

FIRST REGULAR SESSION
[PERFECTED]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 572
103RD GENERAL ASSEMBLY

1471H.02P

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 21.795, 68.080, 168.133, 226.096, 226.510, 226.540, 226.550, 229.130, 229.160, 229.210, 229.220, 229.222, 229.270, 229.420, 229.430, 229.440, 229.450, 238.060, 300.295, 301.010, 301.055, 301.070, 301.110, 301.130, 301.140, 301.142, 301.147, 301.448, 301.469, 301.558, 301.560, 301.570, 302.177, 302.272, 302.735, 304.035, 307.010, 307.350, and 643.315, RSMo, and to enact in lieu thereof forty-one new sections relating to transportation, with a contingent effective date.

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

Section A. Sections 21.795, 68.080, 168.133, 226.096, 226.510, 226.540, 226.550, 229.130, 229.160, 229.210, 229.220, 229.222, 229.270, 229.420, 229.430, 229.440, 229.450, 238.060, 300.295, 301.010, 301.055, 301.070, 301.110, 301.130, 301.140, 301.142, 301.147, 301.448, 301.469, 301.558, 301.560, 301.570, 302.177, 302.272, 302.735, 304.035, 307.010, 307.350, and 643.315, RSMo, are repealed and forty-one new sections enacted in lieu thereof, to be known as sections 21.795, 68.080, 71.025, 142.805, 168.133, 226.006, 226.096, 226.510, 226.540, 226.550, 226.1170, 227.101, 227.850, 227.855, 229.222, 238.060, 300.295, 301.010, 301.055, 301.070, 301.110, 301.130, 301.140, 301.142, 301.147, 301.448, 301.469, 301.558, 301.560, 301.570, 301.3181, 301.3182, 302.177, 302.272, 302.735, 304.035, 304.162, 307.010, 307.350, 565.260, and 643.315, to read as follows:

21.795. 1. There is established a permanent joint committee of the general assembly to be known as the "Joint Committee on Transportation Oversight" to be composed of seven members of the standing transportation committees of both the senate and the house of representatives and three nonvoting ex officio members. Of the fourteen members to be appointed to the joint committee, the seven senate members of the joint committee shall be

EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

6 appointed by the president pro tem of the senate and minority leader of the senate and the
7 seven house members shall be appointed by the speaker of the house of representatives and
8 the minority floor leader of the house of representatives. The seven senate members shall be
9 composed, as nearly as may be, of majority and minority party members in the same
10 proportion as the number of majority and minority party members in the senate bears to the
11 total membership of the senate. No major party shall be represented by more than four
12 members from the house of representatives. The ex officio members shall be the state
13 auditor, the director of the oversight division of the committee on legislative research, and the
14 commissioner of the office of administration or the designee of such auditor, director or
15 commissioner. The joint committee shall be chaired jointly by both chairs of the senate and
16 house transportation committees. A majority of the committee shall constitute a quorum, but
17 the concurrence of a majority of the members, other than the ex officio members, shall be
18 required for the determination of any matter within the committee's duties.

19 2. The department of transportation shall submit a written report prior to December
20 thirty-first of each year to the governor and the lieutenant governor. The report shall be
21 posted to the department's internet website so that general assembly members may elect to
22 access a copy of the report electronically. The written report shall contain the following:

23 (1) A comprehensive financial report of all funds for the preceding state fiscal year
24 which shall include a report by independent certified public accountants, selected by the
25 commissioner of the office of administration, attesting that the financial statements present
26 fairly the financial position of the department in conformity with generally accepted
27 government accounting principles;

28 (2) A copy of the department's most current and annual publication titled "Citizen's
29 Guide to Transportation Funding in Missouri";

30 (3) A copy of the department's most current and annual publication titled "Financial
31 Snapshot - An appendix to the Citizen's Guide to Transportation Funding in Missouri",
32 **including a summary of the department's external and internal expenditures, as such**
33 **term is defined under section 142.805;**

34 (4) A copy of the department's most current and annual publication titled "MoDOT
35 Results: Accountability. Innovation. Efficiency."

36 3. Prior to February fifteenth of each year, the committee shall hold an annual
37 meeting and call before its members, officials or employees of the state highways and
38 transportation commission or department of transportation, as determined by the committee,
39 for the sole purpose of receiving and examining the report required pursuant to subsection 2
40 of this section. The committee shall not have the power to modify projects or priorities of the
41 state highways and transportation commission or department of transportation. The
42 committee may make recommendations to the state highways and transportation commission

43 or the department of transportation. Disposition of those recommendations shall be reported
44 by the commission or the department to the joint committee on transportation oversight.

45 4. In addition to the annual meeting required by subsection 3 of this section, the
46 committee shall meet two times each year. The co-chairs of the committee shall establish an
47 agenda for each meeting that may include, but not be limited to, the following items to be
48 discussed with the committee members throughout the year during the scheduled meeting:

49 (1) Presentation of a prioritized plan for all modes of transportation;

50 (2) Discussion of department efficiencies and expenditure of cost-savings within the
51 department;

52 (3) Presentation of a status report on department of transportation revenues and
53 expenditures, including a detailed summary of projects funded by new state revenue as
54 provided in paragraph (a) of subdivision (1) of subsection 2 of this section; and

55 (4) Implementation of any actions as may be deemed necessary by the committee as
56 authorized by law. The co-chairs of the committee may call special meetings of the
57 committee with ten days' notice to the members of the committee, the director of the
58 department of transportation, and the department of transportation.

59 5. The committee shall also review all applications for the development of specialty
60 plates submitted to it by the department of revenue. The committee shall approve such
61 application by a majority vote. The committee shall approve any application unless the
62 committee receives:

63 (1) A signed petition from five house members or two senators that they are opposed
64 to the approval of the proposed license plate and the reason for such opposition;

65 (2) Notification that the organization seeking authorization to establish a new
66 specialty license plate has not met all the requirements of section 301.3150;

67 (3) A proposed new specialty license plate containing objectionable language or
68 design;

69 (4) A proposed license plate not meeting the requirements of any reason promulgated
70 by rule.

71

72 The committee shall notify the director of the department of revenue upon approval or denial
73 of an application for the development of a specialty plate.

74 6. The committee shall submit records of its meetings to the secretary of the senate
75 and the chief clerk of the house of representatives in accordance with sections 610.020 and
76 610.023.

68.080. 1. There is hereby established in the state treasury the "Waterways and Ports
2 Trust Fund". The fund shall consist of revenues appropriated to it by the general assembly.

3 2. The fund may also receive any gifts, contributions, grants, or bequests received
4 from federal, private, or other sources.

5 3. The fund shall be a revolving trust fund exempt from the provisions of section
6 33.080 relating to the transfer of unexpended balances by the state treasurer to the general
7 revenue fund of the state. All interest earned upon the balance in the fund shall be deposited
8 to the credit of the fund.

9 4. Moneys in the fund shall be withdrawn only **at the request of a Missouri port**
10 **authority for statutorily permitted port purposes and** upon appropriation by the general
11 assembly, to be administered by the state highways and transportation commission and the
12 department of transportation, in consultation with Missouri public ports, for the purposes in
13 subsection 2 of section 68.035 and for no other purpose. To be eligible to receive an
14 appropriation from the fund, a project shall be:

15 (1) A capital improvement project implementing physical improvements designed to
16 improve commerce or terminal and transportation facilities on or adjacent to the navigable
17 rivers of this state;

18 (2) Located on land owned or held in long-term lease by a Missouri port authority, **or**
19 **on land owned by a city not within a county and managed by a Missouri port authority,**
20 or within a navigable river adjacent to such land, and within the boundaries of a port
21 authority;

22 (3) Funded by alternate sources so that moneys from the fund comprise no more than
23 eighty percent of the cost of the project;

24 (4) Selected and approved by the highways and transportation commission, in
25 consultation with Missouri public ports, to support a statewide plan for waterborne
26 commerce, in accordance with subdivision (1) of section 68.065; and

27 (5) Capable of completion within two years of approval by the highways and
28 transportation commission.

29 5. Appropriations made from the fund established in this section may be used as a
30 local share in applying for other grant programs.

31 6. The provisions of this section shall terminate on August 28, 2033, pending the
32 discharge of all warrants. On December 31, 2033, the fund shall be dissolved and the
33 unencumbered balance shall be transferred to the general revenue fund.

71.025. Beginning August 28, 2025, city populations shall be included on city
2 **limit signs on state highways.**

142.805. 1. As used in this section, the term "internal expenditures" shall mean
2 **any funds expended by the department of transportation for the purpose of internal**
3 **functions including, but not limited to, employee salaries and benefits, post-employment**

4 **benefits, program distributions to other state agencies and universities, and**
5 **administrative costs.**

6 **2. (1) For each fiscal year that the department of transportation's internal**
7 **expenditures exceed twenty percent of the department of transportation's total**
8 **expenditures, as reported in the annual report required under section 21.795, the**
9 **motor fuel tax authorized under subdivision (1) of subsection 1 of section 142.803 shall**
10 **be reduced by one half cent per gallon for the following fiscal year.**

11 **(2) Such a reduction shall not reduce the rate of motor fuel tax by more than one**
12 **and a half cents per gallon below the rate of motor fuel tax authorized under subdivision**
13 **(1) of subsection 1 of section 142.803 in effect as of August 28, 2025.**

14 **3. In any fiscal year following a rate reduction under subsection 2 of this section,**
15 **if the department of transportation's internal expenditures are less than twenty percent**
16 **of the department of transportation's total expenditures, as reported in the annual**
17 **report required under section 21.795, the motor fuel tax rate in effect for such fiscal**
18 **year shall be increased by one half cent per gallon or increased up to the total rate**
19 **authorized by subdivision (1) of subsection 1 of section 142.803 in effect as of August 28,**
20 **2025, whichever is less, for the following fiscal year.**

21 **4. The department of revenue, in consultation with the department of**
22 **transportation, may promulgate all necessary rules and regulations for the**
23 **administration of this section. Any rule or portion of a rule, as that term is defined**
24 **in section 536.010, that is created under the authority delegated in this section shall**
25 **become effective only if it complies with and is subject to all of the provisions of chapter**
26 **536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable**
27 **and if any of the powers vested with the general assembly pursuant to chapter 536 to**
28 **review, to delay the effective date, or to disapprove and annul a rule are subsequently**
29 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**
30 **adopted after August 28, 2025, shall be invalid and void.**

168.133. 1. As used in this section, "screened volunteer" shall mean any person who
2 assists a school by providing uncompensated service and who may periodically be left alone
3 with students. The school district **or charter school** shall ensure that a criminal background
4 check is conducted for all screened volunteers, who shall complete the criminal background
5 check prior to being left alone with a student. ~~[Screened volunteers include, but are not~~
6 ~~limited to, persons who regularly assist in the office or library, mentor or tutor students, coach~~
7 ~~or supervise a school-sponsored activity before or after school, or chaperone students on an~~
8 ~~overnight trip.]~~ Screened volunteers may only access student education records when
9 necessary to assist the district **or charter school** and while supervised by staff members.

10 Volunteers that are not screened shall not be left alone with a student or have access to student
11 records.

12 2. **(1)** The school district **or charter school** shall ensure that a criminal background
13 check is conducted on any person employed after January 1, 2005, authorized to have contact
14 with pupils and prior to the individual having contact with any pupil. ~~[Such persons include,~~
15 ~~but are not limited to, administrators, teachers, aides, paraprofessionals, assistants,~~
16 ~~secretaries, custodians, cooks, screened volunteers, and nurses.]~~

17 **(2)** The school district **or charter school** shall also ensure that a criminal background
18 check is conducted for school bus drivers **and drivers of other vehicles owned by the school**
19 **district or charter school or operated under contract with a school district or charter**
20 **school and used for the purpose of transporting school children.** The school district **or**
21 **charter school** may allow such drivers to operate buses **and other vehicles** pending the result
22 of the criminal background check. ~~[For bus drivers,]~~ The school district **or charter school**
23 shall be responsible for conducting the criminal background check on drivers employed by
24 the school district **or charter school under section 43.540.**

25 **(3)** For drivers employed **or contracted** by a pupil transportation company under
26 contract with the school district **or a charter school**, the criminal background check shall be
27 conducted **by the pupil transportation company** pursuant to section ~~[43.540]~~ **43.539** and
28 conform to the requirements established in the National Child Protection Act of 1993, as
29 amended by the Volunteers for Children Act.

30 **(4)** Personnel who have successfully undergone a criminal background check and a
31 check of the family care safety registry as part of the professional license application process
32 under section 168.021 and who have received clearance on the checks within one prior year
33 of employment shall be considered to have completed the background check requirement.

34 **(5)** A criminal background check under this section shall include a search of any
35 information publicly available in an electronic format through a public index or single case
36 display.

37 3. In order to facilitate the criminal history background check, the applicant shall
38 submit a set of fingerprints collected pursuant to standards determined by the Missouri
39 highway patrol. The fingerprints shall be used by the highway patrol to search the criminal
40 history repository and shall be forwarded to the Federal Bureau of Investigation for searching
41 the federal criminal history files.

42 4. The applicant shall pay the fee for the state criminal history record information
43 pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee
44 determined by the Federal Bureau of Investigation for the federal criminal history record
45 when he or she applies for a position authorized to have contact with pupils pursuant to this

46 section. The department shall distribute the fees collected for the state and federal criminal
47 histories to the Missouri highway patrol.

48 5. The department of elementary and secondary education shall facilitate an annual
49 check of employed persons holding current active certificates under section 168.021 against
50 criminal history records in the central repository under section 43.530, the sexual offender
51 registry under sections 589.400 to 589.426, and child abuse central registry under sections
52 210.109 to 210.183. The department of elementary and secondary education shall facilitate
53 procedures for school districts **and charter schools** to submit personnel information annually
54 for persons employed by the school districts **or charter schools** who do not hold a current
55 valid certificate who are required by subsection 1 of this section to undergo a criminal
56 background check, sexual offender registry check, and child abuse central registry check.
57 The Missouri state highway patrol shall provide ongoing electronic updates to criminal
58 history background checks of those persons previously submitted, both those who have an
59 active certificate and those who do not have an active certificate, by the department of
60 elementary and secondary education. This shall fulfill the annual check against the criminal
61 history records in the central repository under section 43.530.

62 6. The school district **or charter school** may adopt a policy to provide for
63 reimbursement of expenses incurred by an employee for state and federal criminal history
64 information pursuant to section 43.530.

65 7. If, as a result of the criminal history background check mandated by this section, it
66 is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty
67 or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a
68 similar crime or offense committed in another state, the United States, or any other country,
69 regardless of imposition of sentence, such information shall be reported to the department of
70 elementary and secondary education.

71 8. Any school official making a report to the department of elementary and secondary
72 education in conformity with this section shall not be subject to civil liability for such action.

73 9. For any teacher who is employed by a school district **or charter school** on a
74 substitute or part-time basis within one year of such teacher's retirement from a Missouri
75 school, the state of Missouri shall not require such teacher to be subject to any additional
76 background checks prior to having contact with pupils. Nothing in this subsection shall be
77 construed as prohibiting or otherwise restricting a school district **or charter school** from
78 requiring additional background checks for such teachers employed by the school district **or**
79 **charter school**.

80 10. A criminal background check and fingerprint collection conducted under
81 subsections 1 to 3 of this section shall be valid for at least a period of one year and
82 transferrable from one school district **or charter school** to another district **or charter school**.

83 A school district **or charter school** may, in its discretion, conduct a new criminal background
84 check and fingerprint collection under subsections 1 to 3 **of this section** for a newly hired
85 employee at the district's **or charter school's** expense. A teacher's change in type of
86 certification shall have no effect on the transferability or validity of such records.

87 11. Nothing in this section shall be construed to alter the standards for suspension,
88 denial, or revocation of a certificate issued pursuant to this chapter.

89 12. The state board of education may promulgate rules for criminal history
90 background checks made pursuant to this section. Any rule or portion of a rule, as that term is
91 defined in section 536.010, that is created under the authority delegated in this section shall
92 become effective only if it complies with and is subject to all of the provisions of chapter 536
93 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any
94 of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the
95 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then
96 the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005,
97 shall be invalid and void.

**226.006. 1. The department of transportation shall limit the messages displayed
2 on roadside dynamic message signs to the fewest number of characters necessary to
3 practically convey the intended information. Messages displayed on roadside dynamic
4 message signs generally shall be limited to information related to traffic conditions,
5 weather, or emergency alerts, and shall not contain commercial advertisements.**

**6 2. For purposes of this section, "dynamic message sign" means a changeable
7 message traffic control device used for traffic warning, regulation, routing, and
8 management.**

226.096. 1. This section shall govern any controversy or claim to which the Missouri
2 department of transportation is a party that arises out of or relates to a contract awarded
3 pursuant to subdivision (9) of subsection 1 of section 226.130, and the claim exceeds twenty-
4 five thousand dollars, but is less than three hundred twenty-seven thousand dollars as adjusted
5 on an annual basis effective January first of each year in accordance with the Implicit Price
6 Deflator for Personal Consumption Expenditures as calculated pursuant to subsection 5 of
7 section 537.610. Provided a claim has been filed pursuant to the procedures set forth in the
8 Missouri standard specifications for highway construction, or its successor, upon issuance of
9 a final decision as provided in such standards or upon expiration of ninety days from the date
10 the claim was filed, the controversy or claim shall upon written demand by any party to the
11 contract be settled by arbitration administered by the American Arbitration Association under
12 its Construction Industry Arbitration Rules, except as provided herein. The highways and
13 transportation commission shall promulgate rules pursuant to chapter 536, to become
14 effective on or before July 1, 2004, establishing a method for appointment of arbitrators and

15 allowing for the mediation of claims upon agreement of both parties. Judgment upon awards
16 rendered under arbitration shall be entered in the circuit court of Cole County, Missouri.

17 2. Any contract specification, special provision, contract clause, or rule pertaining to
18 contracts governed by this section, which purports to waive, release or extinguish the rights of
19 a contractor to file a claim, or which purports to bind any court of competent jurisdiction or
20 alternate dispute resolution process to any determinations of fact rendered by the Missouri
21 department of transportation or its employees and agents so as to prevent any such court or
22 alternate dispute resolution process from fully considering the merits of any controversy or
23 claim governed by this section, is against public policy and shall be void and unenforceable.

24 3. **All general specification documents issued by the Missouri department of**
25 **transportation under this section shall be subject to the rulemaking requirements of**
26 **chapter 536 to ensure public notice, comment, and legislative oversight as provided by**
27 **law.**

28 4. Any rule or portion of a rule, as that term is defined in section 536.010, that is
29 created under the authority delegated in this section shall become effective only if it complies
30 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.
31 This section and chapter 536 are nonseverable and if any of the powers vested with the
32 general assembly pursuant to chapter 536 to review, to delay the effective date, or to
33 disapprove and annul a rule are subsequently held unconstitutional, then the grant of
34 rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid
35 and void.

226.510. As used in sections 226.500 to 226.600, the following words or phrases
2 mean:

3 (1) "Freeway primary highway", that part of a federal-aid primary highway system, as
4 of June 1, 1991, which has been constructed as divided, dual lane fully controlled access
5 facilities with no access to the throughways except the established interchanges. When
6 existing two-lane highways are being upgraded to four-lane limited access, the regulations for
7 freeway primary highways shall apply as of the date the state highways and transportation
8 commission acquires all access rights on the adjoining right-of-way;

9 (2) "Interstate system", that portion of the national system of interstate highways
10 located within the boundaries of Missouri, as officially designated or may be hereafter
11 designated by the state highways and transportation commission with the approval of the
12 Secretary of Transportation, pursuant to Title 23, United States Code, as amended;

13 (3) "Outdoor advertising", an outdoor sign, display, device, figure, painting, drawing,
14 message, plaque, poster, billboard, or other thing designed, intended or used to advertise or
15 inform, any part of the advertising or information contents of which is visible from any point
16 of the traveled ways of the interstate or primary systems; **none of the preceding items shall**

17 **be deemed "outdoor advertising" when located on, attached to, or erected as part of, a**
18 **fence, fences, or walls that enclose, in whole or in part, an athletic field that is owned or**
19 **leased by a school or an entity described in section 501(c)(3) of the Internal Revenue**
20 **Code, as amended. When the audience of such signs is intended to be the patrons,**
21 **participants, or attendees of an event occurring at the athletic field, the signs shall not**
22 **require permitting from the Missouri department of transportation;**

23 (4) "Primary system", the federal-aid primary highways as of June 1, 1991, and all
24 highways designated as part of the National Highway System by the National Highway
25 System Designation Act of 1995 and those highways subsequently designated as part of the
26 National Highway System;

27 (5) "Rest area", an area or site established and maintained within or adjacent to the
28 highway right-of-way under public supervision or control, for the convenience of the
29 traveling public, except that the term shall not include automotive service stations, hotels,
30 motels, restaurants or other commerce facilities of like nature;

31 (6) "Urban area", an urban place as designated by the Bureau of the Census, having a
32 population of five thousand or more within boundaries to be fixed by the state highways and
33 transportation commission and local officials in cooperation with each other and approved by
34 the Secretary of Transportation, or an urbanized area as designated by the Bureau of the
35 Census within boundaries to be fixed by the state highways and transportation commission
36 and local officials and approved by the Secretary of Transportation. The boundary of the
37 urban area shall, as a minimum, encompass the entire urban place as designated by the Bureau
38 of the Census.

226.540. Notwithstanding any other provisions of sections 226.500 to 226.600,
2 outdoor advertising shall be permitted within six hundred and sixty feet of the nearest edge of
3 the right-of-way of highways located on the interstate, federal-aid primary system as it existed
4 on June 1, 1991, or the national highway system as amended in areas zoned industrial,
5 commercial or the like and in unzoned commercial and industrial areas as defined in this
6 section, subject to the following regulations which are consistent with customary use in this
7 state:

8 (1) Lighting:

9 (a) No revolving or rotating beam or beacon of light that simulates any emergency
10 light or device shall be permitted as part of any sign. No flashing, intermittent, or moving
11 light or lights will be permitted except scoreboards and other illuminated signs designating
12 public service information, such as time, date, or temperature, or similar information, will be
13 allowed; tri-vision, projection, and other changeable message signs shall be allowed subject
14 to Missouri highways and transportation commission regulations;

15 (b) External lighting, such as floodlights, thin line and gooseneck reflectors are
16 permitted, provided the light source is directed upon the face of the sign and is effectively
17 shielded so as to prevent beams or rays of light from being directed into any portion of the
18 main traveled way of the federal-aid primary highways as of June 1, 1991, and all highways
19 designated as part of the National Highway System by the National Highway System
20 Designation Act of 1995 and those highways subsequently designated as part of the National
21 Highway System and the lights are not of such intensity so as to cause glare, impair the vision
22 of the driver of a motor vehicle, or otherwise interfere with a driver's operation of a motor
23 vehicle;

24 (c) No sign shall be so illuminated that it interferes with the effectiveness of, or
25 obscures, an official traffic sign, device, or signal;

26 (2) Size of signs:

27 (a) The maximum area for any one sign shall be eight hundred square feet with a
28 maximum height of thirty feet and a maximum length of seventy-two feet, inclusive of border
29 and trim but excluding the base or apron, supports, and other structural members. The area
30 shall be measured as established herein and in rules promulgated by the commission. In
31 determining the size of a conforming or nonconforming sign structure, temporary cutouts and
32 extensions installed for the length of a specific display contract shall not be considered a
33 substantial increase to the size of the permanent display; provided the actual square footage of
34 such temporary cutouts or extensions may not exceed thirty-three percent of the permanent
35 display area. Signs erected in accordance with the provisions of sections 226.500 to 226.600
36 prior to August 28, 2002, which fail to meet the requirements of this provision shall be
37 deemed legally nonconforming as defined herein;

38 (b) The maximum size limitations shall apply to each side of a sign structure, and
39 signs may be placed back to back, double faced, or in V-type construction with not more than
40 two displays to each facing, but such sign structure shall be considered as one sign;

41 (c) After August 28, 1999, no new sign structure shall be erected in which two or
42 more displays are stacked one above the other. Stacked structures existing on or before
43 August 28, 1999, in accordance with sections 226.500 to 226.600 shall be deemed legally
44 nonconforming and may be maintained in accordance with the provisions of sections 226.500
45 to 226.600. Structures displaying more than one display on a horizontal basis shall be
46 allowed, provided that total display areas do not exceed the maximum allowed square footage
47 for a sign structure pursuant to the provisions of paragraph (a) of this subdivision;

48 (3) Spacing of signs:

49 (a) On all interstate highways, freeways, and nonfreeway federal-aid primary
50 highways as of June 1, 1991, and all highways designated as part of the National Highway

51 System by the National Highway System Designation Act of 1995 and those highways
52 subsequently designated as part of the National Highway System:

53 a. No sign structure shall be erected within one thousand four hundred feet of an
54 existing sign on the same side of the highway;

55 b. Outside of incorporated municipalities, no structure may be located adjacent to or
56 within five hundred feet of an interchange, intersection at grade, or safety rest area. Such five
57 hundred feet shall be measured from the beginning or ending of the pavement widening at the
58 exit from or entrance to the main traveled way. For purpose of this subparagraph, the term
59 "incorporated municipalities" shall include "urban areas", except that such "urban areas" shall
60 not be considered "incorporated municipalities" if it is finally determined that such would
61 have the effect of making Missouri be in noncompliance with the requirements of Title 23,
62 United States Code, Section 131;

63 (b) The spacing between structure provisions of this subdivision do not apply to signs
64 which are separated by buildings, natural surroundings, or other obstructions in such manner
65 that only one sign facing located within such distance is visible at any one time. Directional
66 or other official signs or those advertising the sale or lease of the property on which they are
67 located, or those which advertise activities on the property on which they are located,
68 including products sold, shall not be counted, nor shall measurements be made from them for
69 the purpose of compliance with spacing provisions;

70 (c) No sign shall be located in such manner as to obstruct or otherwise physically
71 interfere with the effectiveness of an official traffic sign, signal, or device or obstruct or
72 physically interfere with a motor vehicle operator's view of approaching, merging, or
73 intersecting traffic;

74 (d) The measurements in this section shall be the minimum distances between
75 outdoor advertising sign structures measured along the nearest edge of the pavement between
76 points directly opposite the signs along each side of the highway and shall apply only to
77 outdoor advertising sign structures located on the same side of the highway involved;

78 (4) As used in this section, the words "unzoned commercial and industrial land" shall
79 be defined as follows: that area not zoned by state or local law or ordinance and on which
80 there is located one or more permanent structures used for a commercial business or industrial
81 activity or on which a commercial or industrial activity is actually conducted together with
82 the area along the highway extending outwardly seven hundred fifty feet from and beyond the
83 edge of such activity. All measurements shall be from the outer edges of the regularly used
84 improvements, buildings, parking lots, landscaped, storage or processing areas of the
85 commercial or industrial activity and along and parallel to the edge of the pavement of the
86 highway. **On nonfreeway primary highways where there is an unzoned commercial or**
87 **industrial area on one side of the road in accordance with this section, the unzoned**

88 **commercial or industrial area shall also include those lands located on the opposite side**
89 **of the highway to the extent of the same dimensions.** Unzoned land shall not include:

90 (a) Land on the opposite side of the highway from an unzoned commercial or
91 industrial area as defined in this section and located adjacent to highways located on the
92 interstate[, federal aid primary system as it existed on June 1, 1991, or the national highway
93 system as amended, unless the opposite side of the highway qualifies as a separate unzoned
94 commercial or industrial area] **or freeway primary highways;** or

95 (b) Land zoned by a state or local law, regulation, or ordinance;

96 (5) "Commercial or industrial activities" as used in this section means those which are
97 generally recognized as commercial or industrial by zoning authorities in this state, except
98 that none of the following shall be considered commercial or industrial:

99 (a) Outdoor advertising structures;

100 (b) Agricultural, forestry, ranching, grazing, farming, and related activities, including
101 seasonal roadside fresh produce stands;

102 (c) Transient or temporary activities;

103 (d) Activities more than six hundred sixty feet from the nearest edge of the right-of-
104 way or not visible from the main traveled way;

105 (e) Activities conducted in a building principally used as a residence;

106 (f) Railroad tracks and minor sidings;

107 (6) The words "unzoned commercial or industrial land" shall also include all areas not
108 specified in this section which constitute an "unzoned commercial or industrial area" within
109 the meaning of the present Section 131 of Title 23 of the United States Code, or as such
110 statute may be amended. As used in this section, the words "zoned commercial or industrial
111 area" shall refer to those areas zoned commercial or industrial by the duly constituted zoning
112 authority of a municipality, county, or other lawfully established political subdivision of the
113 state, or by the state and which is within seven hundred fifty feet of one or more permanent
114 commercial or industrial activities. Commercial or industrial activities as used in this section
115 are limited to those activities:

116 (a) In which the primary use of the property is commercial or industrial in nature;

117 (b) Which are clearly visible from the highway and recognizable as a commercial
118 business;

119 (c) Which are permanent as opposed to temporary or transitory and of a nature that
120 would customarily be restricted to commercial or industrial zoning in areas comprehensively
121 zoned; and

122 (d) In determining whether the primary use of the property is commercial or industrial
123 pursuant to paragraph (a) of this subdivision, the state highways and transportation
124 commission shall consider the following factors:

- 125 a. The presence of a permanent and substantial building;
126 b. The existence of utilities and local business licenses, if any, for the commercial
127 activity;
128 c. On-premise signs or other identification;
129 d. The presence of an owner or employee on the premises for at least twenty hours per
130 week;

131 (7) In zoned commercial and industrial areas, whenever a state, county or municipal
132 zoning authority has adopted laws or ordinances which include regulations with respect to the
133 size, lighting and spacing of signs, which regulations are consistent with the intent of sections
134 226.500 to 226.600 and with customary use, then from and after the effective date of such
135 regulations, and so long as they shall continue in effect, the provisions of this section shall not
136 apply to the erection of signs in such areas. Notwithstanding any other provisions of this
137 section, after August 28, 1992, with respect to any outdoor advertising which is regulated by
138 the provisions of subdivision (1), (3) or (4) of section 226.520 or subsection 1 of section
139 226.527:

140 (a) No county or municipality shall issue a permit to allow a regulated sign to be
141 newly erected without a permit issued by the state highways and transportation commission;

142 (b) A county or municipality may charge a reasonable one-time permit or inspection
143 fee to assure compliance with local wind load and electrical requirements when the sign is
144 first erected, but a county or municipality may not charge a permit or inspection fee for such
145 sign after such initial fee. Changing the display face or performing routine maintenance shall
146 not be considered as erecting a new sign;

147 (8) The state highways and transportation commission on behalf of the state of
148 Missouri, may seek agreement with the Secretary of Transportation of the United States under
149 Section 131 of Title 23, United States Code, as amended, that sections 226.500 to 226.600 are
150 in conformance with that Section 131 and provides effective control of outdoor advertising
151 signs as set forth therein. If such agreement cannot be reached and the penalties under
152 subsection (b) of Section 131 are invoked, the attorney general of this state shall institute
153 proceedings described in subsection (1) of that Section 131.

226.550. 1. No outdoor advertising which is regulated by subdivision (1), (3) or (4)
2 of section 226.520 or subsection 1 of section 226.527 shall be erected or maintained on or
3 after August 28, 1992, without a one-time permanent permit issued by the state highways and
4 transportation commission. Application for permits shall be made to the state highways and
5 transportation commission on forms furnished by the commission and shall be accompanied
6 by a permit fee of two hundred dollars for all signs; except that, tax-exempt religious
7 organizations as defined in subdivision (11) of section 313.005, service organizations as
8 defined in subdivision (12) of section 313.005, veterans' organizations as defined in

9 subdivision (14) of section 313.005, and fraternal organizations as defined in subdivision (8)
10 of section 313.005 shall be granted a permit for signs less than seventy-six square feet without
11 payment of the fee. **The permit fee of two hundred dollars shall be waived for**
12 **landowners, provided that the landowner is the permit holder and owns both the land**
13 **upon which the outdoor advertising is placed and the business being advertised on the**
14 **sign, so long as the business being advertised is located within seven hundred fifty feet of**
15 **the sign location.** In the event a permit holder fails to erect a sign structure within twenty-
16 four months of issuance, said permit shall expire and a new permit must be obtained prior to
17 any construction.

18 2. No outdoor advertising which is regulated by subdivision (1), (3) or (4) of section
19 226.520 or subsection 1 of section 226.527 which was erected prior to August 28, 1992, shall
20 be maintained without a one-time permanent permit for outdoor advertising issued by the
21 state highways and transportation commission. If a one-time permanent permit was issued by
22 the state highways and transportation commission after March 30, 1972, and before August
23 28, 1992, it is not necessary for a new permit to be issued. If a one-time permanent permit
24 was not issued for a lawfully erected and lawfully existing sign by the state highways and
25 transportation commission after March 30, 1972, and before August 28, 1992, a one-time
26 permanent permit shall be issued by the commission for each sign which is lawfully in
27 existence on the day prior to August 28, 1992, upon application and payment of a permit fee
28 of two hundred dollars. All applications and fees due pursuant to this subsection shall be
29 submitted before December 31, 1992. **The permit fee of two hundred dollars shall be**
30 **waived for landowners, provided that the landowner is the permit holder and owns both**
31 **the land upon which the outdoor advertising is placed and the business being advertised**
32 **on the sign, so long as the business being advertised is located within seven hundred fifty**
33 **feet of the sign location.**

34 3. For purposes of sections 226.500 to 226.600, the terminology "structure lawfully in
35 existence" or "lawfully existing" sign or outdoor advertising shall, nevertheless, include the
36 following signs unless the signs violate the provisions of subdivisions (3) to (7) of subsection
37 1 of section 226.580:

38 (1) All signs erected prior to January 1, 1968;

39 (2) All signs erected before March 30, 1972, but on or after January 1, 1968, which
40 would otherwise be lawful but for the failure to have a permit for such signs prior to March
41 30, 1972, except that any sign or structure which was not in compliance with sizing, spacing,
42 lighting, or location requirements of sections 226.500 to 226.600 as the sections appeared in
43 the revised statutes of Missouri 1969, wheresoever located, shall not be considered a lawfully
44 existing sign or structure;

45 (3) All signs erected after March 30, 1972, which are in conformity with sections
46 226.500 to 226.600;

47 (4) All signs erected in compliance with sections 226.500 to 226.600 prior to August
48 28, 2002.

49 4. On or after August 28, 1992, the state highways and transportation commission
50 may, in addition to the fees authorized by subsections 1 and 2 of this section, collect a
51 biennial inspection fee every two years after a state permit has been issued. Biennial
52 inspection fees due after August 28, 2002, and prior to August 28, 2003, shall be fifty dollars.
53 Biennial inspection fees due on or after August 28, 2003, shall be seventy-five dollars.
54 Biennial inspection fees due on or after August 28, 2004, shall be one hundred dollars; except
55 that, tax-exempt religious organizations as defined in subdivision (11) of section 313.005,
56 service organizations as defined in subdivision (12) of section 313.005, veterans'
57 organizations as defined in subdivision (14) of section 313.005, and fraternal organizations
58 as defined in subdivision (8) of section 313.005 shall not be required to pay such fee. **The**
59 **biennial inspection fee shall be waived for landowners, provided that the landowner is**
60 **the permit holder and owns both the land upon which the outdoor advertising is placed**
61 **and the business being advertised on the sign, so long as the business being advertised is**
62 **located within seven hundred fifty feet of the sign location.**

63 5. In order to effect the more efficient collection of biennial inspection fees, the state
64 highways and transportation commission is encouraged to adopt a renewal system in which
65 all permits in a particular county are renewed in the same month. In conjunction with the
66 conversion to this renewal system, the state highways and transportation commission is
67 specifically authorized to prorate renewal fees based on changes in renewal dates.

68 6. Sign owners or owners of the land on which signs are located must apply to the
69 state highways and transportation commission for biennial inspection and submit any fees as
70 required by this section on or before December 31, 1992. For a permitted sign which does not
71 have a permit, a permit shall be issued at the time of the next biennial inspection.

72 7. The state highways and transportation commission shall deposit all fees received
73 for outdoor advertising permits and inspection fees in the state road fund, keeping a separate
74 record of such fees, and the same may be expended by the commission in the administration
75 of sections 226.500 to 226.600.

226.1170. The department of transportation, in consultation with the Ozark
2 **Highland Distillers Guild, shall erect and maintain suitable markings and informational**
3 **signs designating the Ozark Highlands Spirits Region in accordance with the map**
4 **produced pursuant to subsection 4 of section 311.028. Signs shall be located along**
5 **highways approaching or entering the region, with the costs to be paid by private**
6 **donation.**

227.101. The commission shall publish on the department of transportation's
2 official public website its cost estimate and project completion date for any construction,
3 maintenance, or repair work on the state highway system at the time bidding on a
4 contract for the work first closes.

227.850. Notwithstanding any provision of law to the contrary, the department
2 of transportation shall not erect any sign designating a highway named for any person
3 who has been convicted of the killing of, or the attempted killing of, a law enforcement
4 officer or permit any signage in the convicted person's memory. Any such sign in place
5 prior to August 28, 2025, shall be removed.

227.855. 1. The department of transportation shall place a sign at the city limits
2 of the hometown, or other suitable location determined at the discretion of the
3 department based on the available right of way, coordination with any other existing
4 traffic control devices, and impacts on roadway safety, of any Missouri resident who is a
5 recipient of the Congressional Medal of Honor. For purposes of this section,
6 "hometown" means the city, town, or village in which the recipient resided for the
7 majority of the recipient's lifetime. Only one hometown shall be designated per
8 recipient and signs shall appear on only one route through the recipient's hometown.
9 The signs shall be paid for, erected, and maintained by the department of transportation
10 by appropriation from the Missouri medal of honor recipients fund established under
11 section 226.925.

12 2. The signs shall feature the words "Medal of Honor Recipient", the name of
13 the recipient, and the year in which such person received the award. The overall design
14 of the sign, including size, color, and lettering, shall be determined by the department
15 based on available space in the right of way and to conform with the guidelines provided
16 in the Manual on Uniform Traffic Control Devices for Streets and Highways.

17 3. The department of transportation may promulgate rules and regulations to
18 implement and administer the provisions of this section. Any rule or portion of a rule,
19 as that term is defined in section 536.010, that is created under the authority delegated
20 in this section shall become effective only if it complies with and is subject to all of the
21 provisions of chapter 536 and, if applicable, section 536.028. This section and chapter
22 536 are nonseverable and if any of the powers vested with the general assembly
23 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul
24 a rule are subsequently held unconstitutional, then the grant of rulemaking authority
25 and any rule proposed or adopted after August 28, 2025, shall be invalid and void.

229.222. The governing assembly of any county, city, or village of this state may
2 designate any street, road, or highway within such county, city, or village as a memorial road
3 for any law enforcement officer, emergency personnel, or member of the Armed Forces

4 who is killed in the line of duty. Any county, city, or village designating a memorial road
5 pursuant to this section shall provide for and shall be responsible for the costs, erection, and
6 maintenance of any signs marking the designated road.

238.060. 1. There shall be five commissioners of the Kansas City area transportation
2 authority appointed from within the district established by the compact between the states of
3 Missouri and Kansas. One commissioner each shall be appointed from Cass, Platte and Clay
4 counties. One commissioner shall be appointed from a part of Jackson County other than that
5 part of such county that is within the city of Kansas City, and one commissioner shall be
6 appointed from the city of Kansas City. The commissioners serving on August 28, 2000,
7 shall serve the remainder of the term for which they were appointed.

8 2. Within sixty days before the expiration of the term of each commissioner holding
9 office on August 28, 2000, or any commissioner holding office after August 28, 2000, or
10 within thirty days after the position of a commissioner shall become vacant, that
11 commissioner's successor shall be appointed as follows:

12 (1) If the current commissioner or the position which has become vacant was
13 appointed from Platte or Clay County, the county commission of the county shall submit a
14 panel of three persons who are residents of that county and of any city, town or village,
15 including the city of Kansas City, Missouri, that has appropriated funds for operations of the
16 Kansas City area transportation authority in its current or immediately preceding fiscal year,
17 selected by a majority vote of the commission, to the mayor of Kansas City, Missouri, who
18 shall appoint **a successor from the panel submitted by the county commission**, with the
19 approval of a majority of the members of the city council of the city of Kansas City, Missouri
20 [~~a successor~~];

21 (2) If the current commissioner or the position which has become vacant was
22 appointed from Cass County, the county commission of the county shall, by a majority vote,
23 submit a panel of three persons who are residents of the county to the governor. Within thirty
24 days of submission, the governor shall appoint one person from the panel as commissioner,
25 with the advice and consent of the senate; provided that, if any panel is not submitted to the
26 governor by the time appointment is required, the governor shall appoint a qualified person
27 meeting the residency requirements to fill the vacancy;

28 (3) If the current commissioner or the position which has become vacant was
29 appointed from Jackson County, the county executive of Jackson County shall appoint a
30 successor who shall be a resident of any city, town or village, other than the city of Kansas
31 City, Missouri, that has appropriated funds for operations of the Kansas City area
32 transportation authority in its current or immediately preceding fiscal year;

33 (4) If the current commissioner or the position which has become vacant was
34 appointed from Kansas City, Missouri, the mayor of Kansas City, Missouri, shall appoint a
35 successor who is a resident of that city.

36 3. Each commissioner appointed pursuant to this section shall hold office for a term
37 of four years or for the unexpired term of his or her predecessor and shall continue in office
38 until his or her successor has been appointed and has qualified. No person shall serve more
39 than two consecutive four-year terms as a commissioner, provided that a person appointed to
40 serve the unexpired term of a predecessor whose remaining term at the time of such
41 appointment is more than two and one-half years shall only be permitted to serve one
42 additional, consecutive four-year term.

300.295. 1. Whenever any person driving a vehicle approaches a railroad grade
2 crossing under any of the circumstances stated in this section, the driver of such vehicle shall
3 stop within fifty feet but not less than fifteen feet from the nearest rail of such railroad, and
4 shall not proceed until he can do so safely. The foregoing requirements shall apply when:

5 (1) A clearly visible electric or mechanical signal device gives warning of the
6 immediate approach of a railroad train **or any on-track equipment**;

7 (2) A crossing gate is lowered or when a human flagman gives or continues to give a
8 signal of the approach or passage of a railroad train **or any on-track equipment**;

9 (3) An approaching railroad train **or any on-track equipment** is plainly visible and is
10 in hazardous proximity to such crossing.

11 2. No person shall drive any vehicle through, around or under any crossing gate or
12 barrier at a railroad crossing while such gate or barrier is closed or is being opened or closed.

301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to
2 304.260, and sections 307.010 to 307.175, the following terms mean:

3 (1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively
4 for off-highway use, with an unladen dry weight of one thousand five hundred pounds or less,
5 traveling on three, four or more nonhighway tires, with either:

6 (a) A seat designed to be straddled by the operator, and handlebars for steering
7 control, but excluding an electric bicycle; or

8 (b) A width of fifty inches or less, measured from outside of tire rim to outside of tire
9 rim, regardless of seating or steering arrangement;

10 (2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride
11 in a partially or completely enclosed nonstraddle seating area, that is designed to be
12 controlled with a steering wheel and pedals, and that has met applicable Department of
13 Transportation National Highway Traffic Safety Administration requirements or federal
14 motorcycle safety standards;

15 (3) "Automobile transporter", any vehicle combination capable of carrying cargo on
16 the power unit and designed and used for the transport of assembled motor vehicles, including
17 truck camper units;

18 (4) "Axle load", the total load transmitted to the road by all wheels whose centers are
19 included between two parallel transverse vertical planes forty inches apart, extending across
20 the full width of the vehicle;

21 (5) "Backhaul", the return trip of a vehicle transporting cargo or general freight,
22 especially when carrying goods back over all or part of the same route;

23 (6) "Boat transporter", any vehicle combination capable of carrying cargo on the
24 power unit and designed and used specifically to transport assembled boats and boat hulls.
25 Boats may be partially disassembled to facilitate transporting;

26 (7) "Body shop", a business that repairs physical damage on motor vehicles that are
27 not owned by the shop or its officers or employees by mending, straightening, replacing body
28 parts, or painting;

29 (8) "Bus", a motor vehicle primarily for the transportation of a driver and eight or
30 more passengers but not including shuttle buses;

31 (9) "Commercial motor vehicle", a motor vehicle designed or regularly used for
32 carrying freight and merchandise, or more than eight passengers but not including vanpools or
33 shuttle buses;

34 (10) "Cotton trailer", a trailer designed [~~and used exclusively~~] for transporting cotton
35 at speeds less than [~~forty~~] **seventy** miles per hour from field to field or from field to market
36 and return;

37 (11) "Dealer", any person, firm, corporation, association, agent or subagent engaged
38 in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

39 (12) "Director" or "director of revenue", the director of the department of revenue;

40 (13) "Driveaway operation":

41 (a) The movement of a motor vehicle or trailer by any person or motor carrier other
42 than a dealer over any public highway, under its own power singly, or in a fixed combination
43 of two or more vehicles, for the purpose of delivery for sale or for delivery either before or
44 after sale;

45 (b) The movement of any vehicle or vehicles, not owned by the transporter,
46 constituting the commodity being transported, by a person engaged in the business of
47 furnishing drivers and operators for the purpose of transporting vehicles in transit from one
48 place to another by the driveaway or towaway methods; or

49 (c) The movement of a motor vehicle by any person who is lawfully engaged in the
50 business of transporting or delivering vehicles that are not the person's own and vehicles of a
51 type otherwise required to be registered, by the driveaway or towaway methods, from a point

52 of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales
53 agent of a manufacturer or to any consignee designated by the shipper or consignor;

54 (14) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the
55 fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck
56 tractor equipped with a dromedary may carry part of a load when operating independently or
57 in a combination with a semitrailer;

58 (15) "Electric bicycle", a bicycle equipped with fully operable pedals, a saddle or seat
59 for the rider, and an electric motor of less than 750 watts that meets the requirements of one of
60 the following three classes:

61 (a) "Class 1 electric bicycle", an electric bicycle equipped with a motor that provides
62 assistance only when the rider is pedaling and that ceases to provide assistance when the
63 bicycle reaches the speed of twenty miles per hour;

64 (b) "Class 2 electric bicycle", an electric bicycle equipped with a motor that may be
65 used exclusively to propel the bicycle and that is not capable of providing assistance when the
66 bicycle reaches the speed of twenty miles per hour; or

67 (c) "Class 3 electric bicycle", an electric bicycle equipped with a motor that provides
68 assistance only when the rider is pedaling and that ceases to provide assistance when the
69 bicycle reaches the speed of twenty-eight miles per hour;

70 (16) "Farm tractor", a tractor used exclusively for agricultural purposes;

71 (17) "Fleet", any group of ten or more motor vehicles owned by the same owner;

72 (18) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

73 (19) "Fullmount", a vehicle mounted completely on the frame of either the first or last
74 vehicle in a saddlemount combination;

75 (20) "Gross weight", the weight of vehicle and/or vehicle combination without load,
76 plus the weight of any load thereon;

77 (21) "Hail-damaged vehicle", any vehicle, the body of which has become dented as
78 the result of the impact of hail;

79 (22) "Highway", any public thoroughfare for vehicles, including state roads, county
80 roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

81 (23) "Improved highway", a highway which has been paved with gravel, macadam,
82 concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth
83 surface;

84 (24) "Intersecting highway", any highway which joins another, whether or not it
85 crosses the same;

86 (25) "Junk vehicle", a vehicle which:

87 (a) Is incapable of operation or use upon the highways and has no resale value except
88 as a source of parts or scrap; or

89 (b) Has been designated as junk or a substantially equivalent designation by this state
90 or any other state;

91 (26) "Kit vehicle", a motor vehicle assembled by a person other than a generally
92 recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from
93 an authorized manufacturer and accompanied by a manufacturer's statement of origin;

94 (27) "Land improvement contractors' commercial motor vehicle", any not-for-hire
95 commercial motor vehicle the operation of which is confined to:

96 (a) An area that extends not more than a radius of one hundred fifty miles from its
97 home base of operations when transporting its owner's machinery, equipment, or auxiliary
98 supplies to or from projects involving soil and water conservation, or to and from equipment
99 dealers' maintenance facilities for maintenance purposes; or

100 (b) An area that extends not more than a radius of fifty miles from its home base of
101 operations when transporting its owner's machinery, equipment, or auxiliary supplies to or
102 from projects not involving soil and water conservation.

103

104 Nothing in this subdivision shall be construed to prevent any motor vehicle from being
105 registered as a commercial motor vehicle or local commercial motor vehicle;

106 (28) "Local commercial motor vehicle", a commercial motor vehicle whose
107 operations are confined to a municipality and that area extending not more than fifty miles
108 therefrom, or a commercial motor vehicle whose property-carrying operations are confined
109 solely to the transportation of property owned by any person who is the owner or operator of
110 such vehicle to or from a farm owned by such person or under the person's control by virtue
111 of a landlord and tenant lease; provided that any such property transported to any such farm is
112 for use in the operation of such farm;

113 (29) "Local log truck", a commercial motor vehicle which is registered pursuant to
114 this chapter to operate as a motor vehicle on the public highways of this state; used
115 exclusively in this state; used to transport harvested forest products; operated solely at a
116 forested site and in an area extending not more than a one hundred fifty mile radius from such
117 site; and when operated on the national system of interstate and defense highways described
118 in 23 U.S.C. Section 103, as amended, or outside the one hundred fifty mile radius from such
119 site with an extended distance local log truck permit, does not have more than four axles, and
120 does not pull a trailer which has more than three axles. Harvesting equipment which is used
121 specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading,
122 unloading, and stacking may be transported on a local log truck;

123 (30) "Local log truck tractor", a commercial motor vehicle which is registered under
124 this chapter to operate as a motor vehicle on the public highways of this state; used
125 exclusively in this state; used to transport harvested forest products, operated at a forested site

126 and in an area extending not more than a one hundred fifty mile radius from such site; and
127 when operated on the national system of interstate and defense highways described in 23
128 U.S.C. Section 103, as amended, or outside the one hundred fifty mile radius from such site
129 with an extended distance local log truck permit, does not have more than three axles and
130 does not pull a trailer which has more than three axles;

131 (31) "Local transit bus", a bus whose operations are confined wholly within a
132 municipal corporation, or wholly within a municipal corporation and a commercial zone, as
133 defined in section 390.020, adjacent thereto, forming a part of a public transportation system
134 within such municipal corporation and such municipal corporation and adjacent commercial
135 zone;

136 (32) "Log truck", a vehicle which is not a local log truck or local log truck tractor and
137 is used exclusively to transport harvested forest products to and from forested sites which is
138 registered pursuant to this chapter to operate as a motor vehicle on the public highways of this
139 state for the transportation of harvested forest products;

140 (33) "Major component parts", the rear clip, cowl, frame, body, cab, front-end
141 assembly, and front clip, as those terms are defined by the director of revenue pursuant to
142 rules and regulations or by illustrations;

143 (34) "Manufacturer", any person, firm, corporation or association engaged in the
144 business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

145 (35) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which
146 receives a new, rebuilt or used engine, and which used the number stamped on the original
147 engine as the vehicle identification number;

148 (36) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks,
149 except farm tractors and electric bicycles;

150 (37) "Motor vehicle primarily for business use", any vehicle other than a recreational
151 motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over
152 twelve thousand pounds:

153 (a) Offered for hire or lease; or

154 (b) The owner of which also owns ten or more such motor vehicles;

155 (38) "Motorcycle", a motor vehicle operated on two wheels;

156 (39) "Motorized bicycle", any two-wheeled or three-wheeled device having an
157 automatic transmission and a motor with a cylinder capacity of not more than fifty cubic
158 centimeters, which produces less than three gross brake horsepower, and is capable of
159 propelling the device at a maximum speed of not more than thirty miles per hour on level
160 ground, but excluding an electric bicycle;

161 (40) "Motortricycle", a motor vehicle upon which the operator straddles or sits astride
162 that is designed to be controlled by handle bars and is operated on three wheels, including a

163 motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of
164 a third wheel, but excluding an electric bicycle. A motortricycle shall not be included in the
165 definition of all-terrain vehicle;

166 (41) "Municipality", any city, town or village, whether incorporated or not;

167 (42) "Nonresident", a resident of a state or country other than the state of Missouri;

168 (43) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in
169 compliance with United States emissions or safety standards;

170 (44) "Operator", any person who operates or drives a motor vehicle;

171 (45) "Owner", any person, firm, corporation or association, who holds the legal title
172 to a vehicle or who has executed a buyer's order or retail installment sales contract with a
173 motor vehicle dealer licensed under sections 301.550 to 301.580 for the purchase of a vehicle
174 with an immediate right of possession vested in the transferee, or in the event a vehicle is the
175 subject of an agreement for the conditional sale or lease thereof with the right of purchase
176 upon performance of the conditions stated in the agreement and with an immediate right of
177 possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle
178 is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed
179 the owner;

180 (46) "Public garage", a place of business where motor vehicles are housed, stored,
181 repaired, reconstructed or repainted for persons other than the owners or operators of such
182 place of business;

183 (47) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the
184 rebuilder, but does not include certificated common or contract carriers of persons or
185 property;

186 (48) "Reconstructed motor vehicle", a vehicle that is altered from its original
187 construction by the addition or substitution of two or more new or used major component
188 parts, excluding motor vehicles made from all new parts, and new multistage manufactured
189 vehicles;

190 (49) "Recreational motor vehicle", any motor vehicle designed, constructed or
191 substantially modified so that it may be used and is used for the purposes of temporary
192 housing quarters, including therein sleeping and eating facilities which are either permanently
193 attached to the motor vehicle or attached to a unit which is securely attached to the motor
194 vehicle. Nothing herein shall prevent any motor vehicle from being registered as a
195 commercial motor vehicle if the motor vehicle could otherwise be so registered;

196 (50) "Recreational off-highway vehicle", any motorized vehicle manufactured and
197 used exclusively for off-highway use which is more than fifty inches but no more than eighty
198 inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry

199 weight of three thousand five hundred pounds or less, traveling on four or more nonhighway
200 tires and which may have access to ATV trails;

201 (51) "Recreational trailer", any trailer designed, constructed, or substantially modified
202 so that it may be used and is used for the purpose of temporary housing quarters, including
203 therein sleeping or eating facilities, which can be temporarily attached to a motor vehicle or
204 attached to a unit which is securely attached to a motor vehicle;

205 (52) "Rollback or car carrier", any vehicle specifically designed to transport wrecked,
206 disabled or otherwise inoperable vehicles, when the transportation is directly connected to a
207 wrecker or towing service;

208 (53) "Saddlemount combination", a combination of vehicles in which a truck or truck
209 tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or
210 fifth wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front
211 axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like
212 a fifth wheel kingpin connection. When two vehicles are towed in this manner the
213 combination is called a "double saddlemount combination". When three vehicles are towed
214 in this manner, the combination is called a "triple saddlemount combination";

215 (54) "Salvage dealer and dismantler", a business that dismantles used motor vehicles
216 for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

217 (55) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

218 (a) Was damaged during a year that is no more than six years after the manufacturer's
219 model year designation for such vehicle to the extent that the total cost of repairs to rebuild or
220 reconstruct the vehicle to its condition immediately before it was damaged for legal operation
221 on the roads or highways exceeds eighty percent of the fair market value of the vehicle
222 immediately preceding the time it was damaged;

223 (b) By reason of condition or circumstance, has been declared salvage, either by its
224 owner, or by a person, firm, corporation, or other legal entity exercising the right of security
225 interest in it;

226 (c) Has been declared salvage by an insurance company as a result of settlement of a
227 claim;

228 (d) Ownership of which is evidenced by a salvage title; or

229 (e) Is abandoned property which is titled pursuant to section 304.155 or section
230 304.157 and designated with the words "salvage/abandoned property". The total cost of
231 repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing,
232 or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail,
233 or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of
234 this definition, "fair market value" means the retail value of a motor vehicle as:

- 235 a. Set forth in a current edition of any nationally recognized compilation of retail
236 values, including automated databases, or from publications commonly used by the
237 automotive and insurance industries to establish the values of motor vehicles;
- 238 b. Determined pursuant to a market survey of comparable vehicles with regard to
239 condition and equipment; and
- 240 c. Determined by an insurance company using any other procedure recognized by the
241 insurance industry, including market surveys, that is applied by the company in a uniform
242 manner;
- 243 (56) "School bus", any motor vehicle used solely to transport students to or from
244 school or to transport students to or from any place for educational purposes;
- 245 (57) "Scrap processor", a business that, through the use of fixed or mobile equipment,
246 flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or
247 transportation to a shredder or scrap metal operator for recycling;
- 248 (58) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or
249 corporation as an incidental service to transport patrons or customers of the regular business
250 of such person, firm, or corporation to and from the place of business of the person, firm, or
251 corporation providing the service at no fee or charge. Shuttle buses shall not be registered as
252 buses or as commercial motor vehicles;
- 253 (59) "Special mobile equipment", every self-propelled vehicle not designed or used
254 primarily for the transportation of persons or property and incidentally operated or moved
255 over the highways, including farm equipment, implements of husbandry, road construction or
256 maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power
257 shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire,
258 asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished
259 machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines,
260 concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be
261 deemed partial and shall not operate to exclude other such vehicles which are within the
262 general terms of this section;
- 263 (60) "Specially constructed motor vehicle", a motor vehicle which shall not have been
264 originally constructed under a distinctive name, make, model or type by a manufacturer of
265 motor vehicles. The term specially constructed motor vehicle includes kit vehicles;
- 266 (61) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel
267 is located on a drop frame located behind and below the rearmost axle of the power unit;
- 268 (62) "Tandem axle", a group of two or more axles, arranged one behind another, the
269 distance between the extremes of which is more than forty inches and not more than ninety-
270 six inches apart;

271 (63) "Towaway trailer transporter combination", a combination of vehicles consisting
272 of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that
273 does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no
274 property and constitute inventory property of a manufacturer, distributor, or dealer of such
275 trailers or semitrailers;

276 (64) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle
277 designed for drawing other vehicles, but not for the carriage of any load when operating
278 independently. When attached to a semitrailer, it supports a part of the weight thereof;

279 (65) "Trailer", any vehicle without motive power designed for carrying property or
280 passengers on its own structure and for being drawn by a self-propelled vehicle, except those
281 running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed
282 and used in conjunction with a self-propelled vehicle that a considerable part of its own
283 weight rests upon and is carried by the towing vehicle. The term trailer shall not include
284 cotton trailers as defined in this section and shall not include manufactured homes as defined
285 in section 700.010;

286 (66) "Trailer transporter towing unit", a power unit that is not used to carry property
287 when operating in a towaway trailer transporter combination;

288 (67) "Truck", a motor vehicle designed, used, or maintained for the transportation of
289 property;

290 (68) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two
291 trailing units are connected with a B-train assembly which is a rigid frame extension attached
292 to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the
293 second semitrailer and has one less articulation point than the conventional A-dolly connected
294 truck-tractor semitrailer-trailer combination;

295 (69) "Truck-trailer boat transporter combination", a boat transporter combination
296 consisting of a straight truck towing a trailer using typically a ball and socket connection with
297 the trailer axle located substantially at the trailer center of gravity rather than the rear of the
298 trailer but so as to maintain a downward force on the trailer tongue;

299 (70) "Used parts dealer", a business that buys and sells used motor vehicle parts or
300 accessories, but not including a business that sells only new, remanufactured or rebuilt parts.
301 Business does not include isolated sales at a swap meet of less than three days;

302 (71) "Utility vehicle", any motorized vehicle manufactured and used exclusively for
303 off-highway use which is more than fifty inches but no more than eighty inches in width,
304 measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three
305 thousand five hundred pounds or less, traveling on four or six wheels, to be used primarily for
306 landscaping, lawn care, or maintenance purposes;

(72) "Vanpool", any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(73) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, electric bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(74) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(75) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain.

301.055. 1. The annual registration fee for motor vehicles other than commercial motor 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]
[Motoreycles]	[8.50]
[Motortricycles]	[10.00]
[Autocycles]	[10.00]

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

16 **2. The annual registration fee for motorcycles, motortricycles, and autocycles is**
17 **ten dollars, which shall include the railroad crossing safety fee prescribed in section**
18 **389.612.**

19 ~~[2-]~~ 3. Notwithstanding any other provision of law, the registration of any autocycle
20 registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect
21 until the expiration of the registration period for such vehicle at which time the owner shall be
22 required to renew the motor vehicle's registration under the autocycle classification and pay
23 the appropriate registration fee.

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

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

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

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

17 ~~[5-]~~ 2. The decision of the director as to the type of motor vehicles and their
18 classification for the purpose of registration and the computation of fees therefor shall be final
19 and conclusive.

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

9 2. The shifting of registration periods shall be accomplished by notifying the
10 registrants of the change, and giving them credit for that portion of the registration period not

11 yet elapsed. In such instances the director shall order the registrant to surrender the license
12 plates and registration certificate held by him and shall assign and issue, without cost to the
13 owner, new plates and a registration certificate designating the new registration expiration
14 date.

15 **3. Notwithstanding subsection 6 of section 142.869 or any other provision of law**
16 **to the contrary, the director may stagger the collection of alternative fuel decal fees and**
17 **issuance of alternative fuel decals so that issuance of alternative fuel decals occurs at the**
18 **time of vehicle registration and the decal or decals are valid for the duration of the**
19 **vehicle's registration period. In lieu of an alternative fuel decal, the director may issue a**
20 **receipt showing payment of the alternative fuel decal fee, which shall be kept with the**
21 **vehicle and valid in place of an alternative fuel decal displayed in accordance with**
22 **section 142.869.**

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

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

18 3. All property-carrying commercial motor vehicles to be registered at a gross weight
19 in excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local
20 transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, autocycles,
21 motorscooters, and driveaway vehicles shall be registered with the director of revenue as
22 provided for in subsection 3 of section 301.030, or with the state highways and transportation
23 commission as otherwise provided in this chapter, but only one license plate shall be issued
24 for each such vehicle, except as provided in this subsection. The applicant for registration of
25 any property-carrying commercial vehicle registered at a gross weight in excess of twelve

26 thousand pounds may request and be issued two license plates for such vehicle, and if such
27 plates are issued, the director of revenue shall provide for distinguishing marks on the plates
28 indicating one plate is for the front and the other is for the rear of such vehicle. The director
29 may assess and collect an additional charge from the applicant in an amount not to exceed the
30 fee prescribed for personalized license plates in subsection 1 of section 301.144.

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

35 5. No motor vehicle or trailer shall be operated on any highway of this state unless it
36 shall have displayed thereon the license plate or set of license plates issued by the director of
37 revenue or the state highways and transportation commission and authorized by section
38 301.140. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner
39 so that all parts thereof shall be plainly visible and reasonably clean so that the reflective
40 qualities thereof are not impaired. Each such plate may be encased in a transparent,
41 **nontinted** cover so long as the plate is plainly visible and ~~[its]~~ **the plate's** reflective qualities
42 are not impaired. **Additionally, license plate frames shall not cover or obscure any**
43 **information that is necessary for law enforcement purposes.** License plates shall be
44 fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed
45 in excess of twelve thousand pounds on the front and rear of such vehicles not less than eight
46 nor more than forty-eight inches above the ground, with the letters and numbers thereon right
47 side up. The license plates on trailers, motorcycles, motortricycles, autocycles, and
48 motorscooters shall be displayed on the rear of such vehicles either horizontally or vertically,
49 with the letters and numbers plainly visible. The license plate on buses, other than school
50 buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve
51 thousand pounds shall be displayed on the front of such vehicles not less than eight nor more
52 than forty-eight inches above the ground, with the letters and numbers thereon right side up or
53 if two plates are issued for the vehicle pursuant to subsection 3 of this section, displayed in
54 the same manner on the front and rear of such vehicles. The license plate or plates authorized
55 by section 301.140, when properly attached, shall be prima facie evidence that the required
56 fees have been paid.

57 6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as
58 provided by law as evidence of the annual payment of registration fees and the current
59 registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director
60 may prescribe any additional information recorded on the tab or tabs to ensure that the tab or
61 tabs positively correlate with the license plate or plates issued by the department of revenue
62 for such vehicle. Such tabs shall be produced in each license bureau office.

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

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

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

70 (5) For those commercial motor vehicles and trailers registered pursuant to section
71 301.041, the plate issued by the highways and transportation commission shall be a
72 permanent nonexpiring license plate for which no tabs shall be issued. Nothing in this section
73 shall relieve the owner of any vehicle permanently registered pursuant to this section from the
74 obligation to pay the annual registration fee due for the vehicle. The permanent nonexpiring
75 license plate shall be returned to the highways and transportation commission upon the sale or
76 disposal of the vehicle by the owner to whom the permanent nonexpiring license plate is
77 issued, or the plate may be transferred to a replacement commercial motor vehicle when the
78 owner files a supplemental application with the Missouri highways and transportation
79 commission for the registration of such replacement commercial motor vehicle. Upon
80 payment of the annual registration fee, the highways and transportation commission shall
81 issue a certificate of registration or other suitable evidence of payment of the annual fee, and
82 such evidence of payment shall be carried at all times in the vehicle for which it is issued.

83 (6) Upon the sale or disposal of any vehicle permanently registered under this section,
84 or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued
85 for such vehicle shall be returned to the highways and transportation commission and shall
86 not be valid for operation of such vehicle, or the plate may be transferred to a replacement
87 vehicle when the owner files a supplemental application with the Missouri highways and
88 transportation commission for the registration of such replacement vehicle. If a vehicle which
89 is permanently registered under this section is sold, wrecked or otherwise disposed of, or the
90 lease terminated, the registrant shall be given credit for any unused portion of the annual
91 registration fee when the vehicle is replaced by the purchase or lease of another vehicle
92 during the registration year.

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

97 8. Notwithstanding the provisions of any other law to the contrary, owners of motor
98 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in
99 excess of twenty-four thousand pounds gross weight may apply for special personalized

100 license plates. Vehicles licensed for twenty-four thousand pounds that display special
101 personalized license plates shall be subject to the provisions of subsections 1 and 2 of section
102 301.030. On and after August 28, 2016, owners of motor vehicles, other than apportioned
103 motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand
104 pounds gross weight, may apply for any preexisting or hereafter statutorily created special
105 personalized license plates.

106 9. No later than January 1, 2019, the director of revenue shall commence the
107 reissuance of new license plates of such design as approved by the advisory committee under
108 section 301.125 consistent with the terms, conditions, and provisions of section 301.125 and
109 this chapter. Except as otherwise provided in this section, in addition to all other fees
110 required by law, applicants for registration of vehicles with license plates that expire during
111 the period of reissuance, applicants for registration of trailers or semitrailers with license
112 plates that expire during the period of reissuance and applicants for registration of vehicles
113 that are to be issued new license plates during the period of reissuance shall pay the cost of
114 the plates required by this subsection. The additional cost prescribed in this subsection shall
115 not be charged to persons receiving special license plates issued under section 301.073 or
116 301.443. Historic motor vehicle license plates registered pursuant to section 301.131 and
117 specialized license plates are exempt from the provisions of this subsection. Except for new,
118 replacement, and transfer applications, permanent nonexpiring license plates issued to
119 commercial motor vehicles and trailers registered under section 301.041 are exempt from the
120 provisions of this subsection.

301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the
2 certificate of registration and the right to use the number plates shall expire and the number
3 plates shall be removed by the owner at the time of the transfer of possession, and it shall be
4 unlawful for any person other than the person to whom such number plates were originally
5 issued to have the same in his or her possession whether in use or not, unless such possession
6 is solely for charitable purposes; except that the buyer of a motor vehicle or trailer who trades
7 in a motor vehicle or trailer may attach the license plates from the traded-in motor vehicle or
8 trailer to the newly purchased motor vehicle or trailer. The operation of a motor vehicle with
9 such transferred plates shall be lawful for no more than thirty days, or no more than ninety
10 days if the dealer is selling the motor vehicle under the provisions of section 301.213, or no
11 more than sixty days if the dealer is selling the motor vehicle under the provisions of
12 subsection 5 of section 301.210. As used in this subsection, the term "trade-in motor vehicle
13 or trailer" shall include any single motor vehicle or trailer sold by the buyer of the newly
14 purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or
15 trailer are still valid.

16 2. In the case of a transfer of ownership the original owner may register another
17 motor vehicle under the same number, upon the payment of a fee of two dollars, if the motor
18 vehicle is of ~~[horsepower,]~~ gross weight or (in the case of a passenger-carrying commercial
19 motor vehicle) seating capacity~~[-]~~ not in excess of that originally registered. When such
20 motor vehicle is of greater ~~[horsepower,]~~ gross weight or (in the case of a passenger-carrying
21 commercial motor vehicle) seating capacity, for which a greater fee is prescribed, the
22 applicant shall pay a transfer fee of two dollars and a pro rata portion for the difference in
23 fees. When such vehicle is of less ~~[horsepower,]~~ gross weight or (in case of a passenger-
24 carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, the
25 applicant shall not be entitled to a refund.

26 3. License plates may be transferred from a motor vehicle which will no longer be
27 operated to a newly purchased motor vehicle by the owner of such vehicles. The owner shall
28 pay a transfer fee of two dollars if the newly purchased vehicle is of ~~[horsepower,]~~ gross
29 weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity~~[-]~~
30 not in excess of that of the vehicle which will no longer be operated. When the newly
31 purchased motor vehicle is of greater ~~[horsepower,]~~ gross weight or (in the case of a
32 passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is
33 prescribed, the applicant shall pay a transfer fee of two dollars and a pro rata portion of the
34 difference in fees. When the newly purchased vehicle is of less ~~[horsepower,]~~ gross weight or
35 (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a
36 lesser fee is prescribed, the applicant shall not be entitled to a refund.

37 4. (1) The director of the department of revenue shall have authority to produce or
38 allow others to produce a weather resistant, nontearing temporary permit authorizing the
39 operation of a motor vehicle or trailer by a buyer for not more than thirty days, ~~[or no more~~
40 ~~than ninety days if issued by a dealer selling the motor vehicle under the provisions of section~~
41 ~~301.213,]~~ or no more than sixty days if issued by a dealer selling the motor vehicle under the
42 provisions of subsection 5 of section 301.210, from the date of purchase. The temporary
43 permit authorized under this section may be purchased by the purchaser of a motor vehicle or
44 trailer from the central office of the department of revenue or from an authorized agent of the
45 department of revenue upon **satisfaction of all applicable taxes under chapter 144, upon**
46 proof of purchase of a motor vehicle or trailer for which the buyer has no registration plate
47 available for transfer and upon proof of financial responsibility, or from a motor vehicle
48 dealer upon purchase of a motor vehicle or trailer for which the buyer has no registration plate
49 available for transfer, or from a motor vehicle dealer upon purchase of a motor vehicle or
50 trailer for which the buyer has registered and is awaiting receipt of registration plates. The
51 director of the department of revenue or a producer authorized by the director of the
52 department of revenue may make temporary permits available to registered dealers in this

53 state, authorized agents of the department of revenue or the department of revenue. The price
54 paid by a motor vehicle dealer, an authorized agent of the department of revenue or the
55 department of revenue for a temporary permit shall not exceed five dollars for each permit.
56 The director of the department of revenue shall direct motor vehicle dealers and authorized
57 agents to obtain temporary permits from an authorized producer. Amounts received by the
58 director of the department of revenue for temporary permits shall constitute state revenue;
59 however, amounts received by an authorized producer other than the director of the
60 department of revenue shall not constitute state revenue and any amounts received by motor
61 vehicle dealers or authorized agents for temporary permits purchased from a producer other
62 than the director of the department of revenue shall not constitute state revenue. In no event
63 shall revenues from the general revenue fund or any other state fund be utilized to compensate
64 motor vehicle dealers or other producers for their role in producing temporary permits as
65 authorized under this section. Amounts that do not constitute state revenue under this section
66 shall also not constitute fees for registration or certificates of title to be collected by the
67 director of the department of revenue under section 301.190. No motor vehicle dealer,
68 authorized agent or the department of revenue shall charge more than five dollars for each
69 permit issued. The permit shall be valid for a period of thirty days, or no more than ninety
70 days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, or
71 no more than sixty days if issued by a dealer selling the motor vehicle under the provisions of
72 subsection 5 of section 301.210, from the date of purchase of a motor vehicle or trailer, or
73 from the date of sale of the motor vehicle or trailer by a motor vehicle dealer for which the
74 purchaser obtains a permit as set out above. No permit shall be issued for a vehicle under this
75 section unless the buyer shows proof of financial responsibility. Each temporary permit
76 issued shall be securely fastened to the back or rear of the motor vehicle in a manner and
77 place on the motor vehicle consistent with registration plates so that all parts and qualities of
78 the temporary permit thereof shall be plainly and clearly visible, reasonably clean and are not
79 impaired in any way.

80 **(2) The provisions of subdivision (1) of this subsection requiring satisfaction of**
81 **all applicable taxes under chapter 144 shall become effective only upon notification by**
82 **the director of the department of revenue to the revisor of statutes that implementation**
83 **of such requirements are technologically feasible following the development and**
84 **maintenance of a modernized, integrated system for the titling of vehicles, the issuance**
85 **and renewal of vehicle registrations, the issuance and renewal of drivers' licenses and**
86 **identification cards, and the perfection and release of liens and encumbrances on**
87 **vehicles.**

88 5. The permit shall be issued on a form prescribed by the director of the department of
89 revenue and issued only for the applicant's temporary operation of the motor vehicle or trailer

90 purchased to enable the applicant to temporarily operate the motor vehicle while proper title
91 and registration plates are being obtained, or while awaiting receipt of registration plates, and
92 shall be displayed on no other motor vehicle. Temporary permits issued pursuant to this
93 section shall not be transferable or renewable, shall not be valid upon issuance of proper
94 registration plates for the motor vehicle or trailer, and shall be returned to the department or to
95 the department's agent upon the issuance of such proper registration plates. Any temporary
96 permit returned to the department or to the department's agent shall be immediately
97 destroyed. The provisions of this subsection shall not apply to temporary permits issued for
98 commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight.
99 The director of the department of revenue shall determine the size, material, design,
100 numbering configuration, construction, and color of the permit. The director of the
101 department of revenue, at his or her discretion, shall have the authority to reissue, and thereby
102 extend the use of, a temporary permit previously and legally issued for a motor vehicle or
103 trailer while proper title and registration are being obtained.

104 6. Every motor vehicle dealer that issues temporary permits shall keep, for inspection
105 by proper officers, an accurate record of each permit issued by recording the permit number,
106 the motor vehicle dealer's number, buyer's name and address, the motor vehicle's year, make,
107 and manufacturer's vehicle identification number, and the permit's date of issuance and
108 expiration date. Upon the issuance of a temporary permit by either the central office of the
109 department of revenue, a motor vehicle dealer or an authorized agent of the department of
110 revenue, the director of the department of revenue shall make the information associated with
111 the issued temporary permit immediately available to the law enforcement community of the
112 state of Missouri.

113 7. Upon the transfer of ownership of any currently registered motor vehicle wherein
114 the owner cannot transfer the license plates due to a change of motor vehicle category, the
115 owner may surrender the license plates issued to the motor vehicle and receive credit for any
116 unused portion of the original registration fee against the registration fee of another motor
117 vehicle. Such credit shall be granted based upon the date the license plates are surrendered.
118 No refunds shall be made on the unused portion of any license plates surrendered for such
119 credit.

120 8. An additional temporary license plate produced in a manner and of materials
121 determined by the director to be the most cost-effective means of production with a
122 configuration that matches an existing or newly issued plate may be purchased by a motor
123 vehicle owner to be placed in the interior of the vehicle's rear window such that the driver's
124 view out of the rear window is not obstructed and the plate configuration is clearly visible
125 from the outside of the vehicle to serve as the visible plate when a bicycle rack or other item
126 obstructs the view of the actual plate. Such temporary plate is only authorized for use when

127 the matching actual plate is affixed to the vehicle in the manner prescribed in subsection 5 of
128 section 301.130. The fee charged for the temporary plate shall be equal to the fee charged for
129 a temporary permit issued under subsection 4 of this section. Replacement temporary plates
130 authorized in this subsection may be issued as needed upon the payment of a fee equal to the
131 fee charged for a temporary permit under subsection 4 of this section. The newly produced
132 third plate may only be used on the vehicle with the matching plate, and the additional plate
133 shall be clearly recognizable as a third plate and only used for the purpose specified in this
134 subsection.

135 9. Notwithstanding the provisions of section 301.217, the director may issue a
136 temporary permit to an individual who possesses a salvage motor vehicle which requires an
137 inspection under subsection 9 of section 301.190. The operation of a salvage motor vehicle
138 for which the permit has been issued shall be limited to the most direct route from the
139 residence, maintenance, or storage facility of the individual in possession of such motor
140 vehicle to the nearest authorized inspection facility and return to the originating location.
141 Notwithstanding any other requirements for the issuance of a temporary permit under this
142 section, an individual obtaining a temporary permit for the purpose of operating a motor
143 vehicle to and from an examination facility as prescribed in this subsection shall also
144 purchase the required motor vehicle examination form which is required to be completed for
145 an examination under subsection 9 of section 301.190 and provide satisfactory evidence that
146 such vehicle has passed a motor vehicle safety inspection for such vehicle as required in
147 section 307.350.

148 10. **Notwithstanding any provision of law to the contrary, a person may be**
149 **stopped or inspected by law enforcement, based on reasonable suspicion that a**
150 **temporary permit violation has occurred, in order to determine whether a temporary**
151 **permit is current or valid. Upon a determination by law enforcement that a temporary**
152 **permit is expired by at least seventy days, or that a temporary permit has been altered,**
153 **the law enforcement officer conducting the stop shall issue a citation and such person**
154 **shall be fined in the amount of two hundred fifty dollars. If the person properly**
155 **registers the vehicle within thirty days of the issuance of a citation, the prosecutor shall**
156 **nolle prosequi the citation, court costs shall be waived, and the offense shall not be**
157 **registered as a violation on the person's driving record. If the vehicle is stopped a**
158 **second time for a temporary permit violation after such thirty-day time period has**
159 **lapsed, the vehicle shall be impounded until such time as the vehicle is properly**
160 **registered. It shall be the responsibility of the owner of the vehicle to work with the**
161 **impound lot owner if there is an issue with the vehicle's safety inspection.**

162 11. The director of the department of revenue may promulgate all necessary rules and
163 regulations for the administration of this section. Any rule or portion of a rule, as that term is

164 defined in section 536.010, that is created under the authority delegated in this section shall
165 become effective only if it complies with and is subject to all of the provisions of chapter 536
166 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any
167 of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the
168 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then
169 the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012,
170 shall be invalid and void.

171 ~~[11.]~~ **12.** The repeal and reenactment of this section shall become effective on the date
172 the department of revenue or a producer authorized by the director of the department of
173 revenue begins producing temporary permits described in subsection 4 of such section, or on
174 July 1, 2013, whichever occurs first. If the director of revenue or a producer authorized by
175 the director of the department of revenue begins producing temporary permits prior to July 1,
176 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:

- 2 (1) "Department", the department of revenue;
- 3 (2) "Director", the director of the department of revenue;
- 4 (3) "Other authorized health care practitioner" includes advanced practice registered
5 nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334,
6 chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330,
7 assistant physicians, physical therapists licensed pursuant to chapter 334, **occupational**
8 **therapists licensed pursuant to chapter 324**, and optometrists licensed pursuant to chapter
9 336;
- 10 (4) "Physically disabled", a natural person who is blind, as defined in section 8.700,
11 or a natural person with medical disabilities which prohibits, limits, or severely impairs one's
12 ability to ambulate or walk, as determined by a licensed physician or other authorized health
13 care practitioner as follows:
 - 14 (a) The person cannot ambulate or walk fifty or less feet without stopping to rest due
15 to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and
16 disabling condition; or
 - 17 (b) The person cannot ambulate or walk without the use of, or assistance from, a
18 brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or
 - 19 (c) Is restricted by a respiratory or other disease to such an extent that the person's
20 forced respiratory expiratory volume for one second, when measured by spirometry, is less
21 than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or
 - 22 (d) Uses portable oxygen; or

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

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

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

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

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

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

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

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

44 3. A physician's statement shall:

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

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

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

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

52 4. If it is the professional opinion of the physician or other authorized health care
53 practitioner issuing the statement that the physical disability of the applicant, user, or member
54 of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the
55 physician or other authorized health care practitioner shall note on the statement the
56 anticipated length of the disability, which shall determine the expiration date for the
57 temporary windshield placard, and which period shall not exceed one hundred eighty days. If
58 the physician or health care practitioner fails to record an expiration date on the physician's
59 statement, the director shall issue a temporary windshield placard for a period of thirty days.

60 5. A physician or other authorized health care practitioner who issues or signs a
61 physician's statement so that disabled plates or a disabled windshield placard may be obtained
62 shall maintain in such disabled person's medical chart documentation that such a certificate
63 has been issued, the date the statement was signed, the diagnosis or condition which existed
64 that qualified the person as disabled pursuant to this section and shall contain sufficient
65 documentation so as to objectively confirm that such condition exists.

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

71 7. Owners of motor vehicles who are residents of the state of Missouri, and who are
72 physically disabled, owners of motor vehicles operated at least fifty percent of the time by a
73 physically disabled person, or owners of motor vehicles used to primarily transport physically
74 disabled members of the owner's household may obtain disabled person license plates. Such
75 owners, upon application to the director accompanied by the documents and fees provided for
76 in this section, a current physician's statement which has been issued within ninety days
77 proceeding the date the application is made, and proof of compliance with the state motor
78 vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor
79 vehicle license plates for vehicles, other than commercial vehicles with a gross weight in
80 excess of twenty-four thousand pounds, upon which shall be inscribed the international
81 wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of
82 letters and numbers. Such license plates shall be made with fully reflective material with a
83 common color scheme and design, shall be clearly visible at night, and shall be aesthetically
84 attractive, as prescribed by section 301.130. If at any time an individual who obtained
85 disabled license plates issued under this subsection no longer occupies a residence with a
86 physically disabled person, or no longer owns a vehicle that is operated at least fifty percent
87 of the time by a physically disabled person, such individual shall surrender the disabled
88 license plates to the department within thirty days of becoming ineligible for their use.

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

95 9. No additional fee shall be paid to the director for the issuance of the special license
96 plates provided in this section, except for special personalized license plates and other license

97 plates described in this subsection. Priority for any specific set of special license plates shall
98 be given to the applicant who received the number in the immediately preceding license
99 period subject to the applicant's compliance with the provisions of this section and any
100 applicable rules or regulations issued by the director. If determined feasible by the advisory
101 committee established in section 301.129, any special license plate issued pursuant to this
102 section may be adapted to also include the international wheelchair accessibility symbol and
103 the word "DISABLED" as prescribed in this section and such plate may be issued to any
104 applicant who meets the requirements of this section and the other appropriate provision of
105 this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

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

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

129 12. A temporary windshield placard shall be issued to any physically disabled person,
130 or the parent or guardian of any such person who otherwise qualifies except that the physical
131 disability, in the opinion of the physician, is not expected to exceed a period of one hundred
132 eighty days. The temporary windshield placard shall conform to the specifications, in respect
133 to size, color, and content, as set forth in federal regulations published by the Department of

134 Transportation. The fee for the temporary windshield placard shall be two dollars. Upon
135 request, and for good cause shown, one additional temporary windshield placard may be
136 issued to an applicant. Temporary windshield placards shall be issued upon presentation of
137 the physician's statement provided by this section and shall be displayed in the same manner
138 as removable windshield placards. A person or entity shall be qualified to possess and
139 display a temporary removable windshield placard for six months and the placard may be
140 renewed once for an additional six months if a physician's statement pursuant to this section is
141 supplied to the director of revenue at the time of renewal.

142 13. A windshield placard shall be renewable only by the person or entity to which the
143 placard was originally issued. Any placard issued pursuant to this section shall only be used
144 when the physically disabled occupant for whom the disabled plate or placard was issued is in
145 the motor vehicle at the time of parking or when a physically disabled person is being
146 delivered or collected. A disabled license plate and/or a removable windshield hanging
147 placard are not transferable and may not be used by any other person whether disabled or not.

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

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

161 16. (1) Except as otherwise provided in this subsection, every applicant for issuance
162 of a disabled license plate or placard shall be required to present a new physician's statement
163 dated no more than ninety days prior to such application, and for renewal applications a
164 physician's statement dated no more than ninety days prior to such application shall be
165 required every eighth year.

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

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

175 17. The director of revenue upon receiving a physician's statement pursuant to this
176 subsection shall check with the state board of registration for the healing arts created in
177 section 334.120, or the Missouri state board of nursing established in section 335.021, with
178 respect to ~~[physician's]~~ **physicians'** statements signed by advanced practice registered nurses,
179 or the Missouri state board of chiropractic examiners established in section 331.090, with
180 respect to ~~[physician's]~~ **physicians'** statements signed by licensed chiropractors, or with the
181 board of optometry established in section 336.130, with respect to ~~[physician's]~~ **physicians'**
182 statements signed by licensed optometrists, or the state board of podiatric medicine created in
183 section 330.100, with respect to ~~[physician's]~~ **physicians'** statements signed by physicians of
184 the foot or podiatrists, **or the Missouri board of occupational therapy established in**
185 **section 324.063, with respect to physicians' statements signed by licensed occupational**
186 **therapists**, to determine whether the physician is duly licensed and registered pursuant to
187 law.

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

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

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

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

205 22. When a person to whom disabled person license plates or a removable or
206 temporary windshield placard or both have been issued dies, the personal representative of the
207 decedent or such other person who may come into or otherwise take possession of the

208 disabled license plates or disabled windshield placard shall return the same to the director of
209 revenue under penalty of law. Failure to return such plates or placards shall constitute a class
210 B misdemeanor.

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

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

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

223 26. Fraudulent application, renewal, issuance, procurement or use of disabled person
224 license plates or windshield placards shall be a class A misdemeanor. It is a class B
225 misdemeanor for a physician, chiropractor, podiatrist ~~[or]~~, optometrist, **or occupational**
226 **therapist** to certify that an individual or family member is qualified for a license plate or
227 windshield placard based on a disability, the diagnosis of which is outside their scope of
228 practice or if there is no basis for the diagnosis.

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

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

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

17 2. The director of revenue may prescribe rules and regulations for the effective
18 administration of this section. The director is authorized to adopt those rules that are
19 reasonable and necessary to accomplish the limited duties specifically delegated within this
20 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is
21 promulgated pursuant to the authority delegated in this section shall become effective only if
22 it has been promulgated pursuant to the provisions of chapter 536. This section and chapter
23 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
24 chapter 536 to review, to delay the effective date or to disapprove and annul a rule are
25 subsequently held unconstitutional, then the grant of rulemaking authority and any rule
26 proposed or adopted after July 1, 2000, shall be invalid and void.

27 3. The director of revenue shall have the authority to stagger the registration period of
28 motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand
29 pounds gross weight **to equalize workload or for the convenience of registration**
30 **applicants**. Once the owner of a motor vehicle chooses the option of biennial registration,
31 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
2 serves in ~~[any branch of the United States Armed Forces]~~ **the United States Army, Marine**
3 **Corps, Navy, Air Force, Space Force, Coast Guard, or National Guard, or in the reserves**
4 **for any such branch, [the United States Coast Guard or reserve,]** the United States Merchant
5 Marines or reserve, or the Missouri National Guard, or any subdivision of any of such
6 services or a member of the United States Marine Corps League may apply for special motor
7 vehicle license plates, either solely or jointly, for issuance either to passenger motor vehicles
8 subject to the registration fees provided in section 301.055, or to nonlocal property-carrying
9 commercial motor vehicles licensed for a gross weight of six thousand pounds up through and
10 including twenty-four thousand pounds as provided in section 301.057. Any such person
11 shall make application for the special license plates on a form provided by the director of
12 revenue and furnish such proof that such person is a member or former member of any such
13 branch of service as the director may require. Upon presentation of the proof of eligibility
14 and annual payment of the fee required for personalized license plates in section 301.144, and
15 other fees and documents which may be required by law, the department shall issue
16 personalized license plates which shall bear the seal, logo or emblem, along with a word or
17 words designating the branch or subdivision of such service for which the person applies. All
18 seals, logos, emblems or special symbols shall become an integral part of the license plate;
19 however, no plate shall contain more than one seal, logo, emblem or special symbol and the
20 design of such plates shall be approved by the advisory committee established in section
21 301.129 and by the branch or subdivision of such service or the Marine Corps League prior to
22 issuing such plates. The plates shall have a white background with a blue and red

23 configuration at the discretion of the advisory committee established in section 301.129. The
24 plates shall be clearly visible at night and shall be aesthetically attractive, as prescribed by
25 section 301.130. The bidding process used to select a vendor for the material to manufacture
26 the license plates authorized by this section shall consider the aesthetic appearance of the
27 plate. The director of revenue shall make necessary rules and regulations for the enforcement
28 of this section, and shall design all necessary forms. All license plates issued under this
29 provision must be renewed in accordance with law. License plates issued under the
30 provisions of this section shall not be transferable to any other person, except that any
31 registered co-owner of the motor vehicle shall be entitled to operate the motor vehicle for the
32 duration of the year licensed, in the event of the death of the qualified applicant.

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

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

13 3. Upon presentation of the annual statement, payment of a fifteen dollar fee in
14 addition to the regular registration fees and documents which may be required by law, the
15 director of the department of revenue shall issue a license plate, which shall bear an emblem
16 of the Missouri conservation heritage foundation in a form prescribed by the director, to the
17 vehicle owner. Such license plates shall be made with fully reflective material with a
18 common color scheme and design, shall be clearly visible at night, and shall be aesthetically
19 attractive, as prescribed by section 301.130. Notwithstanding the provisions of section
20 301.144, no additional fee shall be charged for the personalization of license plates pursuant
21 to this section.

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

26 5. A vehicle owner, who was previously issued a plate with a Missouri conservation
27 heritage foundation emblem authorized by this section but who does not provide an emblem-

28 use authorization statement at a subsequent time of registration, shall be issued a new plate
29 which does not bear the foundation emblem, as otherwise provided by law.

30 [5:] 6. The director of the department of revenue may promulgate rules and
31 regulations for the administration of this section. Any rule or portion of a rule, as that term is
32 defined in section 536.010, that is promulgated under the authority delegated in this section
33 shall become effective only if it has been promulgated pursuant to the provisions of chapter
34 536. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect;
35 however, nothing in this section shall be interpreted to repeal or affect the validity of any rule
36 filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter
37 536. This section and chapter 536 are nonseverable and if any of the powers vested with the
38 general assembly pursuant to chapter 536 to review, to delay the effective date, or to
39 disapprove and annul a rule are subsequently held unconstitutional, then the grant of
40 rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid
41 and void.

301.558. 1. A motor vehicle dealer, **trailer dealer**, boat dealer, or powersport dealer
2 may fill in the blanks on standardized forms in connection with the sale or lease of a new or
3 used motor vehicle, **trailer**, vessel, or vessel trailer if the motor vehicle dealer, **trailer dealer**,
4 boat dealer, or powersport dealer does not charge for the services of filling in the blanks or
5 otherwise charge for preparing documents.

6 2. A motor vehicle dealer, **trailer dealer**, boat dealer, or powersport dealer may
7 charge an administrative fee in connection with the sale or lease of a new or used motor
8 vehicle, **trailer**, vessel, or vessel trailer for the storage of documents or any other
9 administrative or clerical services not prohibited by this section. A portion of the
10 administrative fee may result in profit to the motor vehicle dealer, **trailer dealer**, boat dealer,
11 or powersport dealer.

12 3. (1) Ten percent of any fee authorized under this section and charged by motor
13 vehicle dealers **or trailer dealers** shall be remitted to the motor vehicle administration
14 technology fund established in this subsection, for the development of the system specified in
15 this subsection. Following the development of the system specified in this subsection, the
16 director of the department of revenue shall notify motor vehicle dealers **and trailer dealers**,
17 and implement the system, and the percentage of any fee authorized under this section
18 required to be remitted to the fund shall be reduced to ~~[one]~~ **three and one-half** percent,
19 which shall be used for maintenance of the system. This subsection shall expire on January 1,
20 2037.

21 (2) There is hereby created in the state treasury the "Motor Vehicle Administration
22 Technology Fund", which shall consist of money collected as specified in this subsection.
23 The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and

24 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund
25 and money in the fund shall be used solely by the department of revenue for the purpose of
26 development and maintenance of a modernized, integrated system for the titling of vehicles,
27 issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and
28 identification cards, and perfection and release of liens and encumbrances on vehicles.

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

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

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

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

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

57

58 "AN ADMINISTRATIVE FEE IS NOT AN OFFICIAL FEE AND IS NOT REQUIRED BY
59 LAW BUT MAY BE CHARGED BY A DEALER. THIS ADMINISTRATIVE FEE MAY
60 RESULT IN A PROFIT TO DEALER. NO PORTION OF THIS ADMINISTRATIVE FEE

61 IS FOR THE DRAFTING, PREPARATION, OR COMPLETION OF DOCUMENTS OR
62 THE PROVIDING OF LEGAL ADVICE. THIS NOTICE IS REQUIRED BY LAW."

63 7. The general assembly believes that an administrative fee charged in compliance
64 with this section is not the unauthorized practice of law or the unauthorized business of law so
65 long as the activity or service for which the fee is charged is in compliance with the
66 provisions of this section and does not result in the waiver of any rights or remedies.
67 Recognizing, however, that the judiciary is the sole arbitrator of what constitutes the practice
68 of law, in the event that a court determines that an administrative fee charged in compliance
69 with this section, and that does not waive any rights or remedies of the buyer, is the
70 unauthorized practice of law or the unauthorized business of law, then no person who paid
71 that administrative fee may recover said fee or treble damages, as permitted under section
72 484.020, and no person who charged that fee shall be guilty of a misdemeanor, as provided
73 under section 484.020.

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

3 (1) Every application other than a renewal application for a **new** motor vehicle
4 franchise dealer shall include a certification that the applicant has a bona fide established
5 place of business. Such application shall include an annual certification that the applicant has
6 a bona fide established place of business for the first three years and only for every other year
7 thereafter. The certification shall be performed by a uniformed member of the Missouri state
8 highway patrol or authorized or designated employee stationed in the troop area in which the
9 applicant's place of business is located; except that in counties of the first classification,
10 certification may be performed by an officer of a metropolitan police department when the
11 applicant's established place of business of distributing or selling motor vehicles or trailers is
12 in the metropolitan area where the certifying metropolitan police officer is employed. When
13 the application is being made for licensure as a boat manufacturer or boat dealer, certification
14 shall be performed by a uniformed member of the Missouri state highway patrol or authorized
15 or designated employee stationed in the troop area in which the applicant's place of business
16 is located or, if the applicant's place of business is located within the jurisdiction of a
17 metropolitan police department in a first class county, by an officer of such metropolitan
18 police department. A bona fide established place of business for any new motor vehicle
19 franchise dealer, used motor vehicle dealer, boat dealer, powersport dealer, wholesale motor
20 vehicle dealer, trailer dealer, or wholesale or public auction shall be a permanent enclosed
21 building or structure, either owned in fee or leased and actually occupied as a place of
22 business by the applicant for the selling, bartering, trading, servicing, or exchanging of motor
23 vehicles, boats, personal watercraft, or trailers and wherein the public may contact the owner
24 or operator at any reasonable time, and wherein shall be kept and maintained the books,

25 records, files and other matters required and necessary to conduct the business. The applicant
26 shall maintain a working telephone number during the entire registration year which will
27 allow the public, the department, and law enforcement to contact the applicant during regular
28 business hours. The applicant shall also maintain an email address during the entire
29 registration year which may be used for official correspondence with the department. In order
30 to qualify as a bona fide established place of business for all applicants licensed pursuant to
31 this section there shall be an exterior sign displayed carrying the name of the business set
32 forth in letters at least six inches in height and clearly visible to the public and there shall be
33 an area or lot which shall not be a public street on which multiple vehicles, boats, personal
34 watercraft, or trailers may be displayed. The sign shall contain the name of the dealership by
35 which it is known to the public through advertising or otherwise, which need not be identical
36 to the name appearing on the dealership's license so long as such name is registered as a
37 fictitious name with the secretary of state, has been approved by its line-make manufacturer
38 in writing in the case of a new motor vehicle franchise dealer and a copy of such fictitious
39 name registration has been provided to the department. Dealers who sell only emergency
40 vehicles as defined in section 301.550 are exempt from maintaining a bona fide place of
41 business, including the related law enforcement certification requirements, and from meeting
42 the minimum yearly sales;

43 (2) The initial application for licensure shall include a photograph, not to exceed eight
44 inches by ten inches but no less than five inches by seven inches, showing the business
45 building, lot, and sign. A new motor vehicle franchise dealer applicant who has purchased a
46 currently licensed new motor vehicle franchised dealership shall be allowed to submit a
47 photograph of the existing dealership building, lot and sign but shall be required to submit a
48 new photograph upon the installation of the new dealership sign as required by sections
49 301.550 to 301.580. Applicants shall not be required to submit a photograph annually unless
50 the business has moved from its previously licensed location, or unless the name of the
51 business or address has changed, or unless the class of business has changed;

52 (3) Every applicant as a new motor vehicle franchise dealer, a used motor vehicle
53 dealer, a powersport dealer, a wholesale motor vehicle dealer, trailer dealer, or boat dealer
54 shall furnish with the application a corporate surety bond or an irrevocable letter of credit as
55 defined in section 400.5-102, issued by any state or federal financial institution in the penal
56 sum of fifty thousand dollars on a form approved by the department. The bond or irrevocable
57 letter of credit shall be conditioned upon the dealer complying with the provisions of the
58 statutes applicable to new motor vehicle franchise dealers, used motor vehicle dealers,
59 powersport dealers, wholesale motor vehicle dealers, trailer dealers, and boat dealers, and the
60 bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded
61 when such acts constitute grounds for the suspension or revocation of the dealer's license.

62 The bond shall be executed in the name of the state of Missouri for the benefit of all
63 aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the
64 beneficiary; except, that the aggregate liability of the surety or financial institution to the
65 aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of
66 credit. Additionally, every applicant as a new motor vehicle franchise dealer, a used motor
67 vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, or boat dealer shall
68 furnish with the application a copy of a current dealer garage policy bearing the policy
69 number and name of the insurer and the insured. The proceeds of the bond or irrevocable
70 letter of credit furnished by an applicant shall be paid upon receipt by the department of a
71 final judgment from a Missouri court of competent jurisdiction against the principal and in
72 favor of an aggrieved party. The proceeds of the bond or irrevocable letter of credit furnished
73 by an applicant shall be paid at the order of the department and in the amount determined by
74 the department to any buyer or interested lienholder up to the greater of the amount required
75 for the release of the purchase money lien or the sales price paid by the buyer where a dealer
76 has failed to fulfill the dealer's obligations under an agreement to assign and deliver title to
77 the buyer within thirty days under a contract entered into pursuant to subsection 5 of section
78 301.210. The department shall direct release of the bond or irrevocable letter of credit
79 proceeds upon presentation of a written agreement entered into pursuant to subsection 5 of
80 section 301.210, copies of the associated sales and finance documents, and the affidavit or
81 affidavits of the buyer or lienholder stating that the certificate of title with assignment thereof
82 has not been passed to the buyer within thirty days of the date of the contract entered into
83 under subsection 5 of section 301.210, that the dealer has not fulfilled the agreement under
84 the contract to repurchase the vehicle, that the buyer or the lienholder has notified the dealer
85 of the claim on the bond or letter of credit, and the amount claimed by the purchaser or
86 lienholder. In addition, prior to directing release and payment of the proceeds of a bond or
87 irrevocable letter of credit, the department shall ensure that there is satisfactory evidence to
88 establish that the vehicle which is subject to the written agreement has been returned by the
89 buyer to the dealer or that the buyer has represented to the department that the buyer will
90 surrender possession of the vehicle to the dealer upon payment of the proceeds of the bond or
91 letter of credit directed by the department. Excepting ordinary wear and tear or mechanical
92 failures not caused by the buyer, the amount of proceeds to be paid to the buyer under the
93 bond or irrevocable letter of credit shall be reduced by an amount equivalent to any damage,
94 abuse, or destruction incurred by the vehicle while the vehicle was in the buyer's possession
95 as agreed between the buyer and the dealer. The dealer may apply to a court of competent
96 jurisdiction to contest the claim on the bond or letter of credit, including the amount of the
97 claim and the amount of any adjustment for any damage, abuse, or destruction, by filing a
98 petition with the court within thirty days of the notification by the buyer or lienholder. If the

99 dealer does not fulfill the agreement or file a petition to request judicial relief from the terms
100 of the agreement or contest the amount of the claim, the bond or letter of credit shall be
101 released by the department and directed paid in the amount or amounts presented by the
102 lienholder or buyer;

103 (4) Payment of all necessary license fees as established by the department. In
104 establishing the amount of the annual license fees, the department shall, as near as possible,
105 produce sufficient total income to offset operational expenses of the department relating to the
106 administration of sections 301.550 to 301.580. All fees payable pursuant to the provisions of
107 sections 301.550 to 301.580~~], other than those fees collected for the issuance of dealer plates~~
108 ~~or certificates of number collected pursuant to subsection 6 of this section,~~ shall be collected
109 by the department for deposit in the state treasury to the credit of the "Motor Vehicle
110 Commission Fund", which is hereby created. The motor vehicle commission fund shall be
111 administered by the Missouri department of revenue. The provisions of section 33.080 to the
112 contrary notwithstanding, money in such fund shall not be transferred and placed to the credit
113 of the general revenue fund until the amount in the motor vehicle commission fund at the end
114 of the biennium exceeds two times the amount of the appropriation from such fund for the
115 preceding fiscal year or, if the department requires permit renewal less frequently than yearly,
116 then three times the appropriation from such fund for the preceding fiscal year. The amount,
117 if any, in the fund which shall lapse is that amount in the fund which exceeds the multiple of
118 the appropriation from such fund for the preceding fiscal year.

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

126 3. Except as otherwise provided in subsection 6 of this section, upon the initial
127 issuance of a license by the department, the department shall assign a distinctive dealer
128 license number or certificate of number to the applicant and the department shall issue one
129 number plate or certificate bearing the distinctive dealer license number or certificate of
130 number and two additional number plates or certificates of number within eight working
131 hours after presentment of the application and payment by the applicant of a fee of fifty
132 dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate
133 or certificate. Upon renewal, the department shall issue ~~[the distinctive dealer license number~~
134 ~~or certificate of number]~~ **a renewal tab to be placed on the lower right corner of the plate**
135 **or certificate** as quickly as possible. **The fee for the tabs shall be twenty-five dollars for**

the first tab and six dollars for each additional tab. The issuance of such distinctive dealer license number or certificate of number, **and tab or tabs**, shall be in lieu of registering each motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer, manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor vehicle auction or new or used motor vehicle dealer. The license plates described in this section shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

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

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

171 December 1, 2008, the director of the department of revenue shall notify the revisor of
172 statutes of such fact.

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

179 6. In the case of motor vehicle dealers, the department shall issue one number plate
180 bearing the distinctive dealer license number and may issue one additional number plate to
181 the applicant upon payment by the dealer of a fifty dollar fee for the number plate bearing the
182 distinctive dealer license number and ten dollars and fifty cents for the additional number
183 plate. The department may issue a third plate to the motor vehicle dealer upon completion of
184 the dealer's fifteenth qualified transaction and payment of a fee of ten dollars and fifty cents.
185 In the case of new motor vehicle manufacturers, powersport dealers, recreational motor
186 vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the
187 distinctive dealer license number and may issue two additional number plates to the applicant
188 upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing
189 the distinctive dealer license number and ten dollars and fifty cents for each additional
190 number plate. Boat dealers and boat manufacturers shall be entitled to one certificate of
191 number bearing such number upon the payment of a fifty dollar fee. Additional number
192 plates and as many additional certificates of number may be obtained upon payment of a fee
193 of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle
194 manufacturers shall not be issued or possess more than three hundred forty-seven additional
195 number plates or certificates of number annually. New and used motor vehicle dealers,
196 powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are
197 limited to one additional plate or certificate of number per ten-unit qualified transactions
198 annually. New and used recreational motor vehicle dealers are limited to two additional
199 plates or certificate of number per ten-unit qualified transactions annually for their first fifty
200 transactions and one additional plate or certificate of number per ten-unit qualified
201 transactions thereafter. An applicant seeking the issuance of an initial license shall indicate
202 on his or her initial application the applicant's proposed annual number of sales in order for
203 the director to issue the appropriate number of additional plates or certificates of number. A
204 motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle
205 dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer
206 obtaining a distinctive dealer license plate or certificate of number or additional license plate
207 or additional certificate of number, throughout the calendar year, shall be required to pay a fee

208 for such license plates or certificates of number computed on the basis of one-twelfth of the
209 full fee prescribed for the original and duplicate number plates or certificates of number for
210 such dealers' licenses, multiplied by the number of months remaining in the licensing period
211 for which the dealer or manufacturers shall be required to be licensed. In the event of a
212 renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and
213 public auctions shall be issued a certificate of dealer registration in lieu of a dealer number
214 plate. In order for dealers to obtain number plates or certificates under this section, dealers
215 shall submit to the department of revenue on August first of each year a statement certifying,
216 under penalty of perjury, the dealer's number of sales during the reporting period of July first
217 of the immediately preceding year to June thirtieth of the present year.

218 7. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on
219 any motor vehicle owned by a new motor vehicle manufacturer. The plates issued pursuant to
220 subsection 3 or 6 of this section may be displayed on any motor vehicle or trailer owned and
221 held for resale by a motor vehicle dealer for use by a customer who is test driving the motor
222 vehicle, for use by any customer while the customer's vehicle is being serviced or repaired by
223 the motor vehicle dealer, for use and display purposes during, but not limited to, parades,
224 private events, charitable events, or for use by an employee or officer, but shall not be
225 displayed on any motor vehicle or trailer hired or loaned to others or upon any regularly used
226 service or wrecker vehicle. Motor vehicle dealers may display their dealer plates on a tractor,
227 truck or trailer to demonstrate a vehicle under a loaded condition. Trailer dealers may display
228 their dealer license plates in like manner, except such plates may only be displayed on trailers
229 owned and held for resale by the trailer dealer.

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

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

242 10. (1) Every application for the issuance of a used motor vehicle dealer's license
243 shall be accompanied by proof that the applicant, within the last twelve months, has
244 completed an educational seminar course approved by the department as prescribed by

subdivision (2) of this subsection. Wholesale and public auto auctions and applicants currently holding a new or used license for a separate dealership shall be exempt from the requirements of this subsection. The provisions of this subsection shall not apply to current new motor vehicle franchise dealers or motor vehicle leasing agencies or applicants for a new motor vehicle franchise or a motor vehicle leasing agency. The provisions of this subsection shall not apply to used motor vehicle dealers who were licensed prior to August 28, 2006.

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

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

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

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

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

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

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

3. For the purposes of sections 301.550 to 301.580, the sale, barter, exchange, lease or rental with option to purchase of ~~six~~ **eight** or more motor vehicles in a calendar year by any person, partnership, corporation, company or association, whether or not the motor vehicles are owned by them, shall be prima facie evidence of intent to make a profit or gain of money and such person, partnership, corporation, company or association shall be deemed to be acting as a motor vehicle dealer without a license.

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

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

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

301.3182. Any person who served as a member of the Armed Forces of the
2 United States in Afghanistan, who was awarded the Afghanistan Campaign medal, may
3 apply for Afghanistan Veteran vehicle license plates, for any motor vehicle the person
4 owns, either solely or jointly, other than an apportioned motor vehicle or a commercial
5 motor vehicle licensed in excess of twenty-four thousand pounds gross weight. Any such
6 person shall make application for the license plates authorized by this section on a form
7 provided by the director of revenue and furnish such proof of service in Afghanistan,
8 the awarding of the Afghanistan Campaign medal, and status as currently serving in a

9 **branch of the Armed Forces of the United States or as an honorably discharged veteran**
10 **as the director may require. Upon presentation of the proof of eligibility, payment of a**
11 **fifteen-dollar fee in addition to the regular registration fees, and presentation of**
12 **documents that may be required by law, the director shall then issue license plates**
13 **bearing letters or numbers or a combination thereof as determined by the director, with**
14 **the words "AFGHANISTAN VETERAN" in place of the words "SHOW-ME STATE".**
15 **Such plates shall bear the Afghanistan Campaign medal on the left side.**
16 **Notwithstanding the provisions of section 301.144, no additional fee shall be charged**
17 **for the personalization of license plates issued pursuant to this section. The plates shall**
18 **be clearly visible at night and shall be aesthetically attractive, as prescribed by section**
19 **301.130. There shall be no limit on the number of license plates any person qualified**
20 **pursuant to this section may obtain so long as each set of license plates issued pursuant**
21 **to this section is issued for a vehicle owned solely or jointly by such person. License**
22 **plates issued pursuant to this section shall not be transferable to any other person except**
23 **that any registered co-owner of the motor vehicle may operate the motor vehicle for the**
24 **duration of the year licensed in the event of the death of the qualified person.**

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

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

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

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

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

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

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

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

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

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

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

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

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

3. The director may adopt any rules and regulations necessary to carry out the provisions 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, 2004, shall be invalid and void.

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

302.735. 1. An application shall not be taken from a nonresident after September 30, 2005. The application for a commercial driver's license shall include, but not be limited to,

3 the applicant's legal name, mailing and residence address, if different, a physical description
4 of the person, including sex, height, weight and eye color, the person's Social Security
5 number, date of birth and any other information deemed appropriate by the director. The
6 application shall also require, beginning September 30, 2005, the applicant to provide the
7 names of all states where the applicant has been previously licensed to drive any type of
8 motor vehicle during the preceding ten years.

9 2. A commercial driver's license shall expire on the applicant's birthday in the sixth
10 year after issuance, unless the license must be issued for a shorter period due to other
11 requirements of law or for transition or staggering of work as determined by the director, and
12 must be renewed on or before the date of expiration. When a person changes such person's
13 name an application for a duplicate license shall be made to the director of revenue. When a
14 person changes such person's mailing address or residence the applicant shall notify the
15 director of revenue of said change, however, no application for a duplicate license is required.
16 A commercial license issued pursuant to this section to an applicant less than twenty-one
17 years of age and seventy years of age and older shall expire on the applicant's birthday in the
18 third year after issuance, unless the license must be issued for a shorter period as determined
19 by the director.

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

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

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

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

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

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

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

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

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

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

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

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

69 13. (1) Effective December 19, 2005, notwithstanding any provisions of subsections
70 1 and 5 of this section to the contrary, the director may issue a nondomiciled commercial
71 driver's license or commercial driver's instruction permit to a resident of a foreign jurisdiction
72 if the United States Secretary of Transportation has determined that the commercial motor
73 vehicle testing and licensing standards in the foreign jurisdiction do not meet the testing
74 standards established in 49 CFR 383.

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

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

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

90 14. Foreign jurisdiction for purposes of issuing a nondomiciled commercial driver's
91 license or commercial driver's instruction permit under this section shall not include any of
92 the fifty states of the United States or Canada or Mexico.

304.035. 1. When any person driving a vehicle approaches a railroad grade crossing,
2 the driver of the vehicle shall operate the vehicle in a manner so he will be able to stop, and he
3 shall stop the vehicle not less than fifteen feet and not more than fifty feet from the nearest
4 rail of the railroad track and shall not proceed until he can safely do so if:

5 (1) A clearly visible electric or mechanical signal device warns of the approach of a
6 railroad train **or any on-track equipment**; or

7 (2) A crossing gate is lowered or when a human flagman gives or continues to give a
8 signal or warning of the approach or passage of a railroad train **or any on-track equipment**;
9 or

10 (3) An approaching railroad train **or any on-track equipment** is visible and is in
11 hazardous proximity to such crossing; or

12 (4) Any other traffic sign, device or any other act, rule, regulation or statute requires a
13 vehicle to stop at a railroad grade crossing.

14 2. No person shall drive any vehicle through, around or under any crossing gate or
15 barrier at a railroad crossing when a train **or any on-track equipment** is approaching while
16 such gate or barrier is closed or is being opened or closed.

17 3. No person shall drive a vehicle through a railroad crossing when there is not
18 sufficient space to drive completely through the crossing.

19 4. No person shall drive a vehicle through a railroad crossing unless such vehicle has
20 sufficient undercarriage clearance necessary to prevent the undercarriage of the vehicle from
21 contacting the railroad crossing.

22 5. Every commercial motor vehicle as defined in section 302.700 shall, upon
23 approaching a railroad grade crossing, be driven at a rate of speed which will permit said
24 commercial motor vehicle to be stopped before reaching the nearest rail of such crossing and
25 shall not be driven upon or over such crossing until due caution has been taken to ascertain
26 that the course is clear. This section does not apply to vehicles which are required to stop at
27 railroad crossings pursuant to section 304.030.

28 6. Any person violating the provisions of this section is guilty of a class C
29 misdemeanor.

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

2 (1) "Commercial vehicle", any self-propelled or towed vehicle that has a gross
3 vehicle weight rating of more than ten thousand pounds;

4 (2) "Department", the department of transportation;

5 (3) "Gross vehicle weight rating", the same meaning given to the term in section
6 302.700;

7 (4) "Nonconsensual tow", the movement or transportation of a commercial
8 vehicle by a tow truck if such movement or transportation is performed without the
9 prior consent or authorization of the owner or operator of the commercial vehicle. Such
10 term also includes any tow of a commercial vehicle ordered by a law enforcement
11 agency without the prior consent or authorization of the owner or operator of the
12 commercial vehicle;

13 (5) "Tow truck", the same meaning given to the term in section 304.153;

14 (6) "Towing company", the same meaning given to the term in section 304.153.

15 2. The department of transportation shall establish procedures to address
16 nonconsensual towing, recovery, and cleanup practices related to the removal of
17 commercial vehicles from roadways; procedures to receive, investigate, and adjudicate
18 complaints from an owner, operator, or insurer of a commercial vehicle involved in a
19 nonconsensual tow; and procedures for prohibiting towing companies from performing
20 nonconsensual tows if they are found to be in violation of this section. The procedures
21 developed under this section shall be contained in the department of transportation's
22 towing services standards manual. All nonconsensual towing, recovery, and cleanup
23 practices shall comply with this section, the department of transportation's towing
24 services standards manual, and all other applicable laws and regulations.

25 3. The procedures established by the department under this section shall
26 include, at a minimum:

27 (1) A process for an owner, operator, or insurer of a commercial vehicle to file a
28 complaint against a towing company. All complaints filed under this section shall
29 contain the name of the complainant; the complainant's address; the complainant's
30 phone number; the complainant's email address, if available; the name of the towing
31 company; the causes of the complaint; and any other facts and documentation
32 determined by rule to be of assistance to the department in investigating the complaint;

33 (2) A process for the department to review a complaint and any supporting facts
34 and documentation and to render an initial finding. The department shall ensure its
35 process includes an opportunity for the complainant or towing company to appeal an
36 initial decision before the department makes a final determination on the matter;

37 (3) Factors the department shall consider in determining whether a charge
38 levied by a towing company was fair and reasonable. Such factors may include, without
39 limitation, whether the towing vehicles, all other equipment, and number of employees
40 and contractors were required to complete the tow; whether the charges are fair,
41 reasonable, and customary; whether the total amount of time required for the service
42 was necessary; the location of the vehicle being recovered; materials or cargo involved;
43 and any other information regarding the recovery, towing, or storage of a commercial
44 vehicle;

45 (4) Requirements for information that shall be included on every nonconsensual
46 towing and recovery invoice, such as the name, address, and telephone number of the
47 towing company; the date and time that the request for service was received; contact
48 information for the party that requested the service; and the time of dispatch, time of
49 arrival at the scene, and time at which the scene was cleared. Every invoice for a
50 nonconsensual tow shall include the words:

51
52 "Nonconsensual tows are regulated by the Missouri Department of Transportation. If
53 you feel that you have been treated unfairly or provided a service that was unnecessary,
54 you may file a complaint with the Missouri Department of Transportation."; and

55 (5) A disciplinary matrix for any towing company found to be in violation of this
56 section or the department of transportation's towing services standards manual. The
57 matrix shall:

58 (a) Be weighted based on the severity and number of violations;

59 (b) Include provisions for temporarily or permanently prohibiting a towing
60 company from performing nonconsensual tows; and

61 (c) Include a process for the department to communicate to the Missouri state
62 highway patrol and other state and local law enforcement and emergency services

63 agencies any suspension or revocation of a towing company's authority to perform
64 nonconsensual tows.

65 4. To assist the department in implementing this section, the department may
66 establish a "Towing and Recovery Review Board".

67 (1) The board shall consist of seven members to be appointed by the director of
68 the department of transportation, including:

- 69 (a) One member who is an employee of the department;
- 70 (b) One member who is an employee of the Missouri state highway patrol;
- 71 (c) One member representing local law enforcement agencies in this state;
- 72 (d) One member representing motor carriers in this state;
- 73 (e) One member representing towing companies in this state;
- 74 (f) One member representing independent owner-operator truck drivers in this
75 state; and
- 76 (g) One member representing insurance companies in this state.

77 (2) Members of the board shall serve without compensation, shall serve three-
78 year terms, and shall serve for no more than two consecutive terms.

79 (3) The board's primary functions shall include assisting the department in
80 reviewing each complaint, identifying potential violations of the towing services
81 standards manual, making recommendations for the initial determination, and
82 approving or rejecting a final determination of the department.

83 5. If an owner or operator of a commercial vehicle requests the use of a specific
84 towing company, law enforcement agencies shall honor that request, unless:

85 (1) The requested towing company cannot arrive at the location of the vehicle
86 within a reasonable time;

87 (2) A traffic safety problem exists and the requested towing company cannot
88 arrive at the location of the vehicle within thirty minutes; or

89 (3) The commercial vehicle is disabled in the roadway and the requested towing
90 company cannot arrive at the location of the vehicle within thirty minutes.

91 6. If the department of transportation or the towing and recovery review board
92 determines there is a genuine dispute as to the reasonableness or amount of the fees
93 assessed by a towing company for a nonconsensual tow, the towing company shall
94 release the commercial vehicle and cargo to the owner, operator, or insurer of the
95 commercial vehicle and cargo without the vehicle owner paying any portion of the fees
96 assessed.

97 7. No towing company shall use a per pound method of charging for a
98 nonconsensual tow.

99 **8. Storage charges for a nonconsensual tow shall cease accruing upon the date a**
100 **complaint is filed with the department of transportation.**

101 **9. Notwithstanding any provision of law to the contrary, a nonconsensual tow or**
102 **associated storage charges shall not create a lien on a commercial vehicle or its cargo.**

103 **10. A towing company shall provide reasonable access to an owner, operator, or**
104 **insurer of a commercial vehicle that is the subject of a nonconsensual tow for the**
105 **following purposes:**

106 **(1) Collection of personal property from within the vehicle;**

107 **(2) Investigation or reconstruction of an accident scene; or**

108 **(3) Retrieval of data from the commercial vehicle's computer system.**

109 **11. No towing company shall perform a nonconsensual tow when it is prohibited**
110 **by the department of transportation from performing nonconsensual tows. A towing**
111 **company that violates this subsection shall be subject to a civil penalty of twenty-five**
112 **thousand dollars per violation.**

113 **12. This section shall apply only to nonconsensual tows. This section shall not**
114 **apply if an owner, operator, or insurer of a commercial vehicle requests the use of a**
115 **specific towing company and the request is honored.**

116 **13. The department of transportation shall promulgate rules as necessary for the**
117 **implementation of this section. Any rule or portion of a rule, as that term is defined in**
118 **section 536.010, that is created under the authority delegated in this section shall**
119 **become effective only if it complies with and is subject to all of the provisions of chapter**
120 **536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable**
121 **and if any of the powers vested with the general assembly pursuant to chapter 536 to**
122 **review, to delay the effective date, or to disapprove and annul a rule are subsequently**
123 **held unconstitutional, then the grant of rulemaking authority and any rule proposed or**
124 **adopted after August 28, 2025, shall be invalid and void.**

125 **14. Actual costs to implement this section shall be appropriated to the**
126 **department from the general revenue fund.**

307.010. 1. All motor vehicles, and every trailer and semitrailer operating upon the
2 public highways of this state and carrying goods or material or farm products which may
3 reasonably be expected to become dislodged and fall from the vehicle, trailer or semitrailer as
4 a result of wind pressure or air pressure and/or by the movement of the vehicle, trailer or
5 semitrailer shall have a protective cover or be sufficiently secured so that no portion of such
6 goods or material can become dislodged and fall from the vehicle, trailer or semitrailer while
7 being transported or carried.

8 **2. A cotton trailer, as defined in section 301.010, shall not be in violation of this**
9 **section, provided it is traveling at speeds less than seventy miles per hour from field to**

10 field or from field to market and return, and no portion of such goods or material
11 becomes dislodged and falls from the cotton trailer, and the goods are or material is:

12 (1) Immobilized, such so that it cannot shift or tip to the extent that the vehicle's
13 stability or maneuverability is adversely affected;

14 (2) Transported in a sided vehicle that has walls of adequate strength, such that
15 each article of cargo within the vehicle is in contact with, or sufficiently close to a wall or
16 other articles, so that it cannot shift or tip to the extent that the vehicle's stability or
17 maneuverability is adversely affected;

18 (3) Fully contained within the structure of the vehicle, and firmly immobilized or
19 secured on or within the vehicle by structures of adequate strength, dunnage or dunnage
20 bags, shoring bars, tiedowns, or a combination of these; or

21 (4) Otherwise secured in accordance with federal law.

22 3. Operation of a motor vehicle, trailer or semitrailer in violation of this section shall
23 be a class C misdemeanor, and any person convicted thereof shall be punished as provided by
24 law.

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

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

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

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

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

16
17 shall submit such vehicles to a biennial inspection of their mechanism and equipment in
18 accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of
19 inspection and approval and a sticker, seal, or other device from a duly authorized official
20 inspection station. The inspection, except the inspection of school buses which shall be made
21 at the time provided in section 307.375, shall be made at the time prescribed in the rules and
22 regulations issued by the superintendent of the Missouri state highway patrol; but the

23 inspection of a vehicle shall not be made more than sixty days prior to the date of application
24 for registration or within sixty days of when a vehicle's registration is transferred; however, if
25 a vehicle was purchased from a motor vehicle dealer and a valid inspection had been made
26 within sixty days of the purchase date, the new owner shall be able to utilize an inspection
27 performed within ninety days prior to the application for registration or transfer. ~~[Any vehicle~~
28 ~~manufactured as an even-numbered model year vehicle shall be inspected and approved~~
29 ~~pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390~~
30 ~~in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered~~
31 ~~model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390~~
32 ~~in each odd-numbered year.]~~ The certificate of inspection and approval shall be a sticker,
33 seal, or other device or combination thereof, as the superintendent of the Missouri state
34 highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or
35 trailer as prescribed by the regulations established by him. The replacement of certificates of
36 inspection and approval which are lost or destroyed shall be made by the superintendent of
37 the Missouri state highway patrol under regulations prescribed by him.

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

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

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

52 5. Notwithstanding the provisions of section 307.390, violation of this section shall
53 be deemed an infraction.

565.260. 1. Except as provided in subsection 2 of this section, a person commits
2 **the offense of unlawful tracking of a motor vehicle if the person knowingly installs,**
3 **conceals, or otherwise places an electronic tracking device in or on a motor vehicle**
4 **without the consent of all owners of the vehicle for the purpose of monitoring or**
5 **following an occupant or occupants of the vehicle. As used in this section, "person" does**
6 **not include the manufacturer of the motor vehicle.**

7 2. (1) It shall not be an offense under this section if the installing, concealing, or
8 placing of an electronic tracking device in or on a motor vehicle is by, or at the direction
9 of, a law enforcement officer in furtherance of a criminal investigation and such
10 investigation is carried out in accordance with applicable state and federal law.

11 (2) If the installing, concealing, or placing of an electronic tracking device in or
12 on a motor vehicle is by, or at the direction of, a parent or legal guardian who owns or
13 leases the vehicle, and if the device is used solely for the purpose of monitoring the
14 minor child of the parent or legal guardian when the child is an occupant of the vehicle,
15 the installation, concealment, or placement of the device in or on the vehicle without the
16 consent of any or all occupants of the vehicle shall not be an offense under this section.

17 (3) It shall not be an offense under this section if the installing, concealing, or
18 placing of an electronic tracking device in or on a motor vehicle is for the purpose of
19 tracking the location of stolen goods being transported in the vehicle or for the purpose
20 of tracking the location of the vehicle if the motor vehicle is stolen.

21 (4) It shall not be an offense under this section if the installing, concealing, or
22 placing of an electronic tracking device in or on a motor vehicle is by a legally
23 authorized representative of a vulnerable adult. As used in this subdivision,
24 "vulnerable adult" means any person eighteen years of age or older who is impaired
25 by reason of mental illness, intellectual or developmental disability, physical illness or
26 disability, or other causes, including age, to the extent the adult lacks sufficient
27 understanding or capacity to make, communicate, or carry out reasonable decisions
28 concerning his or her well-being or has one or more limitations that substantially impair
29 the adult's ability to independently provide for his or her daily needs or safeguard his or
30 her person, property, or legal interests.

31 (5) If the installing, concealing, or placing of an electronic tracking device in or
32 on a motor vehicle is by, or at the direction of, a person who obtains consent from all
33 owners of the vehicle, the installation, concealment, or placement of the device in or on
34 the vehicle shall not be an offense under this section.

35 (6) It shall not be an offense under this section if the installing, concealing, or
36 placing of an electronic tracking device in or on a motor vehicle is by a vehicle rental,
37 sharing, or leasing company that rents motor vehicles for the purpose of tracking or
38 managing the motor vehicles owned by such company or providing services to
39 customers.

40 (7) It shall not be an offense under this section if the installing, concealing, or
41 placing of an electronic tracking device in or on a motor vehicle is by a lienholder or
42 agent of a lienholder acting to track the movement or location of a motor vehicle in
43 order to repossess the motor vehicle.

44 **(8) It shall not be an offense under this section if the installing, concealing, or**
45 **placing of an electronic tracking device in or on a motor vehicle is for any party to**
46 **participate in a voluntary usage-based insurance program. "Voluntary usage-based**
47 **insurance program" shall mean any program implemented by, or on behalf of, an**
48 **insurance company that collects, records, or transmits information relating to driving**
49 **behavior of an insured party.**

50 **3. The provisions of this section shall not apply to a tracking system installed by**
51 **the manufacturer of a motor vehicle.**

52 **4. The offense of unlawful tracking of a motor vehicle is a class A misdemeanor**
53 **for a first offense and a class E felony for any second or subsequent offense.**

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles
2 which are domiciled, registered or primarily operated in an area for which the commission
3 has established a motor vehicle emissions inspection program pursuant to sections 643.300 to
4 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such
5 vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to
6 another emissions inspection for ninety days after the date of sale or transfer of such vehicle.
7 ~~[In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be~~
8 ~~inspected and approved under the emissions inspection program established pursuant to~~
9 ~~sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle~~
10 ~~manufactured as an odd-numbered model year vehicle shall be inspected and approved under~~
11 ~~the emissions inspection program established pursuant to sections 643.300 to 643.355 in each~~
12 ~~odd-numbered calendar year.]~~ All motor vehicles subject to the inspection requirements of
13 sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when
14 applicable, a valid emissions inspection certificate shall be presented at the time of
15 registration or registration renewal of such motor vehicle. The department of revenue shall
16 require evidence of the safety and emission inspection and approval required by this section
17 in issuing the motor vehicle ~~[annual]~~ registration in conformity with the procedure required
18 by sections 307.350 to 307.390 and sections 643.300 to 643.355. The director of revenue
19 may verify that a successful safety and emissions inspection was completed via electronic
20 means.

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

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

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

- 28 (3) Model year vehicles manufactured prior to 1996;
- 29 (4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels
30 other than gasoline which are exempted from the motor vehicle emissions inspection under
31 federal regulation and approved by the commission by rule;
- 32 (5) Motor vehicles registered in an area subject to the inspection requirements of
33 sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the
34 state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the
35 owner of such vehicle presents to the department an affidavit that the vehicle will be operated
36 exclusively in an area of the state not subject to the inspection requirements of sections
37 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a
38 waiver which shall be presented at the time of registration or registration renewal;
- 39 (6) New and unused motor vehicles, of model years of the current calendar year and
40 of any calendar year within two years of such calendar year, which have an odometer reading
41 of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or
42 licensed motor vehicle dealer to the first user;
- 43 (7) Historic motor vehicles registered pursuant to section 301.131;
- 44 (8) School buses;
- 45 (9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess
46 of eight thousand five hundred pounds;
- 47 (10) New motor vehicles that have not been previously titled and registered, for the
48 four-year period following their model year of manufacture, provided the odometer reading
49 for such motor vehicles are under forty thousand miles at their first required biennial safety
50 inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall
51 be subject to the emissions inspection requirements of subsection 1 of this section during the
52 same period that the biennial safety inspection is conducted;
- 53 (11) Motor vehicles that are driven fewer than twelve thousand miles between
54 biennial safety inspections; and
- 55 (12) Qualified plug-in electric drive vehicles. For the purposes of this section,
56 "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is
57 made by a manufacturer, has not been modified from original manufacturer specifications,
58 and can operate solely on electric power and is capable of recharging its battery from an on-
59 board generation source and an off-board electricity source.
- 60 3. The commission may, by rule, allow inspection reciprocity with other states having
61 equivalent or more stringent testing and waiver requirements than those established pursuant
62 to sections 643.300 to 643.355.

63 4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section
64 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections
65 643.300 to 643.355 either:

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

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

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

77 (3) If the dealer chooses to sell the vehicle without prior inspection and approval, the
78 purchaser may return the vehicle within ten days of the date of purchase, provided that the
79 vehicle has no more than one thousand additional miles since the time of sale, if the vehicle
80 fails, upon inspection, to meet the emissions standards specified by the commission and the
81 dealer shall have the vehicle inspected and approved without the option for a waiver of the
82 emissions standard and return the vehicle to the purchaser with a valid emissions certificate
83 and sticker within five working days or the purchaser and dealer may enter into any other
84 mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior
85 inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill
86 of sale that the purchaser has the option to return the vehicle within ten days, provided that the
87 vehicle has no more than one thousand additional miles since the time of sale, to have the
88 dealer repair the vehicle and provide an emissions certificate and sticker within five working
89 days if the vehicle fails, upon inspection, to meet the emissions standards established by the
90 commission, or enter into any mutually acceptable agreement with the dealer. A violation of
91 this subdivision shall be an unlawful practice as defined in section 407.020. No emissions
92 inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor
93 vehicle which may be sold without a certificate of inspection and approval, as provided
94 pursuant to subsection 2 of section 307.380.

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

2 ~~[229.130. Every overseer shall erect and maintain at every road fork,~~
~~or road crossing, in his district that would likely mislead, a fingerboard,~~

3 containing a legible inscription, directing the way and noting the distance to
4 the next important place on the road, for which he may be allowed not to
5 exceed two dollars, to be paid out of the road fund of the district.]

2 [229.160. All persons owning, controlling or managing threshing
3 machines, sawmills and steam engines or gasoline tractors are required, in
4 moving the same over public highways to lay down planks not less than one
5 foot wide and three inches in thickness on the floors of all bridges situate on
6 the public highways, while crossing the same with such threshing machines,
7 sawmills, steam engines or gasoline tractors, and in the event any person
8 owning any such machinery shall cross or attempt to cross any bridge upon
9 any public highway with such machinery who shall neglect or fail to lay down
10 said planks as a protection to said bridge and who shall, by reason of such
11 neglect cause injury to any such bridge, he shall be liable for double the
12 amount of such injury to be recovered in the name of the county or any
subdivision thereof, to the use and benefit of the road and bridge fund.]

2 [229.210. It shall be unlawful for any person to drive a vehicle, an
3 animal or animals or a load of any kind upon a highway bridge or culvert
4 recently constructed or repaired wholly or partly of concrete or upon the
5 surface of any improved highway of macadam, concrete, brick or bituminous
6 material; and which has not been opened to traffic after the construction or
7 repair, by order of the county highway engineer of the county in which such
8 bridge or culvert or improved highway is situated, or by order of any other
9 person having charge of the construction or repair of said bridge or culvert or
10 improved highway; provided, due notice to the public has been given that the
11 bridge or culvert or improved highway is closed to traffic, by placing barriers
12 across the entrances to the bridge or culvert or improved highway and by
13 written or printed handbills placed at either entrance to the bridge or culvert or
14 improved highway stating that the bridge or culvert or improved highway is
15 closed to traffic and mentioning the date on which same will be opened to
16 traffic signed by the county highway engineer or by the person in charge of the
construction or repair of the bridge or culvert or improved highway.]

2 [229.220. Any person violating the provisions of section 229.210 and
3 any person who shall unlawfully remove either of the barriers or either of the
4 written or printed notices above mentioned, shall be adjudged guilty of a
5 misdemeanor and upon conviction shall be punished by a fine of not less than
five dollars nor more than one hundred dollars.]

2 [229.270. Before a permit to move any house, building or other
3 structure is granted under the provisions of sections 229.230 to 229.290, the
4 applicant for such permit shall pay to the county clerk the sum of one dollar
5 therefor, and the county clerk shall account for such fees as is provided for in
other cases.]

2 [229.420. Where coal or other valuable mineral underlies any public
road in this state that has not been designated as a state highway or is not under

3 the control of the state transportation department, if said coal or other mineral
4 is being mined on or from adjoining lands by the "strip pit" or surface process
5 of mining, the commissioners of any special road district or the township
6 board of directors if said road be not located in a special road district may
7 provide for the temporary abandonment of said road and the removal or
8 mining of said coal or other valuable mineral underlying said road and the
9 rebuilding of said road, in the manner and under the conditions provided in
10 sections 229.420 to 229.450, when in the opinion of said commissioners or
11 township board the public good would best be served thereby.]

2 [229.430. The commissioners of any special road district where said
3 road is located, or the township board if said road be not in a special road
4 district, whenever in their opinion the removal of said coal or other valuable
5 mineral from under the surface of said road and the rebuilding of said road will
6 be a public benefit, may with the approval and consent of the county
7 commission enter into a contract with any responsible person, firm or
8 corporation for the removal of said coal or other mineral and for the rebuilding
9 of said road under such terms and conditions as in their opinion are fair and
just.]

2 [229.440. 1. Before the commissioners of any special road district or
3 the township board of any township shall enter into any contract for the
4 removal of coal or other mineral from or under any public road they shall
5 submit their proposition to the county commission of the county for its
6 approval or rejection. If the commission approves the proposition they shall
7 direct the prosecuting attorney of the county to prepare the contract between
8 the commissioners or township board as the case may be and the parties with
9 whom they seek to contract.

2 2. Said contract shall particularly describe the road to be temporarily
3 abandoned, the kind and character of road to be rebuilt, and the time limit for
4 rebuilding same and before said contract is executed, the person, firm or
5 corporation with whom it is made shall file with the clerk of the county
6 commission a bond with good and sufficient sureties in at least four times the
7 estimated cost of rebuilding said road after the removal of the coal or other
8 mineral from same. Said bond shall be payable to the state of Missouri for the
9 use and benefit of the special road district or township as the case may be and
10 approved by the county commission and shall provide that the person, firm or
11 corporation shall at their own expense remove said coal, within such time and
12 under such terms as may be provided and if in the opinion of the county
13 commission a temporary road be necessary or feasible, will at their own
14 expense construct and at all times maintain a good road along, near and
15 parallel to the road temporarily abandoned and connected with the usual road
16 at both ends, all within the time and on such terms as may be provided; that
17 they will be responsible and liable for any damages or injuries caused by their
18 negligence in not properly constructing or maintaining said temporary road;
19 that they will as soon as the coal or other mineral is removed from said road, at
20 their own expense and without delay rebuild the same in a good substantial
21 and workmanlike manner, according to the plans and specifications and within
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29 ~~the time limit and according to the terms set forth in the contract. Said bond~~
30 ~~may provide for penalties or liquidated damages for the violation of its~~
31 ~~provisions.~~

32 ~~3. When said road is complete as provided in the plans and~~
33 ~~specifications and according to all the terms and conditions of the contract and~~
34 ~~accepted by the county commission, the bond shall be released provided all~~
35 ~~conditions of the bond have been met and all claims, liabilities and causes of~~
36 ~~action, arising out of the performance of the conditions of said contract or~~
37 ~~bond or out of the violation of the same have been wholly met, settled and~~
38 ~~discharged.]~~

~~[229.450. Sections 229.420 to 229.450 shall apply only to counties~~
2 ~~operating under township organization. All laws or parts of laws in conflict~~
3 ~~with the provisions of sections 229.420 to 229.450 are hereby repealed.]~~

Section B. The repeal and reenactment of sections 301.055, 301.070, 301.110,
2 301.140, 301.142, 301.147, 301.560, 301.570, 307.350, and 643.315 of this act shall become
3 effective upon notification by the director of the department of revenue to the revisor of
4 statutes that implementation of the provisions of this act are technologically feasible
5 following the development and maintenance of a modernized, integrated system for the titling
6 of vehicles, the issuance and renewal of vehicle registrations, the issuance and renewal of
7 drivers' licenses and identification cards, and the perfection and release of liens and
8 encumbrances on vehicles.

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