

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

**Offered By**

1 AMEND House Committee Substitute for House Bill No. 916, Page 1, Section A, Line 3, by  
2 inserting after all of said section and line the following:

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

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

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

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

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

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

19 2. The director of revenue shall award fee office contracts under this section through a  
20 competitive bidding process. The competitive bidding process shall give priority to organizations  
21 and entities that are exempt from taxation under Section 501(c)(3), 501(c)(6), or 501(c)(4), except  
22 those civic organizations that would be considered action organizations under 26 C.F.R. Section  
23 1.501 (c)(3)-1(c)(3), of the Internal Revenue Code of 1986, as amended, with special consideration  
24 given to those organizations and entities that reinvest a minimum of seventy-five percent of the net  
25 proceeds to charitable organizations in Missouri, and political subdivisions, including but not  
26 limited to, municipalities, counties, and fire protection districts. The director of the department of  
27 revenue may promulgate rules and regulations necessary to carry out the provisions of this  
28 subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
29 under the authority delegated in this subsection shall become effective only if it complies with and is  
30 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and

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

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, 2009, shall be invalid and void.

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

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

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

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

7. Notwithstanding any other provision of law to the contrary, the state auditor may audit all records maintained and established by the fee office in the same manner as the auditor may audit any agency of the state, and the department shall ensure that this audit requirement is a necessary condition for the award of all fee office contracts. No confidential records shall be divulged in such a way to reveal personally identifiable information.

8. The fees described in subsection 1 of this section shall not be collected from any person who qualifies as a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or as an unaccompanied youth as defined in 42 U.S.C. Section 11434a(6). Such person's status as a homeless child or youth or unaccompanied youth shall be verified by a letter signed by one of the following persons:

(1) A director or designee of a governmental or nonprofit agency that receives public or private funding to provide services to homeless persons;

(2) A local education agency liaison for homeless children and youth designated under 42 U.S.C. Section 11432(g)(1)(J)(ii), or a school social worker or counselor; or

(3) A licensed attorney representing the minor in any legal matter."; and

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