehicle with the matching plate, and the
30 additional plate shall be clearly recognizable as a third plate and only used for the purpose specified
31 in this subsection.

32 9. Notwithstanding the provisions of section 301.217, the director may issue a temporary
33 permit to an individual who possesses a salvage motor vehicle which requires an inspection under
34 subsection 9 of section 301.190. The operation of a salvage motor vehicle for which the permit has
35 been issued shall be limited to the most direct route from the residence, maintenance, or storage
36 facility of the individual in possession of such motor vehicle to the nearest authorized inspection
37 facility and return to the originating location. Notwithstanding any other requirements for the
38 issuance of a temporary permit under this section, an individual obtaining a temporary permit for the
39 purpose of operating a motor vehicle to and from an examination facility as prescribed in this

subsection shall also purchase the required motor vehicle examination form which is required to be completed for an examination under subsection 9 of section 301.190 and provide satisfactory evidence that such vehicle has passed a motor vehicle safety inspection for such vehicle as required in section 307.350.

10. The director of the department of revenue may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

11. The repeal and reenactment of this section shall become effective on the date the department of revenue or a producer authorized by the director of the department of revenue begins producing temporary permits described in subsection 4 of such section, or on July 1, 2013, whichever occurs first. If the director of revenue or a producer authorized by the director of the department of revenue begins producing temporary permits prior to July 1, 2013, the director of the department of revenue shall notify the revisor of statutes of such fact.

301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) "Department", the department of revenue;

(2) "Director", the director of the department of revenue;

(3) "Other authorized health care practitioner" includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, occupational therapists licensed pursuant to chapter 324, and optometrists licensed pursuant to chapter 336;

(4) "Physically disabled", a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

1 (e) Has a cardiac condition to the extent that the person's functional limitations are classified
2 in severity as class III or class IV according to standards set by the American Heart Association; or

3 (f) Except as otherwise provided in subdivision (3) of subsection 16 of this section, a
4 person's age, in and of itself, shall not be a factor in determining whether such person is physically
5 disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging
6 placards within the meaning of sections 301.141 to 301.143;

7 (5) "Physician", a person licensed to practice medicine pursuant to chapter 334;

8 (6) "Physician's statement", a statement personally signed by a duly authorized person
9 which certifies that a person is disabled as defined in this section;

10 (7) "Temporarily disabled person", a disabled person as defined in this section whose
11 disability or incapacity is expected to last no more than one hundred eighty days;

12 (8) "Temporary windshield placard", a placard to be issued to persons who are temporarily
13 disabled persons as defined in this section, certification of which shall be indicated on the
14 physician's statement;

15 (9) "Windshield placard", a placard to be issued to persons who are physically disabled as
16 defined in this section, certification of which shall be indicated on the physician's statement.

17 2. Other authorized health care practitioners may furnish to a physically disabled or
18 temporarily disabled person a physician's statement for only those physical health care conditions
19 for which such health care practitioner is legally authorized to diagnose and treat.

20 3. A physician's statement shall:

21 (1) Be on a form prescribed by the director of revenue;

22 (2) Set forth the specific diagnosis and medical condition which renders the person
23 physically disabled or temporarily disabled as defined in this section;

24 (3) Include the physician's or other authorized health care practitioner's license number; and

25 (4) Be personally signed by the issuing physician or other authorized health care
26 practitioner.

27 4. If it is the professional opinion of the physician or other authorized health care
28 practitioner issuing the statement that the physical disability of the applicant, user, or member of the
29 applicant's household is permanent, it shall be noted on the statement. Otherwise, the physician or
30 other authorized health care practitioner shall note on the statement the anticipated length of the
31 disability, which shall determine the expiration date for the temporary windshield placard, and
32 which period shall not exceed one hundred eighty days. If the physician or health care practitioner
33 fails to record an expiration date on the physician's statement, the director shall issue a temporary
34 windshield placard for a period of thirty days.

35 5. A physician or other authorized health care practitioner who issues or signs a physician's
36 statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in
37 such disabled person's medical chart documentation that such a certificate has been issued, the date
38 the statement was signed, the diagnosis or condition which existed that qualified the person as

1 disabled pursuant to this section and shall contain sufficient documentation so as to objectively
2 confirm that such condition exists.

3 6. The medical or other records of the physician or other authorized health care practitioner
4 who issued a physician's statement shall be open to inspection and review by such practitioner's
5 licensing board, in order to verify compliance with this section. Information contained within such
6 records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise
7 required to be disclosed by law.

8 7. Owners of motor vehicles who are residents of the state of Missouri, and who are
9 physically disabled, owners of motor vehicles operated at least fifty percent of the time by a
10 physically disabled person, or owners of motor vehicles used to primarily transport physically
11 disabled members of the owner's household may obtain disabled person license plates. Such
12 owners, upon application to the director accompanied by the documents and fees provided for in this
13 section, a current physician's statement which has been issued within ninety days proceeding the
14 date the application is made, and proof of compliance with the state motor vehicle laws relating to
15 registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles,
16 other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon
17 which shall be inscribed the international wheelchair accessibility symbol and the word
18 "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be
19 made with fully reflective material with a common color scheme and design, shall be clearly visible
20 at night, and shall be aesthetically attractive, as prescribed by section 301.130. If at any time an
21 individual who obtained disabled license plates issued under this subsection no longer occupies a
22 residence with a physically disabled person, or no longer owns a vehicle that is operated at least
23 fifty percent of the time by a physically disabled person, such individual shall surrender the disabled
24 license plates to the department within thirty days of becoming ineligible for their use.

25 8. The director shall further issue, upon request, to such applicant one, and for good cause
26 shown, as the director may define by rule and regulations, not more than two, removable disabled
27 windshield hanging placards for use when the disabled person is occupying a vehicle or when a
28 vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the
29 physically disabled person issued the disabled motor vehicle license plate or disabled windshield
30 hanging placard.

31 9. No additional fee shall be paid to the director for the issuance of the special license plates
32 provided in this section, except for special personalized license plates and other license plates
33 described in this subsection. Priority for any specific set of special license plates shall be given to
34 the applicant who received the number in the immediately preceding license period subject to the
35 applicant's compliance with the provisions of this section and any applicable rules or regulations
36 issued by the director. If determined feasible by the advisory committee established in section
37 301.129, any special license plate issued pursuant to this section may be adapted to also include the
38 international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this
39 section and such plate may be issued to any applicant who meets the requirements of this section

1 and the other appropriate provision of this chapter, subject to the requirements and fees of the
2 appropriate provision of this chapter.

3 10. Any physically disabled person, or the parent or guardian of any such person, or any
4 not-for-profit group, organization, or other entity which transports more than one physically
5 disabled person, may apply to the director of revenue for a removable windshield placard. The
6 placard may be used in motor vehicles which do not bear the permanent handicap symbol on the
7 license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor
8 vehicle and may not be hung from the mirror during operation. These placards may only be used
9 during the period of time when the vehicle is being used by a disabled person, or when the vehicle is
10 being used to pick up, deliver, or collect a disabled person, and shall be surrendered to the
11 department, within thirty days, if a group, organization, or entity that obtained the removable
12 windshield placard due to the transportation of more than one physically disabled person no longer
13 transports more than one disabled person. When there is no rearview mirror, the placard shall be
14 displayed on the dashboard on the driver's side.

15 11. The removable windshield placard shall conform to the specifications, in respect to size,
16 color, and content, as set forth in federal regulations published by the Department of Transportation.
17 The removable windshield placard shall be renewed every ~~four~~ eight years. The department shall
18 have the authority to automatically renew current valid disabled placards for a duration of eight
19 years, or for the duration that correlates with the person's current physician's statement expiration
20 date, until all permanent disabled placards are on an eight-year renewal cycle. The director may
21 stagger the expiration dates to equalize workload. Only one removable placard may be issued to an
22 applicant who has been issued disabled person license plates. Upon request, one additional
23 windshield placard may be issued to an applicant who has not been issued disabled person license
24 plates.

25 12. A temporary windshield placard shall be issued to any physically disabled person, or the
26 parent or guardian of any such person who otherwise qualifies except that the physical disability, in
27 the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The
28 temporary windshield placard shall conform to the specifications, in respect to size, color, and
29 content, as set forth in federal regulations published by the Department of Transportation. The fee
30 for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown,
31 one additional temporary windshield placard may be issued to an applicant. Temporary windshield
32 placards shall be issued upon presentation of the physician's statement provided by this section and
33 shall be displayed in the same manner as removable windshield placards. A person or entity shall be
34 qualified to possess and display a temporary removable windshield placard for six months and the
35 placard may be renewed once for an additional six months if a physician's statement pursuant to this
36 section is supplied to the director of revenue at the time of renewal.

37 13. A windshield placard shall be renewable only by the person or entity to which the
38 placard was originally issued. Any placard issued pursuant to this section shall only be used when
39 the physically disabled occupant for whom the disabled plate or placard was issued is in the motor

1 vehicle at the time of parking or when a physically disabled person is being delivered or collected.
 2 A disabled license plate and/or a removable windshield hanging placard are not transferable and
 3 may not be used by any other person whether disabled or not.

4 14. At the time the disabled plates or windshield hanging placards are issued, the director
 5 shall issue a registration certificate which shall include the applicant's name, address, and other
 6 identifying information as prescribed by the director, or if issued to an agency, such agency's name
 7 and address. This certificate shall further contain the disabled license plate number or, for
 8 windshield hanging placards, the registration or identifying number stamped on the placard. The
 9 validated registration receipt given to the applicant shall serve as the registration certificate.

10 15. The director shall, upon issuing any disabled registration certificate for license plates
 11 and/or windshield hanging placards, provide information which explains that such plates or
 12 windshield hanging placards are nontransferable, and the restrictions explaining who and when a
 13 person or vehicle which bears or has the disabled plates or windshield hanging placards may be used
 14 or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the
 15 provisions of this act.

16 16. (1) Except as otherwise provided in this subsection, every applicant for issuance of a
 17 disabled license plate or placard shall be required to present a new physician's statement dated no
 18 more than ninety days prior to such application, and for renewal applications a physician's statement
 19 dated no more than ninety days prior to such application shall be required every eighth year.

20 (2) Notwithstanding any provision of law to the contrary, if the applicant has presented
 21 proof of disability in the form of a statement from the United States Department of Veterans Affairs
 22 verifying that the person is permanently disabled, the applicant shall not be required to provide a
 23 physician's statement for the purpose of issuance or renewal of disabled person license plates or
 24 windshield placards.

25 (3) Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this
 26 section, any person seventy-five years of age or older who provided a physician's statement with the
 27 original application shall not be required to provide a physician's statement for the purpose of
 28 renewal of disabled person license plates or windshield placards.

29 17. The director of revenue upon receiving a physician's statement pursuant to this
 30 subsection shall check with the state board of registration for the healing arts created in section
 31 334.120, or the Missouri state board of nursing established in section 335.021, with respect to
 32 physician's statements signed by advanced practice registered nurses, or the Missouri state board of
 33 chiropractic examiners established in section 331.090, with respect to physician's statements signed
 34 by licensed chiropractors, or with the board of optometry established in section 336.130, with
 35 respect to physician's statements signed by licensed optometrists, or the state board of podiatric
 36 medicine created in section 330.100, with respect to physician's statements signed by physicians of
 37 the foot or podiatrists, or the Missouri board of occupational therapy established in section 324.063,
 38 with respect to physician's statements signed by licensed occupational therapists, to determine
 39 whether the physician is duly licensed and registered pursuant to law.

1 18. The boards shall cooperate with the director and shall supply information requested
2 pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the
3 director, establish a list of all Missouri physicians and other authorized health care practitioners and
4 of any other information necessary to administer this section.

5 19. Where the owner's application is based on the fact that the vehicle is used at least fifty
6 percent of the time by a physically disabled person, the applicant shall submit a statement stating
7 this fact, in addition to the physician's statement. The statement shall be signed by both the owner
8 of the vehicle and the physically disabled person. The applicant shall be required to submit this
9 statement with each application for license plates. No person shall willingly or knowingly submit a
10 false statement and any such false statement shall be considered perjury and may be punishable
11 pursuant to section 301.420.

12 20. The director of revenue shall retain all physicians' statements and all other documents
13 received in connection with a person's application for disabled license plates and/or disabled
14 windshield placards.

15 21. The director of revenue shall enter into reciprocity agreements with other states or the
16 federal government for the purpose of recognizing disabled person license plates or windshield
17 placards issued to physically disabled persons.

18 22. When a person to whom disabled person license plates or a removable or temporary
19 windshield placard or both have been issued dies, the personal representative of the decedent or such
20 other person who may come into or otherwise take possession of the disabled license plates or
21 disabled windshield placard shall return the same to the director of revenue under penalty of law.
22 Failure to return such plates or placards shall constitute a class B misdemeanor.

23 23. The director of revenue may order any person issued disabled person license plates or
24 windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to
25 such other investigation as will determine whether such person qualifies for the special plates or
26 placards.

27 24. If such person refuses to submit or is found to no longer qualify for special plates or
28 placards provided for in this section, the director of revenue shall collect the special plates or
29 placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

30 25. In the event a removable or temporary windshield placard is lost, stolen, or mutilated,
31 the lawful holder thereof shall, within five days, file with the director of revenue an application and
32 an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement
33 windshield placard shall be four dollars.

34 26. Fraudulent application, renewal, issuance, procurement or use of disabled person license
35 plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a
36 physician, chiropractor, podiatrist [øɹ], optometrist, or occupational therapist to certify that an
37 individual or family member is qualified for a license plate or windshield placard based on a
38 disability, the diagnosis of which is outside their scope of practice or if there is no basis for the
39 diagnosis.

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. ~~[Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:~~

(4) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional ~~[twelve]~~ months of the biennial registration;

~~(2) Presentation of].~~ The applicant shall present all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of a motor vehicle safety inspection and any applicable emission inspection conducted within sixty days prior to the date of application, and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight to equalize workload or for the convenience of registration applicants. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.448. Any person who has served and was honorably discharged or currently serves in ~~[any branch of the United States Armed Forces]~~ the United States Army, Marine Corps, Navy, Air Force, Space Force, Coast Guard, or National Guard, or in the reserves for any such branch, [the United States Coast Guard or reserve,] the United States Merchant Marines or reserve, or the Missouri National Guard, or any subdivision of any of such services or a member of the United States Marine Corps League may apply for special motor vehicle license plates, either solely or jointly, for issuance either to passenger motor vehicles subject to the registration fees provided in section 301.055, or to nonlocal property-carrying commercial motor vehicles licensed for a gross weight of six thousand pounds up through and including twenty-four thousand pounds as provided in section 301.057. Any such person shall make application for the special license plates on a form provided by the director of revenue and furnish such proof that such person is a member or former

1 member of any such branch of service as the director may require. Upon presentation of the proof
2 of eligibility and annual payment of the fee required for personalized license plates in section
3 301.144, and other fees and documents which may be required by law, the department shall issue
4 personalized license plates which shall bear the seal, logo or emblem, along with a word or words
5 designating the branch or subdivision of such service for which the person applies. All seals, logos,
6 emblems or special symbols shall become an integral part of the license plate; however, no plate
7 shall contain more than one seal, logo, emblem or special symbol and the design of such plates shall
8 be approved by the advisory committee established in section 301.129 and by the branch or
9 subdivision of such service or the Marine Corps League prior to issuing such plates. The plates
10 shall have a white background with a blue and red configuration at the discretion of the advisory
11 committee established in section 301.129. The plates shall be clearly visible at night and shall be
12 aesthetically attractive, as prescribed by section 301.130. The bidding process used to select a
13 vendor for the material to manufacture the license plates authorized by this section shall consider the
14 aesthetic appearance of the plate. The director of revenue shall make necessary rules and
15 regulations for the enforcement of this section, and shall design all necessary forms. All license
16 plates issued under this provision must be renewed in accordance with law. License plates issued
17 under the provisions of this section shall not be transferable to any other person, except that any
18 registered co-owner of the motor vehicle shall be entitled to operate the motor vehicle for the
19 duration of the year licensed, in the event of the death of the qualified applicant.

20 301.469. 1. Any vehicle owner may receive license plates as prescribed in this section, for
21 any motor vehicle such person owns, either solely or jointly, other than an apportioned motor
22 vehicle or a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross
23 weight, after an annual payment of an emblem-use authorization fee to the Missouri conservation
24 heritage foundation. The foundation hereby authorizes the use of its official emblems to be affixed
25 on multiyear license plates as provided in this section. Any vehicle owner may annually apply for
26 the use of the emblems.

27 2. Upon annual application and payment of a twenty-five dollar emblem-use authorization
28 fee to the Missouri conservation heritage foundation, the foundation shall issue to the vehicle owner,
29 without further charge, an emblem-use authorization statement, which shall be presented to the
30 director of the department of revenue at the time of registration of a motor vehicle.

31 3. Upon presentation of the annual statement, payment of a fifteen dollar fee in addition to
32 the regular registration fees and documents which may be required by law, the director of the
33 department of revenue shall issue a license plate, which shall bear an emblem of the Missouri
34 conservation heritage foundation in a form prescribed by the director, to the vehicle owner. Such
35 license plates shall be made with fully reflective material with a common color scheme and design,
36 shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section
37 301.130. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for
38 the personalization of license plates pursuant to this section.

1 4. Application for the emblem-use authorization and payment of the twenty-five-dollar
 2 contribution may also be made at the time of registration to the director of the department of
 3 revenue, who shall deposit the contribution to the credit of the Missouri conservation heritage
 4 foundation.

5 5. A vehicle owner, who was previously issued a plate with a Missouri conservation heritage
 6 foundation emblem authorized by this section but who does not provide an emblem-use
 7 authorization statement at a subsequent time of registration, shall be issued a new plate which does
 8 not bear the foundation emblem, as otherwise provided by law.

9 ~~[5.]~~ 6. The director of the department of revenue may promulgate rules and regulations for
 10 the administration of this section. Any rule or portion of a rule, as that term is defined in section
 11 536.010, that is promulgated under the authority delegated in this section shall become effective
 12 only if it has been promulgated pursuant to the provisions of chapter 536. All rulemaking authority
 13 delegated prior to August 28, 1999, is of no force and effect; however, nothing in this section shall
 14 be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if
 15 it fully complied with the provisions of chapter 536. This section and chapter 536 are nonseverable
 16 and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to
 17 delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional,
 18 then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall
 19 be invalid and void.

20 301.558. 1. A motor vehicle dealer, trailer dealer, boat dealer, or powersport dealer may fill
 21 in the blanks on standardized forms in connection with the sale or lease of a new or used motor
 22 vehicle, trailer, vessel, or vessel trailer if the motor vehicle dealer, trailer dealer, boat dealer, or
 23 powersport dealer does not charge for the services of filling in the blanks or otherwise charge for
 24 preparing documents.

25 2. A motor vehicle dealer, trailer dealer, boat dealer, or powersport dealer may charge an
 26 administrative fee in connection with the sale or lease of a new or used motor vehicle, trailer, vessel,
 27 or vessel trailer for the storage of documents or any other administrative or clerical services not
 28 prohibited by this section. A portion of the administrative fee may result in profit to the motor
 29 vehicle dealer, trailer dealer, boat dealer, or powersport dealer.

30 3. (1) Ten percent of any fee authorized under this section and charged by motor vehicle
 31 dealers or trailer dealers shall be remitted to the motor vehicle administration technology fund
 32 established in this subsection, for the development of the system specified in this subsection.
 33 Following the development of the system specified in this subsection, the director of the department
 34 of revenue shall notify motor vehicle dealers and trailer dealers, and implement the system, and the
 35 percentage of any fee authorized under this section required to be remitted to the fund shall be
 36 reduced to ~~[one]~~ three and one-half percent, which shall be used for maintenance of the system.
 37 This subsection shall expire on January 1, 2037.

38 (2) There is hereby created in the state treasury the "Motor Vehicle Administration
 39 Technology Fund", which shall consist of money collected as specified in this subsection. The state

1 treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state
 2 treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund
 3 shall be used solely by the department of revenue for the purpose of development and maintenance
 4 of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle
 5 registrations, issuance and renewal of driver's licenses and identification cards, and perfection and
 6 release of liens and encumbrances on vehicles.

7 (3) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining
 8 in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

9 (4) The state treasurer shall invest moneys in the fund in the same manner as other funds are
 10 invested. Any interest and moneys earned on such investments shall be credited to the fund.

11 4. No motor vehicle dealer, trailer dealer, boat dealer, or powersport dealer that sells or
 12 leases new or used motor vehicles, trailers, vessels, or vessel trailers and imposes an administrative
 13 fee of five hundred dollars or less in connection with the sale or lease of a new or used motor
 14 vehicle, trailer, vessel, or vessel trailer for the storage of documents or any other administrative or
 15 clerical services shall be deemed to be engaging in the unauthorized practice of law. The maximum
 16 administrative fee permitted under this subsection shall be increased annually by an amount equal to
 17 the percentage change in the annual average of the Consumer Price Index for All Urban Consumers
 18 or its successor index, as reported by the federal Bureau of Labor Statistics or its successor agency,
 19 or by zero, whichever is greater. The director of the department of revenue shall annually furnish
 20 the maximum administrative fee determined under this section to the secretary of state, who shall
 21 publish such value in the Missouri Register as soon as practicable after January fourteenth of each
 22 year.

23 5. If an administrative fee is charged under this section, the same administrative fee shall be
 24 charged to all retail customers unless the fee is limited by the dealer's franchise agreement to certain
 25 classes of customers. The fee shall be disclosed on the retail buyer's order form as a separate
 26 itemized charge.

27 6. A preliminary worksheet on which a sale price is computed and that is shown to the
 28 purchaser, a retail buyer's order form from the purchaser, or a retail installment contract shall
 29 include, in reasonable proximity to the place on the document where the administrative fee
 30 authorized by this section is disclosed, the amount of the administrative fee and the following notice
 31 in type that is boldfaced, capitalized, underlined, or otherwise conspicuously set out from the
 32 surrounding written material:

33 "AN ADMINISTRATIVE FEE IS NOT AN OFFICIAL FEE AND IS NOT REQUIRED BY
 34 LAW BUT MAY BE CHARGED BY A DEALER. THIS ADMINISTRATIVE FEE MAY
 35 RESULT IN A PROFIT TO DEALER. NO PORTION OF THIS ADMINISTRATIVE FEE
 36 IS FOR THE DRAFTING, PREPARATION, OR COMPLETION OF DOCUMENTS OR
 37 THE PROVIDING OF LEGAL ADVICE. THIS NOTICE IS REQUIRED BY LAW."

38 7. The general assembly believes that an administrative fee charged in compliance with this
 39 section is not the unauthorized practice of law or the unauthorized business of law so long as the

1 activity or service for which the fee is charged is in compliance with the provisions of this section
2 and does not result in the waiver of any rights or remedies. Recognizing, however, that the judiciary
3 is the sole arbitrator of what constitutes the practice of law, in the event that a court determines that
4 an administrative fee charged in compliance with this section, and that does not waive any rights or
5 remedies of the buyer, is the unauthorized practice of law or the unauthorized business of law, then
6 no person who paid that administrative fee may recover said fee or treble damages, as permitted
7 under section 484.020, and no person who charged that fee shall be guilty of a misdemeanor, as
8 provided under section 484.020.

9 301.560. 1. In addition to the application forms prescribed by the department, each
10 applicant shall submit the following to the department:

11 (1) Every application other than a renewal application for a new motor vehicle franchise
12 dealer shall include a certification that the applicant has a bona fide established place of business.
13 Such application shall include an annual certification that the applicant has a bona fide established
14 place of business for the first three years and only for every other year thereafter. The certification
15 shall be performed by a uniformed member of the Missouri state highway patrol or authorized or
16 designated employee stationed in the troop area in which the applicant's place of business is located;
17 except that in counties of the first classification, certification may be performed by an officer of a
18 metropolitan police department when the applicant's established place of business of distributing or
19 selling motor vehicles or trailers is in the metropolitan area where the certifying metropolitan police
20 officer is employed. When the application is being made for licensure as a boat manufacturer or
21 boat dealer, certification shall be performed by a uniformed member of the Missouri state highway
22 patrol or authorized or designated employee stationed in the troop area in which the applicant's place
23 of business is located or, if the applicant's place of business is located within the jurisdiction of a
24 metropolitan police department in a first class county, by an officer of such metropolitan police
25 department. A bona fide established place of business for any new motor vehicle franchise dealer,
26 used motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle dealer, trailer
27 dealer, or wholesale or public auction shall be a permanent enclosed building or structure, either
28 owned in fee or leased and actually occupied as a place of business by the applicant for the selling,
29 bartering, trading, servicing, or exchanging of motor vehicles, boats, personal watercraft, or trailers
30 and wherein the public may contact the owner or operator at any reasonable time, and wherein shall
31 be kept and maintained the books, records, files and other matters required and necessary to conduct
32 the business. The applicant shall maintain a working telephone number during the entire
33 registration year which will allow the public, the department, and law enforcement to contact the
34 applicant during regular business hours. The applicant shall also maintain an email address during
35 the entire registration year which may be used for official correspondence with the department. In
36 order to qualify as a bona fide established place of business for all applicants licensed pursuant to
37 this section there shall be an exterior sign displayed carrying the name of the business set forth in
38 letters at least six inches in height and clearly visible to the public and there shall be an area or lot
39 which shall not be a public street on which multiple vehicles, boats, personal watercraft, or trailers

1 may be displayed. The sign shall contain the name of the dealership by which it is known to the
2 public through advertising or otherwise, which need not be identical to the name appearing on the
3 dealership's license so long as such name is registered as a fictitious name with the secretary of
4 state, has been approved by its line-make manufacturer in writing in the case of a new motor vehicle
5 franchise dealer and a copy of such fictitious name registration has been provided to the department.
6 Dealers who sell only emergency vehicles as defined in section 301.550 are exempt from
7 maintaining a bona fide place of business, including the related law enforcement certification
8 requirements, and from meeting the minimum yearly sales;

9 (2) The initial application for licensure shall include a photograph, not to exceed eight
10 inches by ten inches but no less than five inches by seven inches, showing the business building, lot,
11 and sign. A new motor vehicle franchise dealer applicant who has purchased a currently licensed
12 new motor vehicle franchised dealership shall be allowed to submit a photograph of the existing
13 dealership building, lot and sign but shall be required to submit a new photograph upon the
14 installation of the new dealership sign as required by sections 301.550 to 301.580. Applicants shall
15 not be required to submit a photograph annually unless the business has moved from its previously
16 licensed location, or unless the name of the business or address has changed, or unless the class of
17 business has changed;

18 (3) Every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a
19 powersport dealer, a wholesale motor vehicle dealer, trailer dealer, or boat dealer shall furnish with
20 the application a corporate surety bond or an irrevocable letter of credit as defined in section 400.5-
21 102, issued by any state or federal financial institution in the penal sum of fifty thousand dollars on
22 a form approved by the department. The bond or irrevocable letter of credit shall be conditioned
23 upon the dealer complying with the provisions of the statutes applicable to new motor vehicle
24 franchise dealers, used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers,
25 trailer dealers, and boat dealers, and the bond shall be an indemnity for any loss sustained by reason
26 of the acts of the person bonded when such acts constitute grounds for the suspension or revocation
27 of the dealer's license. The bond shall be executed in the name of the state of Missouri for the
28 benefit of all aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as
29 the beneficiary; except, that the aggregate liability of the surety or financial institution to the
30 aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of credit.
31 Additionally, every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a
32 powersport dealer, a wholesale motor vehicle dealer, or boat dealer shall furnish with the application
33 a copy of a current dealer garage policy bearing the policy number and name of the insurer and the
34 insured. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be
35 paid upon receipt by the department of a final judgment from a Missouri court of competent
36 jurisdiction against the principal and in favor of an aggrieved party. The proceeds of the bond or
37 irrevocable letter of credit furnished by an applicant shall be paid at the order of the department and
38 in the amount determined by the department to any buyer or interested lienholder up to the greater
39 of the amount required for the release of the purchase money lien or the sales price paid by the

1 buyer where a dealer has failed to fulfill the dealer's obligations under an agreement to assign and
 2 deliver title to the buyer within thirty days under a contract entered into pursuant to subsection 5 of
 3 section 301.210. The department shall direct release of the bond or irrevocable letter of credit
 4 proceeds upon presentation of a written agreement entered into pursuant to subsection 5 of section
 5 301.210, copies of the associated sales and finance documents, and the affidavit or affidavits of the
 6 buyer or lienholder stating that the certificate of title with assignment thereof has not been passed to
 7 the buyer within thirty days of the date of the contract entered into under subsection 5 of section
 8 301.210, that the dealer has not fulfilled the agreement under the contract to repurchase the vehicle,
 9 that the buyer or the lienholder has notified the dealer of the claim on the bond or letter of credit,
 10 and the amount claimed by the purchaser or lienholder. In addition, prior to directing release and
 11 payment of the proceeds of a bond or irrevocable letter of credit, the department shall ensure that
 12 there is satisfactory evidence to establish that the vehicle which is subject to the written agreement
 13 has been returned by the buyer to the dealer or that the buyer has represented to the department that
 14 the buyer will surrender possession of the vehicle to the dealer upon payment of the proceeds of the
 15 bond or letter of credit directed by the department. Excepting ordinary wear and tear or mechanical
 16 failures not caused by the buyer, the amount of proceeds to be paid to the buyer under the bond or
 17 irrevocable letter of credit shall be reduced by an amount equivalent to any damage, abuse, or
 18 destruction incurred by the vehicle while the vehicle was in the buyer's possession as agreed
 19 between the buyer and the dealer. The dealer may apply to a court of competent jurisdiction to
 20 contest the claim on the bond or letter of credit, including the amount of the claim and the amount of
 21 any adjustment for any damage, abuse, or destruction, by filing a petition with the court within thirty
 22 days of the notification by the buyer or lienholder. If the dealer does not fulfill the agreement or file
 23 a petition to request judicial relief from the terms of the agreement or contest the amount of the
 24 claim, the bond or letter of credit shall be released by the department and directed paid in the
 25 amount or amounts presented by the lienholder or buyer;

26 (4) Payment of all necessary license fees as established by the department. In establishing
 27 the amount of the annual license fees, the department shall, as near as possible, produce sufficient
 28 total income to offset operational expenses of the department relating to the administration of
 29 sections 301.550 to 301.580. All fees payable pursuant to the provisions of sections 301.550 to
 30 301.580~~[, other than those fees collected for the issuance of dealer plates or certificates of number~~
 31 ~~collected pursuant to subsection 6 of this section,]~~ shall be collected by the department for deposit in
 32 the state treasury to the credit of the "Motor Vehicle Commission Fund", which is hereby created.
 33 The motor vehicle commission fund shall be administered by the Missouri department of revenue.
 34 The provisions of section 33.080 to the contrary notwithstanding, money in such fund shall not be
 35 transferred and placed to the credit of the general revenue fund until the amount in the motor vehicle
 36 commission fund at the end of the biennium exceeds two times the amount of the appropriation
 37 from such fund for the preceding fiscal year or, if the department requires permit renewal less
 38 frequently than yearly, then three times the appropriation from such fund for the preceding fiscal

1 year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the multiple of the appropriation from such fund for the preceding fiscal year.

2 2. In the event a new vehicle manufacturer, boat manufacturer, motor vehicle dealer,
3 wholesale motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle auction,
4 trailer dealer, or a public motor vehicle auction submits an application for a license for a new
5 business and the applicant has complied with all the provisions of this section, the department shall
6 make a decision to grant or deny the license to the applicant within eight working hours after receipt
7 of the dealer's application, notwithstanding any rule of the department.

8 3. Except as otherwise provided in subsection 6 of this section, upon the initial issuance of a
9 license by the department, the department shall assign a distinctive dealer license number or
10 certificate of number to the applicant and the department shall issue one number plate or certificate
11 bearing the distinctive dealer license number or certificate of number and two additional number
12 plates or certificates of number within eight working hours after presentment of the application and
13 payment by the applicant of a fee of fifty dollars for the first plate or certificate and ten dollars and
14 fifty cents for each additional plate or certificate. Upon renewal, the department shall issue ~~the~~
15 ~~distinctive dealer license number or certificate of number~~ a renewal tab to be placed on the lower
16 right corner of the plate or certificate as quickly as possible. The fee for the tabs shall be twenty-
17 five dollars for the first tab and six dollars for each additional tab. The issuance of such distinctive
18 dealer license number or certificate of number, and tab or tabs, shall be in lieu of registering each
19 motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer,
20 manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor
21 vehicle auction or new or used motor vehicle dealer. The license plates described in this section
22 shall be made with fully reflective material with a common color scheme and design, shall be
23 clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

24 4. Notwithstanding any other provision of the law to the contrary, the department shall
25 assign the following distinctive dealer license numbers to:
26

New motor vehicle franchise dealers	D-0 through D-999
New powersport dealers	D-1000 through D-1999
Used motor vehicle and used powersport dealers	D-2000 through D-9999
Wholesale motor vehicle dealers	W-0 through W-1999
Wholesale motor vehicle auctions	WA-0 through WA-999
New and used trailer dealers	T-0 through T-9999
Motor vehicle, trailer, and boat manufacturers	DM-0 through DM-999
Public motor vehicle auctions	A-0 through A-1999

Boat dealers	M-0 through M-9999
New and used recreational motor vehicle dealers	RV-0 through RV-999

For purposes of this subsection, qualified transactions shall include the purchase of salvage titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a salvage dealer's license shall be allowed one additional plate or certificate number per fifty-unit qualified transactions annually. In order for salvage dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of purchases during the reporting period of July first of the immediately preceding year to June thirtieth of the present year. The provisions of this subsection shall become effective on the date the director of the department of revenue begins to reissue new license plates under section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue begins reissuing new license plates under the authority granted under section 301.130 prior to December 1, 2008, the director of the department of revenue shall notify the revisor of statutes of such fact.

5. Upon the sale of a currently licensed motor vehicle dealership the department shall, upon request, authorize the new approved dealer applicant to retain the selling dealer's license number and shall cause the new dealer's records to indicate such transfer. If the new approved dealer applicant elects not to retain the selling dealer's license number, the department shall issue the new dealer applicant a new dealer's license number and an equal number of plates or certificates as the department had issued to the selling dealer.

6. In the case of motor vehicle dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue one additional number plate to the applicant upon payment by the dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for the additional number plate. The department may issue a third plate to the motor vehicle dealer upon completion of the dealer's fifteenth qualified transaction and payment of a fee of ten dollars and fifty cents. In the case of new motor vehicle manufacturers, powersport dealers, recreational motor vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue two additional number plates to the applicant upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for each additional number plate. Boat dealers and boat manufacturers shall be entitled to one certificate of number bearing such number upon the payment of a fifty dollar fee. Additional number plates and as many additional certificates of number may be obtained upon payment of a fee of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle manufacturers shall not be issued or possess more than three hundred forty-seven additional number plates or certificates of number annually. New and used motor vehicle dealers, powersport dealers,

1 wholesale motor vehicle dealers, boat dealers, and trailer dealers are limited to one additional plate
2 or certificate of number per ten-unit qualified transactions annually. New and used recreational
3 motor vehicle dealers are limited to two additional plates or certificate of number per ten-unit
4 qualified transactions annually for their first fifty transactions and one additional plate or certificate
5 of number per ten-unit qualified transactions thereafter. An applicant seeking the issuance of an
6 initial license shall indicate on his or her initial application the applicant's proposed annual number
7 of sales in order for the director to issue the appropriate number of additional plates or certificates of
8 number. A motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor
9 vehicle dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer
10 obtaining a distinctive dealer license plate or certificate of number or additional license plate or
11 additional certificate of number, throughout the calendar year, shall be required to pay a fee for such
12 license plates or certificates of number computed on the basis of one-twelfth of the full fee
13 prescribed for the original and duplicate number plates or certificates of number for such dealers'
14 licenses, multiplied by the number of months remaining in the licensing period for which the dealer
15 or manufacturers shall be required to be licensed. In the event of a renewing dealer, the fee due at
16 the time of renewal shall not be prorated. Wholesale and public auctions shall be issued a certificate
17 of dealer registration in lieu of a dealer number plate. In order for dealers to obtain number plates or
18 certificates under this section, dealers shall submit to the department of revenue on August first of
19 each year a statement certifying, under penalty of perjury, the dealer's number of sales during the
20 reporting period of July first of the immediately preceding year to June thirtieth of the present year.

21 7. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any
22 motor vehicle owned by a new motor vehicle manufacturer. The plates issued pursuant to
23 subsection 3 or 6 of this section may be displayed on any motor vehicle or trailer owned and held
24 for resale by a motor vehicle dealer for use by a customer who is test driving the motor vehicle, for
25 use by any customer while the customer's vehicle is being serviced or repaired by the motor vehicle
26 dealer, for use and display purposes during, but not limited to, parades, private events, charitable
27 events, or for use by an employee or officer, but shall not be displayed on any motor vehicle or
28 trailer hired or loaned to others or upon any regularly used service or wrecker vehicle. Motor
29 vehicle dealers may display their dealer plates on a tractor, truck or trailer to demonstrate a vehicle
30 under a loaded condition. Trailer dealers may display their dealer license plates in like manner,
31 except such plates may only be displayed on trailers owned and held for resale by the trailer dealer.

32 8. The certificates of number issued pursuant to subsection 3 or 6 of this section may be
33 displayed on any vessel or vessel trailer owned and held for resale by a boat manufacturer or a boat
34 dealer, and used by a customer who is test driving the vessel or vessel trailer, or is used by an
35 employee or officer on a vessel or vessel trailer only, but shall not be displayed on any motor
36 vehicle owned by a boat manufacturer, boat dealer, or trailer dealer, or vessel or vessel trailer hired
37 or loaned to others or upon any regularly used service vessel or vessel trailer. Boat dealers and boat
38 manufacturers may display their certificate of number on a vessel or vessel trailer when transporting
39 a vessel or vessels to an exhibit or show.

1 9. If any law enforcement officer has probable cause to believe that any license plate or
2 certificate of number issued under subsection 3 or 6 of this section is being misused in violation of
3 subsection 7 or 8 of this section, the license plate or certificate of number may be seized and
4 surrendered to the department.

5 10. (1) Every application for the issuance of a used motor vehicle dealer's license shall be
6 accompanied by proof that the applicant, within the last twelve months, has completed an
7 educational seminar course approved by the department as prescribed by subdivision (2) of this
8 subsection. Wholesale and public auto auctions and applicants currently holding a new or used
9 license for a separate dealership shall be exempt from the requirements of this subsection. The
10 provisions of this subsection shall not apply to current new motor vehicle franchise dealers or motor
11 vehicle leasing agencies or applicants for a new motor vehicle franchise or a motor vehicle leasing
12 agency. The provisions of this subsection shall not apply to used motor vehicle dealers who were
13 licensed prior to August 28, 2006.

14 (2) The educational seminar shall include, but is not limited to, the dealer requirements of
15 sections 301.550 to 301.580, the rules promulgated to implement, enforce, and administer sections
16 301.550 to 301.580, and any other rules and regulations promulgated by the department.

17 301.570. 1. It shall be unlawful for any person, partnership, corporation, company or
18 association, unless the seller is a financial institution, or is selling repossessed motor vehicles or is
19 disposing of vehicles used and titled solely in its ordinary course of business or is a collector of
20 antique motor vehicles, to sell or display with an intent to sell ~~six~~ eight or more motor vehicles in a
21 calendar year, except when such motor vehicles are registered in the name of the seller, unless such
22 person, partnership, corporation, company or association is:

23 (1) Licensed as a motor vehicle dealer by the department under the provisions of sections
24 301.550 to 301.580;

25 (2) Exempt from licensure as a motor vehicle dealer pursuant to subsection 4 of section
26 301.559;

27 (3) Selling commercial motor vehicles with a gross weight of at least nineteen thousand five
28 hundred pounds, but only with respect to such commercial motor vehicles;

29 (4) An auctioneer, acting at the request of the owner at an auction, when such auction is not
30 a public motor vehicle auction.

31 2. Any person, partnership, corporation, company or association that has reason to believe
32 that the provisions of this section are being violated shall file a complaint with the prosecuting
33 attorney in the county in which the violation occurred. The prosecuting attorney shall investigate
34 the complaint and take appropriate action.

35 3. For the purposes of sections 301.550 to 301.580, the sale, barter, exchange, lease or rental
36 with option to purchase of ~~six~~ eight or more motor vehicles in a calendar year by any person,
37 partnership, corporation, company or association, whether or not the motor vehicles are owned by
38 them, shall be prima facie evidence of intent to make a profit or gain of money and such person,

1 partnership, corporation, company or association shall be deemed to be acting as a motor vehicle
2 dealer without a license.

3 4. Any person, partnership, corporation, company or association who violates subsection 1
4 of this section is guilty of a class A misdemeanor. A second or subsequent conviction shall be
5 deemed a class E felony.

6 5. The provisions of this section shall not apply to liquidation of an estate.

7 301.3181. Any person who served as a member of the Armed Forces of the United States in
8 Afghanistan and Iraq, who was awarded the Afghanistan Campaign medal and the Iraq Campaign
9 medal, may apply for Afghanistan and Iraq Veteran vehicle license plates, for any motor vehicle the
10 person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor
11 vehicle licensed in excess of twenty-four thousand pounds gross weight. Any such person shall
12 make application for the license plates authorized by this section on a form provided by the director
13 of revenue and furnish such proof of service in Afghanistan and Iraq, the awarding of the
14 Afghanistan Campaign medal and the Iraq Campaign medal, and status as currently serving in a
15 branch of the Armed Forces of the United States or as an honorably discharged veteran as the
16 director may require. Upon presentation of the proof of eligibility, payment of a fifteen-dollar fee in
17 addition to the regular registration fees, and presentation of documents that may be required by law,
18 the director shall then issue license plates bearing letters or numbers or a combination thereof as
19 determined by the director, with the words "AFGHANISTAN & IRAQ VETERAN" in place of the
20 words "SHOW-ME STATE". Such plates shall bear the Afghanistan Campaign medal and the Iraq
21 Campaign medal on the left side, with the Afghanistan Campaign medal appearing farthest to the
22 left and the Iraq Campaign medal appearing immediately to the right of the Afghanistan Campaign
23 medal. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the
24 personalization of license plates issued pursuant to this section. The plates shall be clearly visible at
25 night and shall be aesthetically attractive, as prescribed by section 301.130. There shall be no limit
26 on the number of license plates any person qualified pursuant to this section may obtain so long as
27 each set of license plates issued pursuant to this section is issued for a vehicle owned solely or
28 jointly by such person. License plates issued pursuant to this section shall not be transferable to any
29 other person except that any registered co-owner of the motor vehicle may operate the motor vehicle
30 for the duration of the year licensed in the event of the death of the qualified person.

31 301.3182. Any person who served as a member of the Armed Forces of the United States in
32 Afghanistan, who was awarded the Afghanistan Campaign medal, may apply for Afghanistan
33 Veteran vehicle license plates, for any motor vehicle the person owns, either solely or jointly, other
34 than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of twenty-four
35 thousand pounds gross weight. Any such person shall make application for the license plates
36 authorized by this section on a form provided by the director of revenue and furnish such proof of
37 service in Afghanistan, the awarding of the Afghanistan Campaign medal, and status as currently
38 serving in a branch of the Armed Forces of the United States or as an honorably discharged veteran
39 as the director may require. Upon presentation of the proof of eligibility, payment of a fifteen-dollar

1 fee in addition to the regular registration fees, and presentation of documents that may be required
 2 by law, the director shall then issue license plates bearing letters or numbers or a combination
 3 thereof as determined by the director, with the words "AFGHANISTAN VETERAN" in place of the
 4 words "SHOW-ME STATE". Such plates shall bear the Afghanistan Campaign medal on the left
 5 side. Notwithstanding the provisions of section 301.144, no additional fee shall be charged for the
 6 personalization of license plates issued pursuant to this section. The plates shall be clearly visible at
 7 night and shall be aesthetically attractive, as prescribed by section 301.130. There shall be no limit
 8 on the number of license plates any person qualified pursuant to this section may obtain so long as
 9 each set of license plates issued pursuant to this section is issued for a vehicle owned solely or
 10 jointly by such person. License plates issued pursuant to this section shall not be transferable to any
 11 other person except that any registered co-owner of the motor vehicle may operate the motor vehicle
 12 for the duration of the year licensed in the event of the death of the qualified person.

13 307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is
 14 required to be registered in this state, except:

15 (1) Motor vehicles having less than one hundred fifty thousand miles, for the ten-year period
 16 following their model year of manufacture, excluding prior salvage vehicles immediately following
 17 a rebuilding process and vehicles subject to the provisions of section 307.380;

18 (2) Those motor vehicles which are engaged in interstate commerce and are proportionately
 19 registered in this state with the Missouri highway reciprocity commission, although the owner may
 20 request that such vehicle be inspected by an official inspection station, and a peace officer may stop
 21 and inspect such vehicles to determine whether the mechanical condition is in compliance with the
 22 safety regulations established by the United States Department of Transportation; and

23 (3) Historic motor vehicles registered pursuant to section 301.131;

24 (4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than
 25 twelve months;

26
 27 shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance
 28 with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and
 29 approval and a sticker, seal, or other device from a duly authorized official inspection station. The
 30 inspection, except the inspection of school buses which shall be made at the time provided in section
 31 307.375, shall be made at the time prescribed in the rules and regulations issued by the
 32 superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be
 33 made more than sixty days prior to the date of application for registration or within sixty days of
 34 when a vehicle's registration is transferred; however, if a vehicle was purchased from a motor
 35 vehicle dealer and a valid inspection had been made within sixty days of the purchase date, the new
 36 owner shall be able to utilize an inspection performed within ninety days prior to the application for
 37 registration or transfer. ~~[Any vehicle manufactured as an even-numbered model year vehicle shall~~
 38 ~~be inspected and approved pursuant to the safety inspection program established pursuant to~~
 39 ~~sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle~~

~~manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year.]~~ The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding any provision of law to the contrary, a valid safety inspection shall be required for all registration issuances and renewals for any motor vehicle subject to safety inspection under this section.

5. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction."; and

Further amend said bill, Page 8, Section 407.1034, Line 237, by inserting after all of said section and line the following:

"643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. ~~[In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year.]~~ All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection

1 sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time
2 of registration or registration renewal of such motor vehicle. The department of revenue shall
3 require evidence of the safety and emission inspection and approval required by this section in
4 issuing the motor vehicle [annual] registration in conformity with the procedure required by sections
5 307.350 to 307.390 and sections 643.300 to 643.355. The director of revenue may verify that a
6 successful safety and emissions inspection was completed via electronic means.

7 2. The inspection requirement of subsection 1 of this section shall apply to all motor
8 vehicles except:

9 (1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight
10 thousand five hundred pounds;

11 (2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle
12 emissions inspection under federal regulation and approved by the commission by rule;

13 (3) Model year vehicles manufactured prior to 1996;

14 (4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other
15 than gasoline which are exempted from the motor vehicle emissions inspection under federal
16 regulation and approved by the commission by rule;

17 (5) Motor vehicles registered in an area subject to the inspection requirements of sections
18 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject
19 to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle
20 presents to the department an affidavit that the vehicle will be operated exclusively in an area of the
21 state not subject to the inspection requirements of sections 643.300 to 643.355 for the next twenty-
22 four months, and the owner applies for and receives a waiver which shall be presented at the time of
23 registration or registration renewal;

24 (6) New and unused motor vehicles, of model years of the current calendar year and of any
25 calendar year within two years of such calendar year, which have an odometer reading of less than
26 six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor
27 vehicle dealer to the first user;

28 (7) Historic motor vehicles registered pursuant to section 301.131;

29 (8) School buses;

30 (9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight
31 thousand five hundred pounds;

32 (10) New motor vehicles that have not been previously titled and registered, for the four-
33 year period following their model year of manufacture, provided the odometer reading for such
34 motor vehicles are under forty thousand miles at their first required biennial safety inspection
35 conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the
36 emissions inspection requirements of subsection 1 of this section during the same period that the
37 biennial safety inspection is conducted;

38 (11) Motor vehicles that are driven fewer than twelve thousand miles between biennial
39 safety inspections; and

1 (12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified
2 plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a
3 manufacturer, has not been modified from original manufacturer specifications, and can operate
4 solely on electric power and is capable of recharging its battery from an on-board generation source
5 and an off-board electricity source.

6 3. The commission may, by rule, allow inspection reciprocity with other states having
7 equivalent or more stringent testing and waiver requirements than those established pursuant to
8 sections 643.300 to 643.355.

9 4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550,
10 may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to
11 643.355 either:

12 (a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

13 (b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

14 (2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer
15 shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the
16 emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver
17 pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle
18 dealer shall be inspected and approved within the one hundred twenty days immediately preceding
19 the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be
20 considered timely.

21 (3) If the dealer chooses to sell the vehicle without prior inspection and approval, the
22 purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle
23 has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon
24 inspection, to meet the emissions standards specified by the commission and the dealer shall have
25 the vehicle inspected and approved without the option for a waiver of the emissions standard and
26 return the vehicle to the purchaser with a valid emissions certificate and sticker within five working
27 days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the
28 dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose
29 conspicuously on the sales contract and bill of sale that the purchaser has the option to return the
30 vehicle within ten days, provided that the vehicle has no more than one thousand additional miles
31 since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and
32 sticker within five working days if the vehicle fails, upon inspection, to meet the emissions
33 standards established by the commission, or enter into any mutually acceptable agreement with the
34 dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020.
35 No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of
36 any motor vehicle which may be sold without a certificate of inspection and approval, as provided
37 pursuant to subsection 2 of section 307.380.

1 5. Notwithstanding any provision of law to the contrary, a valid emissions inspection shall
2 be required for all registration issuances and renewals for any motor vehicle subject to emissions
3 inspection under this section.

4 Section B. The repeal and reenactment of sections 301.055, 301.070, 31.110, 301.140,
5 301.142, 301.147, 301.560, 301.570, 307.350, and 643.315 of this act shall become effective upon
6 notification by the director of the department of revenue that implementation of the provisions of
7 this act are technologically feasible following the development and maintenance of a modernized,
8 integrated system for the titling of vehicles, the issuance and renewal of vehicle registrations, the
9 issuance and renewal of drivers' licenses and identification cards, and the perfection and release of
10 liens and encumbrances on vehicles."; and

11
12 Further amend said bill by amending the title, enacting clause, and intersectional references
13 accordingly.