

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 572

103RD GENERAL ASSEMBLY

1471S.03C

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 21.795, 68.080, 168.133, 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 thirty-eight new sections relating to transportation, with penalty provisions and a contingent effective date for certain sections.

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

Section A. Sections 21.795, 68.080, 168.133, 226.540,
2 226.550, 229.130, 229.160, 229.210, 229.220, 229.222, 229.270,
3 229.420, 229.430, 229.440, 229.450, 238.060, 300.295, 301.010,
4 301.055, 301.070, 301.110, 301.130, 301.140, 301.142, 301.147,
5 301.448, 301.469, 301.558, 301.560, 301.570, 302.177, 302.272,
6 302.735, 304.035, 307.010, 307.350, and 643.315, RSMo, are
7 repealed and thirty-eight new sections enacted in lieu thereof,
8 to be known as sections 21.795, 68.080, 71.025, 142.805,
9 168.133, 226.006, 226.540, 226.550, 226.1170, 227.101, 227.850,
10 227.855, 229.222, 238.060, 300.295, 301.010, 301.055, 301.070,
11 301.110, 301.130, 301.140, 301.142, 301.147, 301.448, 301.469,
12 301.558, 301.560, 301.570, 301.3181, 301.3182, 302.177,
13 302.272, 302.735, 304.035, 307.010, 307.350, 565.260, and
14 643.315, to read as follows:

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

21.795. 1. There is established a permanent joint
2 committee of the general assembly to be known as the "Joint
3 Committee on Transportation Oversight" to be composed of
4 seven members of the standing transportation committees of
5 both the senate and the house of representatives and three
6 nonvoting ex officio members. Of the fourteen members to be
7 appointed to the joint committee, the seven senate members
8 of the joint committee shall be appointed by the president
9 pro tem of the senate and minority leader of the senate and
10 the seven house members shall be appointed by the speaker of
11 the house of representatives and the minority floor leader
12 of the house of representatives. The seven senate members
13 shall be composed, as nearly as may be, of majority and
14 minority party members in the same proportion as the number
15 of majority and minority party members in the senate bears
16 to the total membership of the senate. No major party shall
17 be represented by more than four members from the house of
18 representatives. The ex officio members shall be the state
19 auditor, the director of the oversight division of the
20 committee on legislative research, and the commissioner of
21 the office of administration or the designee of such
22 auditor, director or commissioner. The joint committee
23 shall be chaired jointly by both chairs of the senate and
24 house transportation committees. A majority of the
25 committee shall constitute a quorum, but the concurrence of
26 a majority of the members, other than the ex officio
27 members, shall be required for the determination of any
28 matter within the committee's duties.

29 2. The department of transportation shall submit a
30 written report prior to December thirty-first of each year
31 to the governor and the lieutenant governor. The report
32 shall be posted to the department's internet website so that

33 general assembly members may elect to access a copy of the
34 report electronically. The written report shall contain the
35 following:

36 (1) A comprehensive financial report of all funds for
37 the preceding state fiscal year which shall include a report
38 by independent certified public accountants, selected by the
39 commissioner of the office of administration, attesting that
40 the financial statements present fairly the financial
41 position of the department in conformity with generally
42 accepted government accounting principles;

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

46 (3) A copy of the department's most current and annual
47 publication titled "Financial Snapshot - An appendix to the
48 Citizen's Guide to Transportation Funding in Missouri",
49 **including a summary of the department's external and**
50 **internal expenditures, as such term is defined under section**
51 **142.805;**

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

55 3. Prior to February fifteenth of each year, the
56 committee shall hold an annual meeting and call before its
57 members, officials or employees of the state highways and
58 transportation commission or department of transportation,
59 as determined by the committee, for the sole purpose of
60 receiving and examining the report required pursuant to
61 subsection 2 of this section. The committee shall not have
62 the power to modify projects or priorities of the state
63 highways and transportation commission or department of
64 transportation. The committee may make recommendations to

65 the state highways and transportation commission or the
66 department of transportation. Disposition of those
67 recommendations shall be reported by the commission or the
68 department to the joint committee on transportation
69 oversight.

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

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

79 (2) Discussion of department efficiencies and
80 expenditure of cost-savings within the department;

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

86 (4) Implementation of any actions as may be deemed
87 necessary by the committee as authorized by law. The co-
88 chairs of the committee may call special meetings of the
89 committee with ten days' notice to the members of the
90 committee, the director of the department of transportation,
91 and the department of transportation.

92 5. The committee shall also review all applications
93 for the development of specialty plates submitted to it by
94 the department of revenue. The committee shall approve such
95 application by a majority vote. The committee shall approve
96 any application unless the committee receives:

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

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

103 (3) A proposed new specialty license plate containing
104 objectionable language or design;

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

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

110 6. The committee shall submit records of its meetings
111 to the secretary of the senate and the chief clerk of the
112 house of representatives in accordance with sections 610.020
113 and 610.023.

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

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

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

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

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

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

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

35 (4) Selected and approved by the highways and
36 transportation commission, in consultation with Missouri
37 public ports, to support a statewide plan for waterborne
38 commerce, in accordance with subdivision (1) of section
39 68.065; and

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

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

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

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

 142.805. 1. As used in this section, the term
2 "internal expenditures" shall mean any funds expended by the
3 department of transportation for the purpose of internal
4 functions including, but not limited to, employee salaries
5 and benefits, post-employment benefits, program
6 distributions to other state agencies and universities, and
7 administrative costs.

 2. (1) For each fiscal year that the department of
8 transportation's internal expenditures exceed twenty percent
9 of the department of transportation's total expenditures, as
10 reported in the annual report required under section 21.795,
11 the motor fuel tax authorized under subdivision (1) of
12 subsection 1 of section 142.803 shall be reduced by one-half
13 cent per gallon beginning the following fiscal year.
14

 (2) Such a reduction shall not reduce the rate of
15 motor fuel tax under subdivision (1) of subsection 1 of
16 section 142.803 by more than one and a half cents per gallon
17 below the rate of motor fuel tax authorized under
18 subdivision (1) of subsection 1 of section 142.803 in effect
19 as of August 28, 2025.
20

 3. In any fiscal year following a rate reduction under
21 subsection 2 of this section, if the department of
22 transportation's internal expenditures are less than twenty
23 percent of the department of transportation's total
24 expenditures, as reported in the annual report required
25

26 under section 21.795, the motor fuel tax rate in effect
27 under subdivision (1) of subsection 1 of section 142.803 for
28 such fiscal year shall be increased by one-half cent per
29 gallon or increased up to the total rate authorized by
30 subdivision (1) of subsection 1 of section 142.803 in effect
31 as of August 28, 2025, whichever is less, beginning the
32 following fiscal year.

33 4. The department of revenue, in consultation with the
34 department of transportation, may promulgate all necessary
35 rules and regulations for the administration of this
36 section. Any rule or portion of a rule, as that term is
37 defined in section 536.010, that is created under the
38 authority delegated in this section shall become effective
39 only if it complies with and is subject to all of the
40 provisions of chapter 536 and, if applicable, section
41 536.028. This section and chapter 536 are nonseverable and
42 if any of the powers vested with the general assembly
43 pursuant to chapter 536 to review, to delay the effective
44 date, or to disapprove and annul a rule are subsequently
45 held unconstitutional, then the grant of rulemaking
46 authority and any rule proposed or adopted after August 28,
47 2025, shall be invalid and void.

168.133. 1. As used in this section, "screened
2 volunteer" shall mean any person who assists a school by
3 providing uncompensated service and who may periodically be
4 left alone with students. The school district **or charter**
5 **school** shall ensure that a criminal background check is
6 conducted for all screened volunteers, who shall complete
7 the criminal background check prior to being left alone with
8 a student. [Screened volunteers include, but are not
9 limited to, persons who regularly assist in the office or
10 library, mentor or tutor students, coach or supervise a

11 school-sponsored activity before or after school, or
12 chaperone students on an overnight trip.] Screened
13 volunteers may only access student education records when
14 necessary to assist the district **or charter school** and while
15 supervised by staff members. Volunteers that are not
16 screened shall not be left alone with a student or have
17 access to student records.

18 2. (1) The school district **or charter school** shall
19 ensure that a criminal background check is conducted on any
20 person employed after January 1, 2005, authorized to have
21 contact with pupils and prior to the individual having
22 contact with any pupil. [Such persons include, but are not
23 limited to, administrators, teachers, aides,
24 paraprofessionals, assistants, secretaries, custodians,
25 cooks, screened volunteers, and nurses.]

26 (2) The school district **or charter school** shall also
27 ensure that a criminal background check is conducted for
28 school bus drivers **and drivers of other vehicles owned by**
29 **the school district or charter school or operated under**
30 **contract with a school district or charter school and used**
31 **for the purpose of transporting school children.** The school
32 district **or charter school** may allow such drivers to operate
33 buses **and other vehicles** pending the result of the criminal
34 background check. [For bus drivers,] The school district **or**
35 **charter school** shall be responsible for conducting the
36 criminal background check on drivers employed by the school
37 district **or charter school under section 43.540.**

38 (3) For drivers employed **or contracted** by a pupil
39 transportation company under contract with the school
40 district **or a charter school,** the criminal background check
41 shall be conducted **by the pupil transportation company**
42 pursuant to section [43.540] **43.539** and conform to the

43 requirements established in the National Child Protection
44 Act of 1993, as amended by the Volunteers for Children Act.

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

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

56 3. In order to facilitate the criminal history
57 background check, the applicant shall submit a set of
58 fingerprints collected pursuant to standards determined by
59 the Missouri highway patrol. The fingerprints shall be used
60 by the highway patrol to search the criminal history
61 repository and shall be forwarded to the Federal Bureau of
62 Investigation for searching the federal criminal history
63 files.

64 4. The applicant shall pay the fee for the state
65 criminal history record information pursuant to section
66 43.530 and sections 210.900 to 210.936 and pay the
67 appropriate fee determined by the Federal Bureau of
68 Investigation for the federal criminal history record when
69 he or she applies for a position authorized to have contact
70 with pupils pursuant to this section. The department shall
71 distribute the fees collected for the state and federal
72 criminal histories to the Missouri highway patrol.

73 5. The department of elementary and secondary
74 education shall facilitate an annual check of employed

75 persons holding current active certificates under section
76 168.021 against criminal history records in the central
77 repository under section 43.530, the sexual offender
78 registry under sections 589.400 to 589.426, and child abuse
79 central registry under sections 210.109 to 210.183. The
80 department of elementary and secondary education shall
81 facilitate procedures for school districts **and charter**
82 **schools** to submit personnel information annually for persons
83 employed by the school districts **or charter schools** who do
84 not hold a current valid certificate who are required by
85 subsection 1 of this section to undergo a criminal
86 background check, sexual offender registry check, and child
87 abuse central registry check. The Missouri state highway
88 patrol shall provide ongoing electronic updates to criminal
89 history background checks of those persons previously
90 submitted, both those who have an active certificate and
91 those who do not have an active certificate, by the
92 department of elementary and secondary education. This
93 shall fulfill the annual check against the criminal history
94 records in the central repository under section 43.530.

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

99 7. If, as a result of the criminal history background
100 check mandated by this section, it is determined that the
101 holder of a certificate issued pursuant to section 168.021
102 has pled guilty or nolo contendere to, or been found guilty
103 of a crime or offense listed in section 168.071, or a
104 similar crime or offense committed in another state, the
105 United States, or any other country, regardless of

106 imposition of sentence, such information shall be reported
107 to the department of elementary and secondary education.

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

112 9. For any teacher who is employed by a school
113 district **or charter school** on a substitute or part-time
114 basis within one year of such teacher's retirement from a
115 Missouri school, the state of Missouri shall not require
116 such teacher to be subject to any additional background
117 checks prior to having contact with pupils. Nothing in this
118 subsection shall be construed as prohibiting or otherwise
119 restricting a school district **or charter school** from
120 requiring additional background checks for such teachers
121 employed by the school district **or charter school**.

122 10. A criminal background check and fingerprint
123 collection conducted under subsections 1 to 3 of this
124 section shall be valid for at least a period of one year and
125 transferrable from one school district **or charter school** to
126 another district **or charter school**. A school district **or**
127 **charter school** may, in its discretion, conduct a new
128 criminal background check and fingerprint collection under
129 subsections 1 to 3 **of this section** for a newly hired
130 employee at the district's **or charter school's** expense. A
131 teacher's change in type of certification shall have no
132 effect on the transferability or validity of such records.

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

136 12. The state board of education may promulgate rules
137 for criminal history background checks made pursuant to this

138 section. Any rule or portion of a rule, as that term is
139 defined in section 536.010, that is created under the
140 authority delegated in this section shall become effective
141 only if it complies with and is subject to all of the
142 provisions of chapter 536 and, if applicable, section
143 536.028. This section and chapter 536 are nonseverable and
144 if any of the powers vested with the general assembly
145 pursuant to chapter 536 to review, to delay the effective
146 date, or to disapprove and annul a rule are subsequently
147 held unconstitutional, then the grant of rulemaking
148 authority and any rule proposed or adopted after January 1,
149 2005, shall be invalid and void.

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

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

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

9 subject to the following regulations which are consistent
10 with customary use in this state:

11 (1) Lighting:

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

22 (b) External lighting, such as floodlights, thin line
23 and gooseneck reflectors are permitted, provided the light
24 source is directed upon the face of the sign and is
25 effectively shielded so as to prevent beams or rays of light
26 from being directed into any portion of the main traveled
27 way of the federal-aid primary highways as of June 1, 1991,
28 and all highways designated as part of the National Highway
29 System by the National Highway System Designation Act of
30 1995 and those highways subsequently designated as part of
31 the National Highway System and the lights are not of such
32 intensity so as to cause glare, impair the vision of the
33 driver of a motor vehicle, or otherwise interfere with a
34 driver's operation of a motor vehicle;

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

38 (2) Size of signs:

39 (a) The maximum area for any one sign shall be eight
40 hundred square feet with a maximum height of thirty feet and

41 a maximum length of seventy-two feet, inclusive of border
42 and trim but excluding the base or apron, supports, and
43 other structural members. The area shall be measured as
44 established herein and in rules promulgated by the
45 commission. In determining the size of a conforming or
46 nonconforming sign structure, temporary cutouts and
47 extensions installed for the length of a specific display
48 contract shall not be considered a substantial increase to
49 the size of the permanent display; provided the actual
50 square footage of such temporary cutouts or extensions may
51 not exceed thirty-three percent of the permanent display
52 area. Signs erected in accordance with the provisions of
53 sections 226.500 to 226.600 prior to August 28, 2002, which
54 fail to meet the requirements of this provision shall be
55 deemed legally nonconforming as defined herein;

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

61 (c) After August 28, 1999, no new sign structure shall
62 be erected in which two or more displays are stacked one
63 above the other. Stacked structures existing on or before
64 August 28, 1999, in accordance with sections 226.500 to
65 226.600 shall be deemed legally nonconforming and may be
66 maintained in accordance with the provisions of sections
67 226.500 to 226.600. Structures displaying more than one
68 display on a horizontal basis shall be allowed, provided
69 that total display areas do not exceed the maximum allowed
70 square footage for a sign structure pursuant to the
71 provisions of paragraph (a) of this subdivision;

72 (3) Spacing of signs:

73 (a) On all interstate highways, freeways, and
74 nonfreeway federal-aid primary highways as of June 1, 1991,
75 and all highways designated as part of the National Highway
76 System by the National Highway System Designation Act of
77 1995 and those highways subsequently designated as part of
78 the National Highway System:

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

82 b. Outside of incorporated municipalities, no
83 structure may be located adjacent to or within five hundred
84 feet of an interchange, intersection at grade, or safety
85 rest area. Such five hundred feet shall be measured from
86 the beginning or ending of the pavement widening at the exit
87 from or entrance to the main traveled way. For purpose of
88 this subparagraph, the term "incorporated municipalities"
89 shall include "urban areas", except that such "urban areas"
90 shall not be considered "incorporated municipalities" if it
91 is finally determined that such would have the effect of
92 making Missouri be in noncompliance with the requirements of
93 Title 23, United States Code, Section 131;

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

105 (c) No sign shall be located in such manner as to
106 obstruct or otherwise physically interfere with the
107 effectiveness of an official traffic sign, signal, or device
108 or obstruct or physically interfere with a motor vehicle
109 operator's view of approaching, merging, or intersecting
110 traffic;

111 (d) The measurements in this section shall be the
112 minimum distances between outdoor advertising sign
113 structures measured along the nearest edge of the pavement
114 between points directly opposite the signs along each side
115 of the highway and shall apply only to outdoor advertising
116 sign structures located on the same side of the highway
117 involved;

118 (4) As used in this section, the words "unzoned
119 commercial and industrial land" shall be defined as
120 follows: that area not zoned by state or local law or
121 ordinance and on which there is located one or more
122 permanent structures used for a commercial business or
123 industrial activity or on which a commercial or industrial
124 activity is actually conducted together with the area along
125 the highway extending outwardly seven hundred fifty feet
126 from and beyond the edge of such activity. All measurements
127 shall be from the outer edges of the regularly used
128 improvements, buildings, parking lots, landscaped, storage
129 or processing areas of the commercial or industrial activity
130 and along and parallel to the edge of the pavement of the
131 highway. **On nonfreeway primary highways where there is an
132 unzoned commercial or industrial area on one side of the
133 road in accordance with this section, the unzoned commercial
134 or industrial area shall also include those lands located on
135 the opposite side of the highway to the extent of the same
136 dimensions.** Unzoned land shall not include:

137 (a) Land on the opposite side of the highway from an
138 unzoned commercial or industrial area as defined in this
139 section and located adjacent to highways located on the
140 interstate[, federal-aid primary system as it existed on
141 June 1, 1991, or the national highway system as amended,
142 unless the opposite side of the highway qualifies as a
143 separate unzoned commercial or industrial area] **or freeway**
144 **primary highways;** or

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

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

152 (a) Outdoor advertising structures;

153 (b) Agricultural, forestry, ranching, grazing,
154 farming, and related activities, including seasonal roadside
155 fresh produce stands;

156 (c) Transient or temporary activities;

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

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

162 (f) Railroad tracks and minor sidings;

163 (6) The words "unzoned commercial or industrial land"
164 shall also include all areas not specified in this section
165 which constitute an "unzoned commercial or industrial area"
166 within the meaning of the present Section 131 of Title 23 of
167 the United States Code, or as such statute may be amended.
168 As used in this section, the words "zoned commercial or

169 industrial area" shall refer to those areas zoned commercial
170 or industrial by the duly constituted zoning authority of a
171 municipality, county, or other lawfully established
172 political subdivision of the state, or by the state and
173 which is within seven hundred fifty feet of one or more
174 permanent commercial or industrial activities. Commercial
175 or industrial activities as used in this section are limited
176 to those activities:

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

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

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

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

190 a. The presence of a permanent and substantial
191 building;

192 b. The existence of utilities and local business
193 licenses, if any, for the commercial activity;

194 c. On-premise signs or other identification;

195 d. The presence of an owner or employee on the
196 premises for at least twenty hours per week;

197 (7) In zoned commercial and industrial areas, whenever
198 a state, county or municipal zoning authority has adopted
199 laws or ordinances which include regulations with respect to
200 the size, lighting and spacing of signs, which regulations

201 are consistent with the intent of sections 226.500 to
202 226.600 and with customary use, then from and after the
203 effective date of such regulations, and so long as they
204 shall continue in effect, the provisions of this section
205 shall not apply to the erection of signs in such areas.
206 Notwithstanding any other provisions of this section, after
207 August 28, 1992, with respect to any outdoor advertising
208 which is regulated by the provisions of subdivision (1), (3)
209 or (4) of section 226.520 or subsection 1 of section 226.527:

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

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

220 (8) The state highways and transportation commission
221 on behalf of the state of Missouri, may seek agreement with
222 the Secretary of Transportation of the United States under
223 Section 131 of Title 23, United States Code, as amended,
224 that sections 226.500 to 226.600 are in conformance with
225 that Section 131 and provides effective control of outdoor
226 advertising signs as set forth therein. If such agreement
227 cannot be reached and the penalties under subsection (b) of
228 Section 131 are invoked, the attorney general of this state
229 shall institute proceedings described in subsection (1) of
230 that Section 131.

226.550. 1. No outdoor advertising which is regulated
2 by subdivision (1), (3) or (4) of section 226.520 or

3 subsection 1 of section 226.527 shall be erected or
4 maintained on or after August 28, 1992, without a one-time
5 permanent permit issued by the state highways and
6 transportation commission. Application for permits shall be
7 made to the state highways and transportation commission on
8 forms furnished by the commission and shall be accompanied
9 by a permit fee of two hundred dollars for all signs; except
10 that, tax-exempt religious organizations as defined in
11 subdivision (11) of section 313.005, service organizations
12 as defined in subdivision (12) of section 313.005, veterans'
13 organizations as defined in subdivision (14) of section
14 313.005, and fraternal organizations as defined in
15 subdivision (8) of section 313.005 shall be granted a permit
16 for signs less than seventy-six square feet without payment
17 of the fee. **The permit fee of two hundred dollars shall be**
18 **waived for landowners, provided that the landowner is the**
19 **permit holder and owns both the land upon which the outdoor**
20 **advertising is placed and the business being advertised on**
21 **the sign, so long as the business being advertised is**
22 **located within seven hundred fifty feet of the sign**
23 **location.** In the event a permit holder fails to erect a
24 sign structure within twenty-four months of issuance, said
25 permit shall expire and a new permit must be obtained prior
26 to any construction.

27 2. No outdoor advertising which is regulated by
28 subdivision (1), (3) or (4) of section 226.520 or subsection
29 1 of section 226.527 which was erected prior to August 28,
30 1992, shall be maintained without a one-time permanent
31 permit for outdoor advertising issued by the state highways
32 and transportation commission. If a one-time permanent
33 permit was issued by the state highways and transportation
34 commission after March 30, 1972, and before August 28, 1992,

35 it is not necessary for a new permit to be issued. If a one-
36 time permanent permit was not issued for a lawfully erected
37 and lawfully existing sign by the state highways and
38 transportation commission after March 30, 1972, and before
39 August 28, 1992, a one-time permanent permit shall be issued
40 by the commission for each sign which is lawfully in
41 existence on the day prior to August 28, 1992, upon
42 application and payment of a permit fee of two hundred
43 dollars. All applications and fees due pursuant to this
44 subsection shall be submitted before December 31, 1992. **The**
45 **permit fee of two hundred dollars shall be waived for**
46 **landowners, provided that the landowner is the permit holder**
47 **and owns both the land upon which the outdoor advertising is**
48 **placed and the business being advertised on the sign, so**
49 **long as the business being advertised is located within**
50 **seven hundred fifty feet of the sign location.**

51 3. For purposes of sections 226.500 to 226.600, the
52 terminology "structure lawfully in existence" or "lawfully
53 existing" sign or outdoor advertising shall, nevertheless,
54 include the following signs unless the signs violate the
55 provisions of subdivisions (3) to (7) of subsection 1 of
56 section 226.580:

- 57 (1) All signs erected prior to January 1, 1968;
- 58 (2) All signs erected before March 30, 1972, but on or
59 after January 1, 1968, which would otherwise be lawful but
60 for the failure to have a permit for such signs prior to
61 March 30, 1972, except that any sign or structure which was
62 not in compliance with sizing, spacing, lighting, or
63 location requirements of sections 226.500 to 226.600 as the
64 sections appeared in the revised statutes of Missouri 1969,
65 wheresoever located, shall not be considered a lawfully
66 existing sign or structure;

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

69 (4) All signs erected in compliance with sections
70 226.500 to 226.600 prior to August 28, 2002.

71 4. On or after August 28, 1992, the state highways and
72 transportation commission may, in addition to the fees
73 authorized by subsections 1 and 2 of this section, collect a
74 biennial inspection fee every two years after a state permit
75 has been issued. Biennial inspection fees due after August
76 28, 2002, and prior to August 28, 2003, shall be fifty
77 dollars. Biennial inspection fees due on or after August
78 28, 2003, shall be seventy-five dollars. Biennial
79 inspection fees due on or after August 28, 2004, shall be
80 one hundred dollars; except that, tax-exempt religious
81 organizations as defined in subdivision (11) of section
82 313.005, service organizations as defined in subdivision
83 (12) of section 313.005, veterans' organizations as defined
84 in subdivision (14) of section 313.005, and fraternal
85 organizations as defined in subdivision (8) of section
86 313.005 shall not be required to pay such fee. **The biennial
87 inspection fee shall be waived for landowners, provided that
88 the landowner is the permit holder and owns both the land
89 upon which the outdoor advertising is placed and the
90 business being advertised on the sign, so long as the
91 business being advertised is located within seven hundred
92 fifty feet of the sign location.**

93 5. In order to effect the more efficient collection of
94 biennial inspection fees, the state highways and
95 transportation commission is encouraged to adopt a renewal
96 system in which all permits in a particular county are
97 renewed in the same month. In conjunction with the
98 conversion to this renewal system, the state highways and

99 transportation commission is specifically authorized to
100 prorate renewal fees based on changes in renewal dates.

101 6. Sign owners or owners of the land on which signs
102 are located must apply to the state highways and
103 transportation commission for biennial inspection and submit
104 any fees as required by this section on or before December
105 31, 1992. For a permitted sign which does not have a
106 permit, a permit shall be issued at the time of the next
107 biennial inspection.

108 7. The state highways and transportation commission
109 shall deposit all fees received for outdoor advertising
110 permits and inspection fees in the state road fund, keeping
111 a separate record of such fees, and the same may be expended
112 by the commission in the administration of sections 226.500
113 to 226.600.

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

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

**227.850. Notwithstanding any provision of law to the
2 contrary, the department of transportation shall not erect
3 any sign designating a highway named for any person who has**

4 been convicted of the killing of, or the attempted killing
5 of, a law enforcement officer or permit any signage in the
6 convicted person's memory. Any such sign in place prior to
7 August 28, 2025, shall be removed.

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

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

24 3. The department of transportation may promulgate
25 rules and regulations to implement and administer the
26 provisions of this section. Any rule or portion of a rule,
27 as that term is defined in section 536.010, that is created
28 under the authority delegated in this section shall become

29 **effective only if it complies with and is subject to all of**
30 **the provisions of chapter 536 and, if applicable, section**
31 **536.028. This section and chapter 536 are nonseverable and**
32 **if any of the powers vested with the general assembly**
33 **pursuant to chapter 536 to review, to delay the effective**
34 **date, or to disapprove and annul a rule are subsequently**
35 **held unconstitutional, then the grant of rulemaking**
36 **authority and any rule proposed or adopted after August 28,**
37 **2025, shall be invalid and void.**

229.222. The governing assembly of any county, city,
2 or village of this state may designate any street, road, or
3 highway within such county, city, or village as a memorial
4 road for any law enforcement officer, **emergency personnel,**
5 **or member of the Armed Forces** who is killed in the line of
6 duty. Any county, city, or village designating a memorial
7 road pursuant to this section shall provide for and shall be
8 responsible for the costs, erection, and maintenance of any
9 signs marking the designated road.

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

12 2. Within sixty days before the expiration of the term
13 of each commissioner holding office on August 28, 2000, or
14 any commissioner holding office after August 28, 2000, or

15 within thirty days after the position of a commissioner
16 shall become vacant, that commissioner's successor shall be
17 appointed as follows:

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

31 (2) If the current commissioner or the position which
32 has become vacant was appointed from Cass County, the county
33 commission of the county shall, by a majority vote, submit a
34 panel of three persons who are residents of the county to
35 the governor. Within thirty days of submission, the
36 governor shall appoint one person from the panel as
37 commissioner, with the advice and consent of the senate;
38 provided that, if any panel is not submitted to the governor
39 by the time appointment is required, the governor shall
40 appoint a qualified person meeting the residency
41 requirements to fill the vacancy;

42 (3) If the current commissioner or the position which
43 has become vacant was appointed from Jackson County, the
44 county executive of Jackson County shall appoint a successor
45 who shall be a resident of any city, town or village, other
46 than the city of Kansas City, Missouri, that has

47 appropriated funds for operations of the Kansas City area
48 transportation authority in its current or immediately
49 preceding fiscal year;

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

54 3. Each commissioner appointed pursuant to this
55 section shall hold office for a term of four years or for
56 the unexpired term of his or her predecessor and shall
57 continue in office until his or her successor has been
58 appointed and has qualified. No person shall serve more
59 than two consecutive four-year terms as a commissioner,
60 provided that a person appointed to serve the unexpired term
61 of a predecessor whose remaining term at the time of such
62 appointment is more than two and one-half years shall only
63 be permitted to serve one additional, consecutive four-year
64 term.

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

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

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

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

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

 301.010. As used in this chapter and sections 304.010
2 to 304.040, 304.120 to 304.260, and sections 307.010 to
3 307.175, the following terms mean:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

59 (13) "Driveaway operation":

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

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

72 (c) The movement of a motor vehicle by any person who
73 is lawfully engaged in the business of transporting or
74 delivering vehicles that are not the person's own and
75 vehicles of a type otherwise required to be registered, by
76 the driveaway or towaway methods, from a point of
77 manufacture, assembly or distribution or from the owner of
78 the vehicles to a dealer or sales agent of a manufacturer or
79 to any consignee designated by the shipper or consignor;

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

86 (15) "Electric bicycle", a bicycle equipped with fully
87 operable pedals, a saddle or seat for the rider, and an

88 electric motor of less than 750 watts that meets the
89 requirements of one of the following three classes:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

154 (28) "Local commercial motor vehicle", a commercial
155 motor vehicle whose operations are confined to a
156 municipality and that area extending not more than fifty
157 miles therefrom, or a commercial motor vehicle whose
158 property-carrying operations are confined solely to the
159 transportation of property owned by any person who is the
160 owner or operator of such vehicle to or from a farm owned by
161 such person or under the person's control by virtue of a
162 landlord and tenant lease; provided that any such property
163 transported to any such farm is for use in the operation of
164 such farm;

165 (29) "Local log truck", a commercial motor vehicle
166 which is registered pursuant to this chapter to operate as a
167 motor vehicle on the public highways of this state; used
168 exclusively in this state; used to transport harvested
169 forest products; operated solely at a forested site and in
170 an area extending not more than a one hundred fifty mile
171 radius from such site; and when operated on the national
172 system of interstate and defense highways described in 23
173 U.S.C. Section 103, as amended, or outside the one hundred
174 fifty mile radius from such site with an extended distance
175 local log truck permit, does not have more than four axles,
176 and does not pull a trailer which has more than three
177 axles. Harvesting equipment which is used specifically for
178 cutting, felling, trimming, delimiting, debarking, chipping,
179 skidding, loading, unloading, and stacking may be
180 transported on a local log truck;

181 (30) "Local log truck tractor", a commercial motor
182 vehicle which is registered under this chapter to operate as

183 a motor vehicle on the public highways of this state; used
184 exclusively in this state; used to transport harvested
185 forest products, operated at a forested site and in an area
186 extending not more than a one hundred fifty mile radius from
187 such site; and when operated on the national system of
188 interstate and defense highways described in 23 U.S.C.
189 Section 103, as amended, or outside the one hundred fifty
190 mile radius from such site with an extended distance local
191 log truck permit, does not have more than three axles and
192 does not pull a trailer which has more than three axles;

193 (31) "Local transit bus", a bus whose operations are
194 confined wholly within a municipal corporation, or wholly
195 within a municipal corporation and a commercial zone, as
196 defined in section 390.020, adjacent thereto, forming a part
197 of a public transportation system within such municipal
198 corporation and such municipal corporation and adjacent
199 commercial zone;

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

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

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

213 (35) "Motor change vehicle", a vehicle manufactured
214 prior to August, 1957, which receives a new, rebuilt or used

215 engine, and which used the number stamped on the original
216 engine as the vehicle identification number;

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

220 (37) "Motor vehicle primarily for business use", any
221 vehicle other than a recreational motor vehicle, motorcycle,
222 motortricycle, or any commercial motor vehicle licensed for
223 over twelve thousand pounds:

224 (a) Offered for hire or lease; or

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

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

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

236 (40) "Motortricycle", a motor vehicle upon which the
237 operator straddles or sits astride that is designed to be
238 controlled by handle bars and is operated on three wheels,
239 including a motorcycle while operated with any conveyance,
240 temporary or otherwise, requiring the use of a third wheel,
241 but excluding an electric bicycle. A motortricycle shall
242 not be included in the definition of all-terrain vehicle;

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

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

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

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

252 (45) "Owner", any person, firm, corporation or
253 association, who holds the legal title to a vehicle or who
254 has executed a buyer's order or retail installment sales
255 contract with a motor vehicle dealer licensed under sections
256 301.550 to 301.580 for the purchase of a vehicle with an
257 immediate right of possession vested in the transferee, or
258 in the event a vehicle is the subject of an agreement for
259 the conditional sale or lease thereof with the right of
260 purchase upon performance of the conditions stated in the
261 agreement and with an immediate right of possession vested
262 in the conditional vendee or lessee, or in the event a
263 mortgagor of a vehicle is entitled to possession, then such
264 conditional vendee or lessee or mortgagor shall be deemed
265 the owner;

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

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

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

279 (49) "Recreational motor vehicle", any motor vehicle
280 designed, constructed or substantially modified so that it
281 may be used and is used for the purposes of temporary
282 housing quarters, including therein sleeping and eating
283 facilities which are either permanently attached to the
284 motor vehicle or attached to a unit which is securely
285 attached to the motor vehicle. Nothing herein shall prevent
286 any motor vehicle from being registered as a commercial
287 motor vehicle if the motor vehicle could otherwise be so
288 registered;

289 (50) "Recreational off-highway vehicle", any motorized
290 vehicle manufactured and used exclusively for off-highway
291 use which is more than fifty inches but no more than eighty
292 inches in width, measured from outside of tire rim to
293 outside of tire rim, with an unladen dry weight of three
294 thousand five hundred pounds or less, traveling on four or
295 more nonhighway tires and which may have access to ATV
296 trails;

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

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

308 (53) "Saddlemount combination", a combination of
309 vehicles in which a truck or truck tractor tows one or more
310 trucks or truck tractors, each connected by a saddle to the

311 frame or fifth wheel of the vehicle in front of it. The
312 "saddle" is a mechanism that connects the front axle of the
313 towed vehicle to the frame or fifth wheel of the vehicle in
314 front and functions like a fifth wheel kingpin connection.
315 When two vehicles are towed in this manner the combination
316 is called a "double saddlemount combination". When three
317 vehicles are towed in this manner, the combination is called
318 a "triple saddlemount combination";

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

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

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

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

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

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

341 (e) Is abandoned property which is titled pursuant to
342 section 304.155 or section 304.157 and designated with the

343 words "salvage/abandoned property". The total cost of
344 repairs to rebuild or reconstruct the vehicle shall not
345 include the cost of repairing, replacing, or reinstalling
346 inflatable safety restraints, tires, sound systems, or
347 damage as a result of hail, or any sales tax on parts or
348 materials to rebuild or reconstruct the vehicle. For
349 purposes of this definition, "fair market value" means the
350 retail value of a motor vehicle as:

351 a. Set forth in a current edition of any nationally
352 recognized compilation of retail values, including automated
353 databases, or from publications commonly used by the
354 automotive and insurance industries to establish the values
355 of motor vehicles;

356 b. Determined pursuant to a market survey of
357 comparable vehicles with regard to condition and equipment;
358 and

359 c. Determined by an insurance company using any other
360 procedure recognized by the insurance industry, including
361 market surveys, that is applied by the company in a uniform
362 manner;

363 (56) "School bus", any motor vehicle used solely to
364 transport students to or from school or to transport
365 students to or from any place for educational purposes;

366 (57) "Scrap processor", a business that, through the
367 use of fixed or mobile equipment, flattens, crushes, or
368 otherwise accepts motor vehicles and vehicle parts for
369 processing or transportation to a shredder or scrap metal
370 operator for recycling;

371 (58) "Shuttle bus", a motor vehicle used or maintained
372 by any person, firm, or corporation as an incidental service
373 to transport patrons or customers of the regular business of
374 such person, firm, or corporation to and from the place of

375 business of the person, firm, or corporation providing the
376 service at no fee or charge. Shuttle buses shall not be
377 registered as buses or as commercial motor vehicles;

378 (59) "Special mobile equipment", every self-propelled
379 vehicle not designed or used primarily for the
380 transportation of persons or property and incidentally
381 operated or moved over the highways, including farm
382 equipment, implements of husbandry, road construction or
383 maintenance machinery, ditch-digging apparatus, stone
384 crushers, air compressors, power shovels, cranes, graders,
385 rollers, well-drillers and wood-sawing equipment used for
386 hire, asphalt spreaders, bituminous mixers, bucket loaders,
387 ditchers, leveling graders, finished machines, motor
388 graders, road rollers, scarifiers, earth-moving carryalls,
389 scrapers, drag lines, concrete pump trucks, rock-drilling
390 and earth-moving equipment. This enumeration shall be
391 deemed partial and shall not operate to exclude other such
392 vehicles which are within the general terms of this section;

393 (60) "Specially constructed motor vehicle", a motor
394 vehicle which shall not have been originally constructed
395 under a distinctive name, make, model or type by a
396 manufacturer of motor vehicles. The term specially
397 constructed motor vehicle includes kit vehicles;

398 (61) "Stinger-steered combination", a truck tractor-
399 semitrailer wherein the fifth wheel is located on a drop
400 frame located behind and below the rearmost axle of the
401 power unit;

402 (62) "Tandem axle", a group of two or more axles,
403 arranged one behind another, the distance between the
404 extremes of which is more than forty inches and not more
405 than ninety-six inches apart;

406 (63) "Towaway trailer transporter combination", a
407 combination of vehicles consisting of a trailer transporter
408 towing unit and two trailers or semitrailers, with a total
409 weight that does not exceed twenty-six thousand pounds; and
410 in which the trailers or semitrailers carry no property and
411 constitute inventory property of a manufacturer,
412 distributor, or dealer of such trailers or semitrailers;

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

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

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

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

433 (68) "Truck-tractor semitrailer-semitrailer", a
434 combination vehicle in which the two trailing units are
435 connected with a B-train assembly which is a rigid frame
436 extension attached to the rear frame of a first semitrailer
437 which allows for a fifth-wheel connection point for the

438 second semitrailer and has one less articulation point than
439 the conventional A-dolly connected truck-tractor semitrailer-
440 trailer combination;

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

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

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

461 (72) "Vanpool", any van or other motor vehicle used or
462 maintained by any person, group, firm, corporation,
463 association, city, county or state agency, or any member
464 thereof, for the transportation of not less than eight nor
465 more than forty-eight employees, per motor vehicle, to and
466 from their place of employment; however, a vanpool shall not
467 be included in the definition of the term bus or commercial
468 motor vehicle as defined in this section, nor shall a
469 vanpool driver be deemed a chauffeur as that term is defined

470 by section 303.020; nor shall use of a vanpool vehicle for
 471 ride-sharing arrangements, recreational, personal, or
 472 maintenance uses constitute an unlicensed use of the motor
 473 vehicle, unless used for monetary profit other than for use
 474 in a ride-sharing arrangement;

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

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

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

301.055. 1. The annual registration fee for motor
 2 vehicles other than commercial motor vehicles is [:

3	Less than 12 horsepower	\$18.00
4	12 horsepower and less than 24 horsepower	21.00
5	24 horsepower and less than 36 horsepower	24.00
6	36 horsepower and less than 48 horsepower	33.00

7	48 horsepower and less than 60 horsepower	39.00
8	60 horsepower and less than 72 horsepower	45.00
9	72 horsepower and more	51.00
10	Motorcycles	8.50
11	Motortricycles	10.00
12	Autocycles	10.00

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

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

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

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

8 2. The horsepower of all motor vehicles propelled by
 9 steam may be accepted as rated by the manufacturers thereof,

10 or may be determined in accordance with regulations
11 promulgated by the director.

12 3. The horsepower of all motor vehicles, except
13 commercial motor vehicles, propelled by electric power,
14 shall be rated as being between twelve and twenty-four
15 horsepower.

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

24 [5.] 2. The decision of the director as to the type of
25 motor vehicles and their classification for the purpose of
26 registration and the computation of fees therefor shall be
27 final and conclusive.

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

14 2. The shifting of registration periods shall be
15 accomplished by notifying the registrants of the change, and
16 giving them credit for that portion of the registration
17 period not yet elapsed. In such instances the director
18 shall order the registrant to surrender the license plates
19 and registration certificate held by him and shall assign
20 and issue, without cost to the owner, new plates and a
21 registration certificate designating the new registration
22 expiration date.

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

301.130. 1. The director of revenue, upon receipt of
2 a proper application for registration, required fees and any
3 other information which may be required by law, shall issue
4 to the applicant a certificate of registration in such
5 manner and form as the director of revenue may prescribe and
6 a set of license plates, or other evidence of registration,
7 as provided by this section. Each set of license plates
8 shall bear the name or abbreviated name of this state, the
9 words "SHOW-ME STATE", the month and year in which the
10 registration shall expire, and an arrangement of numbers or
11 letters, or both, as shall be assigned from year to year by

12 the director of revenue. The plates shall also contain
13 fully reflective material with a common color scheme and
14 design for each type of license plate issued pursuant to
15 this chapter. The plates shall be clearly visible at night,
16 and shall be aesthetically attractive. Special plates for
17 qualified disabled veterans will have the "DISABLED VETERAN"
18 wording on the license plates in preference to the words
19 "SHOW-ME STATE" and special plates for members of the
20 National Guard will have the "NATIONAL GUARD" wording in
21 preference to the words "SHOW-ME STATE".

22 2. The arrangement of letters and numbers of license
23 plates shall be uniform throughout each classification of
24 registration. The director may provide for the arrangement
25 of the numbers in groups or otherwise, and for other
26 distinguishing marks on the plates.

27 3. All property-carrying commercial motor vehicles to
28 be registered at a gross weight in excess of twelve thousand
29 pounds, all passenger-carrying commercial motor vehicles,
30 local transit buses, school buses, trailers, semitrailers,
31 motorcycles, motortricycles, autocycles, motorscooters, and
32 driveaway vehicles shall be registered with the director of
33 revenue as provided for in subsection 3 of section 301.030,
34 or with the state highways and transportation commission as
35 otherwise provided in this chapter, but only one license
36 plate shall be issued for each such vehicle, except as
37 provided in this subsection. The applicant for registration
38 of any property-carrying commercial vehicle registered at a
39 gross weight in excess of twelve thousand pounds may request
40 and be issued two license plates for such vehicle, and if
41 such plates are issued, the director of revenue shall
42 provide for distinguishing marks on the plates indicating
43 one plate is for the front and the other is for the rear of

44 such vehicle. The director may assess and collect an
45 additional charge from the applicant in an amount not to
46 exceed the fee prescribed for personalized license plates in
47 subsection 1 of section 301.144.

48 4. The plates issued to manufacturers and dealers
49 shall bear the letters and numbers as prescribed by section
50 301.560, and the director may place upon the plates other
51 letters or marks to distinguish commercial motor vehicles
52 and trailers and other types of motor vehicles.

53 5. No motor vehicle or trailer shall be operated on
54 any highway of this state unless it shall have displayed
55 thereon the license plate or set of license plates issued by
56 the director of revenue or the state highways and
57 transportation commission and authorized by section
58 301.140. Each such plate shall be securely fastened to the
59 motor vehicle or trailer in a manner so that all parts
60 thereof shall be plainly visible and reasonably clean so
61 that the reflective qualities thereof are not impaired.
62 Each such plate may be encased in a transparent, **nontinted**
63 cover so long as the plate is plainly visible and **[its] the**
64 **plate's** reflective qualities are not impaired.

65 **Additionally, license plate frames shall not cover or**
66 **obscure any information that is necessary for law**
67 **enforcement purposes.** License plates shall be fastened to
68 all motor vehicles except trucks, tractors, truck tractors
69 or truck-tractors licensed in excess of twelve thousand
70 pounds on the front and rear of such vehicles not less than
71 eight nor more than forty-eight inches above the ground,
72 with the letters and numbers thereon right side up. The
73 license plates on trailers, motorcycles, motortricycles,
74 autocycles, and motorscooters shall be displayed on the rear
75 of such vehicles either horizontally or vertically, with the

76 letters and numbers plainly visible. The license plate on
77 buses, other than school buses, and on trucks, tractors,
78 truck tractors or truck-tractors licensed in excess of
79 twelve thousand pounds shall be displayed on the front of
80 such vehicles not less than eight nor more than forty-eight
81 inches above the ground, with the letters and numbers
82 thereon right side up or if two plates are issued for the
83 vehicle pursuant to subsection 3 of this section, displayed
84 in the same manner on the front and rear of such vehicles.
85 The license plate or plates authorized by section 301.140,
86 when properly attached, shall be prima facie evidence that
87 the required fees have been paid.

88 6. (1) The director of revenue shall issue annually
89 or biennially a tab or set of tabs as provided by law as
90 evidence of the annual payment of registration fees and the
91 current registration of a vehicle in lieu of the set of
92 plates. Beginning January 1, 2010, the director may
93 prescribe any additional information recorded on the tab or
94 tabs to ensure that the tab or tabs positively correlate
95 with the license plate or plates issued by the department of
96 revenue for such vehicle. Such tabs shall be produced in
97 each license bureau office.

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

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

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

109 (5) For those commercial motor vehicles and trailers
110 registered pursuant to section 301.041, the plate issued by
111 the highways and transportation commission shall be a
112 permanent nonexpiring license plate for which no tabs shall
113 be issued. Nothing in this section shall relieve the owner
114 of any vehicle permanently registered pursuant to this
115 section from the obligation to pay the annual registration
116 fee due for the vehicle. The permanent nonexpiring license
117 plate shall be returned to the highways and transportation
118 commission upon the sale or disposal of the vehicle by the
119 owner to whom the permanent nonexpiring license plate is
120 issued, or the plate may be transferred to a replacement
121 commercial motor vehicle when the owner files a supplemental
122 application with the Missouri highways and transportation
123 commission for the registration of such replacement
124 commercial motor vehicle. Upon payment of the annual
125 registration fee, the highways and transportation commission
126 shall issue a certificate of registration or other suitable
127 evidence of payment of the annual fee, and such evidence of
128 payment shall be carried at all times in the vehicle for
129 which it is issued.

130 (6) Upon the sale or disposal of any vehicle
131 permanently registered under this section, or upon the
132 termination of a lease of any such vehicle, the permanent
133 nonexpiring plate issued for such vehicle shall be returned
134 to the highways and transportation commission and shall not
135 be valid for operation of such vehicle, or the plate may be
136 transferred to a replacement vehicle when the owner files a
137 supplemental application with the Missouri highways and

138 transportation commission for the registration of such
139 replacement vehicle. If a vehicle which is permanently
140 registered under this section is sold, wrecked or otherwise
141 disposed of, or the lease terminated, the registrant shall
142 be given credit for any unused portion of the annual
143 registration fee when the vehicle is replaced by the
144 purchase or lease of another vehicle during the registration
145 year.

146 7. The director of revenue and the highways and
147 transportation commission may prescribe rules and
148 regulations for the effective administration of this
149 section. No rule or portion of a rule promulgated under the
150 authority of this section shall become effective unless it
151 has been promulgated pursuant to the provisions of section
152 536.024.

153 8. Notwithstanding the provisions of any other law to
154 the contrary, owners of motor vehicles other than
155 apportioned motor vehicles or commercial motor vehicles
156 licensed in excess of twenty-four thousand pounds gross
157 weight may apply for special personalized license plates.
158 Vehicles licensed for twenty-four thousand pounds that
159 display special personalized license plates shall be subject
160 to the provisions of subsections 1 and 2 of section
161 301.030. On and after August 28, 2016, owners of motor
162 vehicles, other than apportioned motor vehicles or
163 commercial motor vehicles licensed in excess of twenty-four
164 thousand pounds gross weight, may apply for any preexisting
165 or hereafter statutorily created special personalized
166 license plates.

167 9. No later than January 1, 2019, the director of
168 revenue shall commence the reissuance of new license plates
169 of such design as approved by the advisory committee under

170 section 301.125 consistent with the terms, conditions, and
171 provisions of section 301.125 and this chapter. Except as
172 otherwise provided in this section, in addition to all other
173 fees required by law, applicants for registration of
174 vehicles with license plates that expire during the period
175 of reissuance, applicants for registration of trailers or
176 semitrailers with license plates that expire during the
177 period of reissuance and applicants for registration of
178 vehicles that are to be issued new license plates during the
179 period of reissuance shall pay the cost of the plates
180 required by this subsection. The additional cost prescribed
181 in this subsection shall not be charged to persons receiving
182 special license plates issued under section 301.073 or
183 301.443. Historic motor vehicle license plates registered
184 pursuant to section 301.131 and specialized license plates
185 are exempt from the provisions of this subsection. Except
186 for new, replacement, and transfer applications, permanent
187 nonexpiring license plates issued to commercial motor
188 vehicles and trailers registered under section 301.041 are
189 exempt from the provisions of this subsection.

301.140. 1. Upon the transfer of ownership of any
2 motor vehicle or trailer, the certificate of registration
3 and the right to use the number plates shall expire and the
4 number plates shall be removed by the owner at the time of
5 the transfer of possession, and it shall be unlawful for any
6 person other than the person to whom such number plates were
7 originally issued to have the same in his or her possession
8 whether in use or not, unless such possession is solely for
9 charitable purposes; except that the buyer of a motor
10 vehicle or trailer who trades in a motor vehicle or trailer
11 may attach the license plates from the traded-in motor
12 vehicle or trailer to the newly purchased motor vehicle or

13 trailer. The operation of a motor vehicle with such
14 transferred plates shall be lawful for no more than thirty
15 days, or no more than ninety days if the dealer is selling
16 the motor vehicle under the provisions of section 301.213,
17 or no more than sixty days if the dealer is selling the
18 motor vehicle under the provisions of subsection 5 of
19 section 301.210. As used in this subsection, the term
20 "trade-in motor vehicle or trailer" shall include any single
21 motor vehicle or trailer sold by the buyer of the newly
22 purchased vehicle or trailer, as long as the license plates
23 for the trade-in motor vehicle or trailer are still valid.

24 2. In the case of a transfer of ownership the original
25 owner may register another motor vehicle under the same
26 number, upon the payment of a fee of two dollars, if the
27 motor vehicle is of [horsepower,] gross weight or (in the
28 case of a passenger-carrying commercial motor vehicle)
29 seating capacity[,] not in excess of that originally
30 registered. When such motor vehicle is of greater
31 [horsepower,] gross weight or (in the case of a passenger-
32 carrying commercial motor vehicle) seating capacity, for
33 which a greater fee is prescribed, the applicant shall pay a
34 transfer fee of two dollars and a pro rata portion for the
35 difference in fees. When such vehicle is of less
36 [horsepower,] gross weight or (in case of a passenger-
37 carrying commercial motor vehicle) seating capacity, for
38 which a lesser fee is prescribed, the applicant shall not be
39 entitled to a refund.

40 3. License plates may be transferred from a motor
41 vehicle which will no longer be operated to a newly
42 purchased motor vehicle by the owner of such vehicles. The
43 owner shall pay a transfer fee of two dollars if the newly
44 purchased vehicle is of [horsepower,] gross weight or (in

45 the case of a passenger-carrying commercial motor vehicle)
46 seating capacity[,] not in excess of that of the vehicle
47 which will no longer be operated. When the newly purchased
48 motor vehicle is of greater [horsepower,] gross weight or
49 (in the case of a passenger-carrying commercial motor
50 vehicle) seating capacity, for which a greater fee is
51 prescribed, the applicant shall pay a transfer fee of two
52 dollars and a pro rata portion of the difference in fees.
53 When the newly purchased vehicle is of less [horsepower,]
54 gross weight or (in the case of a passenger-carrying
55 commercial motor vehicle) seating capacity, for which a
56 lesser fee is prescribed, the applicant shall not be
57 entitled to a refund.

58 4. (1) The director of the department of revenue
59 shall have authority to produce or allow others to produce a
60 weather resistant, nontearing temporary permit authorizing
61 the operation of a motor vehicle or trailer by a buyer for
62 not more than thirty days, [or no more than ninety days if
63 issued by a dealer selling the motor vehicle under the
64 provisions of section 301.213,] or no more than sixty days
65 if issued by a dealer selling the motor vehicle under the
66 provisions of subsection 5 of section 301.210, from the date
67 of purchase. The temporary permit authorized under this
68 section may be purchased by the purchaser of a motor vehicle
69 or trailer from the central office of the department of
70 revenue or from an authorized agent of the department of
71 revenue upon **satisfaction of all applicable taxes under**
72 **chapter 144, upon** proof of purchase of a motor vehicle or
73 trailer for which the buyer has no registration plate
74 available for transfer and upon proof of financial
75 responsibility, or from a motor vehicle dealer upon purchase
76 of a motor vehicle or trailer for which the buyer has no

77 registration plate available for transfer, or from a motor
78 vehicle dealer upon purchase of a motor vehicle or trailer
79 for which the buyer has registered and is awaiting receipt
80 of registration plates. The director of the department of
81 revenue or a producer authorized by the director of the
82 department of revenue may make temporary permits available
83 to registered dealers in this state, authorized agents of
84 the department of revenue or the department of revenue. The
85 price paid by a motor vehicle dealer, an authorized agent of
86 the department of revenue or the department of revenue for a
87 temporary permit shall not exceed five dollars for each
88 permit. The director of the department of revenue shall
89 direct motor vehicle dealers and authorized agents to obtain
90 temporary permits from an authorized producer. Amounts
91 received by the director of the department of revenue for
92 temporary permits shall constitute state revenue; however,
93 amounts received by an authorized producer other than the
94 director of the department of revenue shall not constitute
95 state revenue and any amounts received by motor vehicle
96 dealers or authorized agents for temporary permits purchased
97 from a producer other than the director of the department of
98 revenue shall not constitute state revenue. In no event
99 shall revenues from the general revenue fund or any other
100 state fund be utilized to compensate motor vehicle dealers
101 or other producers for their role in producing temporary
102 permits as authorized under this section. Amounts that do
103 not constitute state revenue under this section shall also
104 not constitute fees for registration or certificates of
105 title to be collected by the director of the department of
106 revenue under section 301.190. No motor vehicle dealer,
107 authorized agent or the department of revenue shall charge
108 more than five dollars for each permit issued. The permit

109 shall be valid for a period of thirty days, or no more than
110 ninety days if issued by a dealer selling the motor vehicle
111 under the provisions of section 301.213, or no more than
112 sixty days if issued by a dealer selling the motor vehicle
113 under the provisions of subsection 5 of section 301.210,
114 from the date of purchase of a motor vehicle or trailer, or
115 from the date of sale of the motor vehicle or trailer by a
116 motor vehicle dealer for which the purchaser obtains a
117 permit as set out above. No permit shall be issued for a
118 vehicle under this section unless the buyer shows proof of
119 financial responsibility. Each temporary permit issued
120 shall be securely fastened to the back or rear of the motor
121 vehicle in a manner and place on the motor vehicle
122 consistent with registration plates so that all parts and
123 qualities of the temporary permit thereof shall be plainly
124 and clearly visible, reasonably clean and are not impaired
125 in any way.

126 **(2) The provisions of subdivision (1) of this**
127 **subsection requiring satisfaction of all applicable taxes**
128 **under chapter 144 shall become effective only upon**
129 **notification by the director of the department of revenue to**
130 **the revisor of statutes that implementation of such**
131 **requirements are technologically feasible following the**
132 **development and maintenance of a modernized, integrated**
133 **system for the titling of vehicles, the issuance and renewal**
134 **of vehicle registrations, the issuance and renewal of**
135 **drivers' licenses and identification cards, and the**
136 **perfection and release of liens and encumbrances on vehicles.**

137 5. The permit shall be issued on a form prescribed by
138 the director of the department of revenue and issued only
139 for the applicant's temporary operation of the motor vehicle
140 or trailer purchased to enable the applicant to temporarily

141 operate the motor vehicle while proper title and
142 registration plates are being obtained, or while awaiting
143 receipt of registration plates, and shall be displayed on no
144 other motor vehicle. Temporary permits issued pursuant to
145 this section shall not be transferable or renewable, shall
146 not be valid upon issuance of proper registration plates for
147 the motor vehicle or trailer, and shall be returned to the
148 department or to the department's agent upon the issuance of
149 such proper registration plates. Any temporary permit
150 returned to the department or to the department's agent
151 shall be immediately destroyed. The provisions of this
152 subsection shall not apply to temporary permits issued for
153 commercial motor vehicles licensed in excess of twenty-four
154 thousand pounds gross weight. The director of the
155 department of revenue shall determine the size, material,
156 design, numbering configuration, construction, and color of
157 the permit. The director of the department of revenue, at
158 his or her discretion, shall have the authority to reissue,
159 and thereby extend the use of, a temporary permit previously
160 and legally issued for a motor vehicle or trailer while
161 proper title and registration are being obtained.

162 6. Every motor vehicle dealer that issues temporary
163 permits shall keep, for inspection by proper officers, an
164 accurate record of each permit issued by recording the
165 permit number, the motor vehicle dealer's number, buyer's
166 name and address, the motor vehicle's year, make, and
167 manufacturer's vehicle identification number, and the
168 permit's date of issuance and expiration date. Upon the
169 issuance of a temporary permit by either the central office
170 of the department of revenue, a motor vehicle dealer or an
171 authorized agent of the department of revenue, the director
172 of the department of revenue shall make the information

173 associated with the issued temporary permit immediately
174 available to the law enforcement community of the state of
175 Missouri.

176 7. Upon the transfer of ownership of any currently
177 registered motor vehicle wherein the owner cannot transfer
178 the license plates due to a change of motor vehicle
179 category, the owner may surrender the license plates issued
180 to the motor vehicle and receive credit for any unused
181 portion of the original registration fee against the
182 registration fee of another motor vehicle. Such credit
183 shall be granted based upon the date the license plates are
184 surrendered. No refunds shall be made on the unused portion
185 of any license plates surrendered for such credit.

186 8. An additional temporary license plate produced in a
187 manner and of materials determined by the director to be the
188 most cost-effective means of production with a configuration
189 that matches an existing or newly issued plate may be
190 purchased by a motor vehicle owner to be placed in the
191 interior of the vehicle's rear window such that the driver's
192 view out of the rear window is not obstructed and the plate
193 configuration is clearly visible from the outside of the
194 vehicle to serve as the visible plate when a bicycle rack or
195 other item obstructs the view of the actual plate. Such
196 temporary plate is only authorized for use when the matching
197 actual plate is affixed to the vehicle in the manner
198 prescribed in subsection 5 of section 301.130. The fee
199 charged for the temporary plate shall be equal to the fee
200 charged for a temporary permit issued under subsection 4 of
201 this section. Replacement temporary plates authorized in
202 this subsection may be issued as needed upon the payment of
203 a fee equal to the fee charged for a temporary permit under
204 subsection 4 of this section. The newly produced third

205 plate may only be used on the vehicle with the matching
206 plate, and the additional plate shall be clearly
207 recognizable as a third plate and only used for the purpose
208 specified in this subsection.

209 9. Notwithstanding the provisions of section 301.217,
210 the director may issue a temporary permit to an individual
211 who possesses a salvage motor vehicle which requires an
212 inspection under subsection 9 of section 301.190. The
213 operation of a salvage motor vehicle for which the permit
214 has been issued shall be limited to the most direct route
215 from the residence, maintenance, or storage facility of the
216 individual in possession of such motor vehicle to the
217 nearest authorized inspection facility and return to the
218 originating location. Notwithstanding any other
219 requirements for the issuance of a temporary permit under
220 this section, an individual obtaining a temporary permit for
221 the purpose of operating a motor vehicle to and from an
222 examination facility as prescribed in this subsection shall
223 also purchase the required motor vehicle examination form
224 which is required to be completed for an examination under
225 subsection 9 of section 301.190 and provide satisfactory
226 evidence that such vehicle has passed a motor vehicle safety
227 inspection for such vehicle as required in section 307.350.

228 10. **Notwithstanding any provision of law to the**
229 **contrary, a person may be stopped or inspected by law**
230 **enforcement, based on reasonable suspicion that a temporary**
231 **permit violation has occurred, in order to determine whether**
232 **a temporary permit is current or valid. Upon a**
233 **determination by law enforcement that a temporary permit is**
234 **expired by at least seventy days, or that a temporary permit**
235 **has been altered, the law enforcement officer conducting the**
236 **stop shall issue a citation and such person shall be fined**

237 in the amount of two hundred fifty dollars. If the person
238 properly registers the vehicle within thirty days of the
239 issuance of a citation, the prosecutor shall nolle prosequi
240 the citation, court costs shall be waived, and the offense
241 shall not be registered as a violation on the person's
242 driving record. If the vehicle is stopped a second time for
243 a temporary permit violation after such thirty-day time
244 period has lapsed, the vehicle shall be impounded until such
245 time as the vehicle is properly registered. It shall be the
246 responsibility of the owner of the vehicle to work with the
247 impound lot owner if there is an issue with the vehicle's
248 safety inspection.

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

263 [11.] 12. The repeal and reenactment of this section
264 shall become effective on the date the department of revenue
265 or a producer authorized by the director of the department
266 of revenue begins producing temporary permits described in
267 subsection 4 of such section, or on July 1, 2013, whichever
268 occurs first. If the director of revenue or a producer

269 authorized by the director of the department of revenue
270 begins producing temporary permits prior to July 1, 2013,
271 the director of the department of revenue shall notify the
272 revisor of statutes of such fact.

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

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

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

6 (3) "Other authorized health care practitioner"
7 includes advanced practice registered nurses licensed
8 pursuant to chapter 335, physician assistants licensed
9 pursuant to chapter 334, chiropractors licensed pursuant to
10 chapter 331, podiatrists licensed pursuant to chapter 330,
11 assistant physicians, physical therapists licensed pursuant
12 to chapter 334, **occupational therapists licensed pursuant to**
13 **chapter 324**, and optometrists licensed pursuant to chapter
14 336;

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

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

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

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

34 (d) Uses portable oxygen; or

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

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

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

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

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

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

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

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

66 3. A physician's statement shall:

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

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

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

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

75 4. If it is the professional opinion of the physician
76 or other authorized health care practitioner issuing the
77 statement that the physical disability of the applicant,
78 user, or member of the applicant's household is permanent,
79 it shall be noted on the statement. Otherwise, the
80 physician or other authorized health care practitioner shall
81 note on the statement the anticipated length of the
82 disability, which shall determine the expiration date for
83 the temporary windshield placard, and which period shall not
84 exceed one hundred eighty days. If the physician or health
85 care practitioner fails to record an expiration date on the
86 physician's statement, the director shall issue a temporary
87 windshield placard for a period of thirty days.

88 5. A physician or other authorized health care
89 practitioner who issues or signs a physician's statement so
90 that disabled plates or a disabled windshield placard may be
91 obtained shall maintain in such disabled person's medical
92 chart documentation that such a certificate has been issued,

93 the date the statement was signed, the diagnosis or
94 condition which existed that qualified the person as
95 disabled pursuant to this section and shall contain
96 sufficient documentation so as to objectively confirm that
97 such condition exists.

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

106 7. Owners of motor vehicles who are residents of the
107 state of Missouri, and who are physically disabled, owners
108 of motor vehicles operated at least fifty percent of the
109 time by a physically disabled person, or owners of motor
110 vehicles used to primarily transport physically disabled
111 members of the owner's household may obtain disabled person
112 license plates. Such owners, upon application to the
113 director accompanied by the documents and fees provided for
114 in this section, a current physician's statement which has
115 been issued within ninety days proceeding the date the
116 application is made, and proof of compliance with the state
117 motor vehicle laws relating to registration and licensing of
118 motor vehicles, shall be issued motor vehicle license plates
119 for vehicles, other than commercial vehicles with a gross
120 weight in excess of twenty-four thousand pounds, upon which
121 shall be inscribed the international wheelchair
122 accessibility symbol and the word "DISABLED" in addition to
123 a combination of letters and numbers. Such license plates
124 shall be made with fully reflective material with a common

125 color scheme and design, shall be clearly visible at night,
126 and shall be aesthetically attractive, as prescribed by
127 section 301.130. If at any time an individual who obtained
128 disabled license plates issued under this subsection no
129 longer occupies a residence with a physically disabled
130 person, or no longer owns a vehicle that is operated at
131 least fifty percent of the time by a physically disabled
132 person, such individual shall surrender the disabled license
133 plates to the department within thirty days of becoming
134 ineligible for their use.

135 8. The director shall further issue, upon request, to
136 such applicant one, and for good cause shown, as the
137 director may define by rule and regulations, not more than
138 two, removable disabled windshield hanging placards for use
139 when the disabled person is occupying a vehicle or when a
140 vehicle not bearing the permanent handicap plate is being
141 used to pick up, deliver, or collect the physically disabled
142 person issued the disabled motor vehicle license plate or
143 disabled windshield hanging placard.

144 9. No additional fee shall be paid to the director for
145 the issuance of the special license plates provided in this
146 section, except for special personalized license plates and
147 other license plates described in this subsection. Priority
148 for any specific set of special license plates shall be
149 given to the applicant who received the number in the
150 immediately preceding license period subject to the
151 applicant's compliance with the provisions of this section
152 and any applicable rules or regulations issued by the
153 director. If determined feasible by the advisory committee
154 established in section 301.129, any special license plate
155 issued pursuant to this section may be adapted to also
156 include the international wheelchair accessibility symbol

157 and the word "DISABLED" as prescribed in this section and
158 such plate may be issued to any applicant who meets the
159 requirements of this section and the other appropriate
160 provision of this chapter, subject to the requirements and
161 fees of the appropriate provision of this chapter.

162 10. Any physically disabled person, or the parent or
163 guardian of any such person, or any not-for-profit group,
164 organization, or other entity which transports more than one
165 physically disabled person, may apply to the director of
166 revenue for a removable windshield placard. The placard may
167 be used in motor vehicles which do not bear the permanent
168 handicap symbol on the license plate. Such placards must be
169 hung from the front, middle rearview mirror of a parked
170 motor vehicle and may not be hung from the mirror during
171 operation. These placards may only be used during the
172 period of time when the vehicle is being used by a disabled
173 person, or when the vehicle is being used to pick up,
174 deliver, or collect a disabled person, and shall be
175 surrendered to the department, within thirty days, if a
176 group, organization, or entity that obtained the removable
177 windshield placard due to the transportation of more than
178 one physically disabled person no longer transports more
179 than one disabled person. When there is no rearview mirror,
180 the placard shall be displayed on the dashboard on the
181 driver's side.

182 11. The removable windshield placard shall conform to
183 the specifications, in respect to size, color, and content,
184 as set forth in federal regulations published by the
185 Department of Transportation. The removable windshield
186 placard shall be renewed every [four] **eight** years. **The**
187 **department shall have the authority to automatically renew**
188 **current valid disabled placards for a duration of eight**

189 **years, or for the duration that correlates with the person's**
190 **current physician's statement expiration date, until all**
191 **permanent disabled placards are on an eight-year renewal**
192 **cycle.** The director may stagger the expiration dates to
193 equalize workload. Only one removable placard may be issued
194 to an applicant who has been issued disabled person license
195 plates. Upon request, one additional windshield placard may
196 be issued to an applicant who has not been issued disabled
197 person license plates.

198 12. A temporary windshield placard shall be issued to
199 any physically disabled person, or the parent or guardian of
200 any such person who otherwise qualifies except that the
201 physical disability, in the opinion of the physician, is not
202 expected to exceed a period of one hundred eighty days. The
203 temporary windshield placard shall conform to the
204 specifications, in respect to size, color, and content, as
205 set forth in federal regulations published by the Department
206 of Transportation. The fee for the temporary windshield
207 placard shall be two dollars. Upon request, and for good
208 cause shown, one additional temporary windshield placard may
209 be issued to an applicant. Temporary windshield placards
210 shall be issued upon presentation of the physician's
211 statement provided by this section and shall be displayed in
212 the same manner as removable windshield placards. A person
213 or entity shall be qualified to possess and display a
214 temporary removable windshield placard for six months and
215 the placard may be renewed once for an additional six months
216 if a physician's statement pursuant to this section is
217 supplied to the director of revenue at the time of renewal.

218 13. A windshield placard shall be renewable only by
219 the person or entity to which the placard was originally
220 issued. Any placard issued pursuant to this section shall

221 only be used when the physically disabled occupant for whom
222 the disabled plate or placard was issued is in the motor
223 vehicle at the time of parking or when a physically disabled
224 person is being delivered or collected. A disabled license
225 plate and/or a removable windshield hanging placard are not
226 transferable and may not be used by any other person whether
227 disabled or not.

228 14. At the time the disabled plates or windshield
229 hanging placards are issued, the director shall issue a
230 registration certificate which shall include the applicant's
231 name, address, and other identifying information as
232 prescribed by the director, or if issued to an agency, such
233 agency's name and address. This certificate shall further
234 contain the disabled license plate number or, for windshield
235 hanging placards, the registration or identifying number
236 stamped on the placard. The validated registration receipt
237 given to the applicant shall serve as the registration
238 certificate.

239 15. The director shall, upon issuing any disabled
240 registration certificate for license plates and/or
241 windshield hanging placards, provide information which
242 explains that such plates or windshield hanging placards are
243 nontransferable, and the restrictions explaining who and
244 when a person or vehicle which bears or has the disabled
245 plates or windshield hanging placards may be used or be
246 parked in a disabled reserved parking space, and the
247 penalties prescribed for violations of the provisions of
248 this act.

249 16. (1) Except as otherwise provided in this
250 subsection, every applicant for issuance of a disabled
251 license plate or placard shall be required to present a new
252 physician's statement dated no more than ninety days prior

253 to such application, and for renewal applications a
254 physician's statement dated no more than ninety days prior
255 to such application shall be required every eighth year.

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

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

270 17. The director of revenue upon receiving a
271 physician's statement pursuant to this subsection shall
272 check with the state board of registration for the healing
273 arts created in section 334.120, or the Missouri state board
274 of nursing established in section 335.021, with respect to
275 **[physician's] physicians'** statements signed by advanced
276 practice registered nurses, or the Missouri state board of
277 chiropractic examiners established in section 331.090, with
278 respect to **[physician's] physicians'** statements signed by
279 licensed chiropractors, or with the board of optometry
280 established in section 336.130, with respect to
281 **[physician's] physicians'** statements signed by licensed
282 optometrists, or the state board of podiatric medicine
283 created in section 330.100, with respect to **[physician's]**
284 **physicians'** statements signed by physicians of the foot or

285 podiatrists, **or the Missouri board of occupational therapy**
286 **established in section 324.063, with respect to physicians'**
287 **statements signed by licensed occupational therapists,** to
288 determine whether the physician is duly licensed and
289 registered pursuant to law.

290 18. The boards shall cooperate with the director and
291 shall supply information requested pursuant to this
292 subsection. The director shall, in cooperation with the
293 boards which shall assist the director, establish a list of
294 all Missouri physicians and other authorized health care
295 practitioners and of any other information necessary to
296 administer this section.

297 19. Where the owner's application is based on the fact
298 that the vehicle is used at least fifty percent of the time
299 by a physically disabled person, the applicant shall submit
300 a statement stating this fact, in addition to the
301 physician's statement. The statement shall be signed by
302 both the owner of the vehicle and the physically disabled
303 person. The applicant shall be required to submit this
304 statement with each application for license plates. No
305 person shall willingly or knowingly submit a false statement
306 and any such false statement shall be considered perjury and
307 may be punishable pursuant to section 301.420.

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

312 21. The director of revenue shall enter into
313 reciprocity agreements with other states or the federal
314 government for the purpose of recognizing disabled person
315 license plates or windshield placards issued to physically
316 disabled persons.

317 22. When a person to whom disabled person license
318 plates or a removable or temporary windshield placard or
319 both have been issued dies, the personal representative of
320 the decedent or such other person who may come into or
321 otherwise take possession of the disabled license plates or
322 disabled windshield placard shall return the same to the
323 director of revenue under penalty of law. Failure to return
324 such plates or placards shall constitute a class B
325 misdemeanor.

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

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

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

343 26. Fraudulent application, renewal, issuance,
344 procurement or use of disabled person license plates or
345 windshield placards shall be a class A misdemeanor. It is a
346 class B misdemeanor for a physician, chiropractor,
347 podiatrist [or], optometrist, **or occupational therapist** to
348 certify that an individual or family member is qualified for

349 a license plate or windshield placard based on a disability,
350 the diagnosis of which is outside their scope of practice or
351 if there is no basis for the diagnosis.

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

12 (1)] The fee collected at the time of biennial
13 registration shall include the annual registration fee plus
14 a pro rata amount for the additional [twelve] months of the
15 biennial registration[;

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

25 2. The director of revenue may prescribe rules and
26 regulations for the effective administration of this
27 section. The director is authorized to adopt those rules
28 that are reasonable and necessary to accomplish the limited
29 duties specifically delegated within this section. Any rule

30 or portion of a rule, as that term is defined in section
31 536.010, that is promulgated pursuant to the authority
32 delegated in this section shall become effective only if it
33 has been promulgated pursuant to the provisions of chapter
34 536. This section and chapter 536 are nonseverable and if
35 any of the powers vested with the general assembly pursuant
36 to chapter 536 to review, to delay the effective date or to
37 disapprove and annul a rule are subsequently held
38 unconstitutional, then the grant of rulemaking authority and
39 any rule proposed or adopted after July 1, 2000, shall be
40 invalid and void.

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

301.448. Any person who has served and was honorably
2 discharged or currently serves in [any branch of the United
3 States Armed Forces] **the United States Army, Marine Corps,**
4 **Navy, Air Force, Space Force, Coast Guard, or National**
5 **Guard, or in the reserves for any such branch, [the United**
6 **States Coast Guard or reserve,]** the United States Merchant
7 Marines or reserve, or the Missouri National Guard, or any
8 subdivision of any of such services or a member of the
9 United States Marine Corps League may apply for special
10 motor vehicle license plates, either solely or jointly, for
11 issuance either to passenger motor vehicles subject to the
12 registration fees provided in section 301.055, or to
13 nonlocal property-carrying commercial motor vehicles

14 licensed for a gross weight of six thousand pounds up
15 through and including twenty-four thousand pounds as
16 provided in section 301.057. Any such person shall make
17 application for the special license plates on a form
18 provided by the director of revenue and furnish such proof
19 that such person is a member or former member of any such
20 branch of service as the director may require. Upon
21 presentation of the proof of eligibility and annual payment
22 of the fee required for personalized license plates in
23 section 301.144, and other fees and documents which may be
24 required by law, the department shall issue personalized
25 license plates which shall bear the seal, logo or emblem,
26 along with a word or words designating the branch or
27 subdivision of such service for which the person applies.
28 All seals, logos, emblems or special symbols shall become an
29 integral part of the license plate; however, no plate shall
30 contain more than one seal, logo, emblem or special symbol
31 and the design of such plates shall be approved by the
32 advisory committee established in section 301.129 and by the
33 branch or subdivision of such service or the Marine Corps
34 League prior to issuing such plates. The plates shall have
35 a white background with a blue and red configuration at the
36 discretion of the advisory committee established in section
37 301.129. The plates shall be clearly visible at night and
38 shall be aesthetically attractive, as prescribed by section
39 301.130. The bidding process used to select a vendor for
40 the material to manufacture the license plates authorized by
41 this section shall consider the aesthetic appearance of the
42 plate. The director of revenue shall make necessary rules
43 and regulations for the enforcement of this section, and
44 shall design all necessary forms. All license plates issued
45 under this provision must be renewed in accordance with

46 law. License plates issued under the provisions of this
47 section shall not be transferable to any other person,
48 except that any registered co-owner of the motor vehicle
49 shall be entitled to operate the motor vehicle for the
50 duration of the year licensed, in the event of the death of
51 the qualified applicant.

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

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

19 3. Upon presentation of the annual statement, payment
20 of a fifteen dollar fee in addition to the regular
21 registration fees and documents which may be required by
22 law, the director of the department of revenue shall issue a
23 license plate, which shall bear an emblem of the Missouri
24 conservation heritage foundation in a form prescribed by the
25 director, to the vehicle owner. Such license plates shall
26 be made with fully reflective material with a common color

27 scheme and design, shall be clearly visible at night, and
28 shall be aesthetically attractive, as prescribed by section
29 301.130. Notwithstanding the provisions of section 301.144,
30 no additional fee shall be charged for the personalization
31 of license plates pursuant to this section.

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

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

43 **[5.] 6.** The director of the department of revenue may
44 promulgate rules and regulations for the administration of
45 this section. Any rule or portion of a rule, as that term
46 is defined in section 536.010, that is promulgated under the
47 authority delegated in this section shall become effective
48 only if it has been promulgated pursuant to the provisions
49 of chapter 536. All rulemaking authority delegated prior to
50 August 28, 1999, is of no force and effect; however, nothing
51 in this section shall be interpreted to repeal or affect the
52 validity of any rule filed or adopted prior to August 28,
53 1999, if it fully complied with the provisions of chapter
54 536. This section and chapter 536 are nonseverable and if
55 any of the powers vested with the general assembly pursuant
56 to chapter 536 to review, to delay the effective date, or to
57 disapprove and annul a rule are subsequently held
58 unconstitutional, then the grant of rulemaking authority and

59 any rule proposed or adopted after August 28, 1999, shall be
60 invalid and void.

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

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

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

30 (2) There is hereby created in the state treasury the
31 "Motor Vehicle Administration Technology Fund", which shall
32 consist of money collected as specified in this subsection.
33 The state treasurer shall be custodian of the fund. In
34 accordance with sections 30.170 and 30.180, the state
35 treasurer may approve disbursements. The fund shall be a
36 dedicated fund and money in the fund shall be used solely by
37 the department of revenue for the purpose of development and
38 maintenance of a modernized, integrated system for the
39 titling of vehicles, issuance and renewal of vehicle
40 registrations, issuance and renewal of driver's licenses and
41 identification cards, and perfection and release of liens
42 and encumbrances on vehicles.

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

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

51 4. No motor vehicle dealer, **trailer dealer**, boat
52 dealer, or powersport dealer that sells or leases new or
53 used motor vehicles, **trailers**, vessels, or vessel trailers
54 and imposes an administrative fee of five hundred dollars or
55 less in connection with the sale or lease of a new or used
56 **motor** vehicle, **trailer**, vessel, or vessel trailer for the
57 storage of documents or any other administrative or clerical
58 services shall be deemed to be engaging in the unauthorized
59 practice of law. The maximum administrative fee permitted
60 under this subsection shall be increased annually by an
61 amount equal to the percentage change in the annual average

62 of the Consumer Price Index for All Urban Consumers or its
63 successor index, as reported by the federal Bureau of Labor
64 Statistics or its successor agency, or by zero, whichever is
65 greater. The director of the department of revenue shall
66 annually furnish the maximum administrative fee determined
67 under this section to the secretary of state, who shall
68 publish such value in the Missouri Register as soon as
69 practicable after January fourteenth of each year.

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

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

85 "AN ADMINISTRATIVE FEE IS NOT AN OFFICIAL FEE
86 AND IS NOT REQUIRED BY LAW BUT MAY BE CHARGED BY
87 A DEALER. THIS ADMINISTRATIVE FEE MAY RESULT IN
88 A PROFIT TO DEALER. NO PORTION OF THIS
89 ADMINISTRATIVE FEE IS FOR THE DRAFTING,
90 PREPARATION, OR COMPLETION OF DOCUMENTS OR THE
91 PROVIDING OF LEGAL ADVICE. THIS NOTICE IS
92 REQUIRED BY LAW."

93 7. The general assembly believes that an
94 administrative fee charged in compliance with this section
95 is not the unauthorized practice of law or the unauthorized
96 business of law so long as the activity or service for which
97 the fee is charged is in compliance with the provisions of
98 this section and does not result in the waiver of any rights
99 or remedies. Recognizing, however, that the judiciary is
100 the sole arbitrator of what constitutes the practice of law,
101 in the event that a court determines that an administrative
102 fee charged in compliance with this section, and that does
103 not waive any rights or remedies of the buyer, is the
104 unauthorized practice of law or the unauthorized business of
105 law, then no person who paid that administrative fee may
106 recover said fee or treble damages, as permitted under
107 section 484.020, and no person who charged that fee shall be
108 guilty of a misdemeanor, as provided under section 484.020.

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

4 (1) Every application other than a renewal application
5 for a **new** motor vehicle franchise dealer shall include a
6 certification that the applicant has a bona fide established
7 place of business. Such application shall include an annual
8 certification that the applicant has a bona fide established
9 place of business for the first three years and only for
10 every other year thereafter. The certification shall be
11 performed by a uniformed member of the Missouri state
12 highway patrol or authorized or designated employee
13 stationed in the troop area in which the applicant's place
14 of business is located; except that in counties of the first
15 classification, certification may be performed by an officer
16 of a metropolitan police department when the applicant's

17 established place of business of distributing or selling
18 motor vehicles or trailers is in the metropolitan area where
19 the certifying metropolitan police officer is employed.
20 When the application is being made for licensure as a boat
21 manufacturer or boat dealer, certification shall be
22 performed by a uniformed member of the Missouri state
23 highway patrol or authorized or designated employee
24 stationed in the troop area in which the applicant's place
25 of business is located or, if the applicant's place of
26 business is located within the jurisdiction of a
27 metropolitan police department in a first class county, by
28 an officer of such metropolitan police department. A bona
29 fide established place of business for any new motor vehicle
30 franchise dealer, used motor vehicle dealer, boat dealer,
31 powersport dealer, wholesale motor vehicle dealer, trailer
32 dealer, or wholesale or public auction shall be a permanent
33 enclosed building or structure, either owned in fee or
34 leased and actually occupied as a place of business by the
35 applicant for the selling, bartering, trading, servicing, or
36 exchanging of motor vehicles, boats, personal watercraft, or
37 trailers and wherein the public may contact the owner or
38 operator at any reasonable time, and wherein shall be kept
39 and maintained the books, records, files and other matters
40 required and necessary to conduct the business. The
41 applicant shall maintain a working telephone number during
42 the entire registration year which will allow the public,
43 the department, and law enforcement to contact the applicant
44 during regular business hours. The applicant shall also
45 maintain an email address during the entire registration
46 year which may be used for official correspondence with the
47 department. In order to qualify as a bona fide established
48 place of business for all applicants licensed pursuant to

49 this section there shall be an exterior sign displayed
50 carrying the name of the business set forth in letters at
51 least six inches in height and clearly visible to the public
52 and there shall be an area or lot which shall not be a
53 public street on which multiple vehicles, boats, personal
54 watercraft, or trailers may be displayed. The sign shall
55 contain the name of the dealership by which it is known to
56 the public through advertising or otherwise, which need not
57 be identical to the name appearing on the dealership's
58 license so long as such name is registered as a fictitious
59 name with the secretary of state, has been approved by its
60 line-make manufacturer in writing in the case of a new motor
61 vehicle franchise dealer and a copy of such fictitious name
62 registration has been provided to the department. Dealers
63 who sell only emergency vehicles as defined in section
64 301.550 are exempt from maintaining a bona fide place of
65 business, including the related law enforcement
66 certification requirements, and from meeting the minimum
67 yearly sales;

68 (2) The initial application for licensure shall
69 include a photograph, not to exceed eight inches by ten
70 inches but no less than five inches by seven inches, showing
71 the business building, lot, and sign. A new motor vehicle
72 franchise dealer applicant who has purchased a currently
73 licensed new motor vehicle franchised dealership shall be
74 allowed to submit a photograph of the existing dealership
75 building, lot and sign but shall be required to submit a new
76 photograph upon the installation of the new dealership sign
77 as required by sections 301.550 to 301.580. Applicants
78 shall not be required to submit a photograph annually unless
79 the business has moved from its previously licensed

80 location, or unless the name of the business or address has
81 changed, or unless the class of business has changed;

82 (3) Every applicant as a new motor vehicle franchise
83 dealer, a used motor vehicle dealer, a powersport dealer, a
84 wholesale motor vehicle dealer, trailer dealer, or boat
85 dealer shall furnish with the application a corporate surety
86 bond or an irrevocable letter of credit as defined in
87 section 400.5-102, issued by any state or federal financial
88 institution in the penal sum of fifty thousand dollars on a
89 form approved by the department. The bond or irrevocable
90 letter of credit shall be conditioned upon the dealer
91 complying with the provisions of the statutes applicable to
92 new motor vehicle franchise dealers, used motor vehicle
93 dealers, powersport dealers, wholesale motor vehicle
94 dealers, trailer dealers, and boat dealers, and the bond
95 shall be an indemnity for any loss sustained by reason of
96 the acts of the person bonded when such acts constitute
97 grounds for the suspension or revocation of the dealer's
98 license. The bond shall be executed in the name of the
99 state of Missouri for the benefit of all aggrieved parties
100 or the irrevocable letter of credit shall name the state of
101 Missouri as the beneficiary; except, that the aggregate
102 liability of the surety or financial institution to the
103 aggrieved parties shall, in no event, exceed the amount of
104 the bond or irrevocable letter of credit. Additionally,
105 every applicant as a new motor vehicle franchise dealer, a
106 used motor vehicle dealer, a powersport dealer, a wholesale
107 motor vehicle dealer, or boat dealer shall furnish with the
108 application a copy of a current dealer garage policy bearing
109 the policy number and name of the insurer and the insured.
110 The proceeds of the bond or irrevocable letter of credit
111 furnished by an applicant shall be paid upon receipt by the

112 department of a final judgment from a Missouri court of
113 competent jurisdiction against the principal and in favor of
114 an aggrieved party. The proceeds of the bond or irrevocable
115 letter of credit furnished by an applicant shall be paid at
116 the order of the department and in the amount determined by
117 the department to any buyer or interested lienholder up to
118 the greater of the amount required for the release of the
119 purchase money lien or the sales price paid by the buyer
120 where a dealer has failed to fulfill the dealer's
121 obligations under an agreement to assign and deliver title
122 to the buyer within thirty days under a contract entered
123 into pursuant to subsection 5 of section 301.210. The
124 department shall direct release of the bond or irrevocable
125 letter of credit proceeds upon presentation of a written
126 agreement entered into pursuant to subsection 5 of section
127 301.210, copies of the associated sales and finance
128 documents, and the affidavit or affidavits of the buyer or
129 lienholder stating that the certificate of title with
130 assignment thereof has not been passed to the buyer within
131 thirty days of the date of the contract entered into under
132 subsection 5 of section 301.210, that the dealer has not
133 fulfilled the agreement under the contract to repurchase the
134 vehicle, that the buyer or the lienholder has notified the
135 dealer of the claim on the bond or letter of credit, and the
136 amount claimed by the purchaser or lienholder. In addition,
137 prior to directing release and payment of the proceeds of a
138 bond or irrevocable letter of credit, the department shall
139 ensure that there is satisfactory evidence to establish that
140 the vehicle which is subject to the written agreement has
141 been returned by the buyer to the dealer or that the buyer
142 has represented to the department that the buyer will
143 surrender possession of the vehicle to the dealer upon

144 payment of the proceeds of the bond or letter of credit
145 directed by the department. Excepting ordinary wear and
146 tear or mechanical failures not caused by the buyer, the
147 amount of proceeds to be paid to the buyer under the bond or
148 irrevocable letter of credit shall be reduced by an amount
149 equivalent to any damage, abuse, or destruction incurred by
150 the vehicle while the vehicle was in the buyer's possession
151 as agreed between the buyer and the dealer. The dealer may
152 apply to a court of competent jurisdiction to contest the
153 claim on the bond or letter of credit, including the amount
154 of the claim and the amount of any adjustment for any
155 damage, abuse, or destruction, by filing a petition with the
156 court within thirty days of the notification by the buyer or
157 lienholder. If the dealer does not fulfill the agreement or
158 file a petition to request judicial relief from the terms of
159 the agreement or contest the amount of the claim, the bond
160 or letter of credit shall be released by the department and
161 directed paid in the amount or amounts presented by the
162 lienholder or buyer;

163 (4) Payment of all necessary license fees as
164 established by the department. In establishing the amount
165 of the annual license fees, the department shall, as near as
166 possible, produce sufficient total income to offset
167 operational expenses of the department relating to the
168 administration of sections 301.550 to 301.580. All fees
169 payable pursuant to the provisions of sections 301.550 to
170 301.580 [, other than those fees collected for the issuance
171 of dealer plates or certificates of number collected
172 pursuant to subsection 6 of this section,] shall be
173 collected by the department for deposit in the state
174 treasury to the credit of the "Motor Vehicle Commission
175 Fund", which is hereby created. The motor vehicle

176 commission fund shall be administered by the Missouri
177 department of revenue. The provisions of section 33.080 to
178 the contrary notwithstanding, money in such fund shall not
179 be transferred and placed to the credit of the general
180 revenue fund until the amount in the motor vehicle
181 commission fund at the end of the biennium exceeds two times
182 the amount of the appropriation from such fund for the
183 preceding fiscal year or, if the department requires permit
184 renewal less frequently than yearly, then three times the
185 appropriation from such fund for the preceding fiscal year.
186 The amount, if any, in the fund which shall lapse is that
187 amount in the fund which exceeds the multiple of the
188 appropriation from such fund for the preceding fiscal year.

189 2. In the event a new vehicle manufacturer, boat
190 manufacturer, motor vehicle dealer, wholesale motor vehicle
191 dealer, boat dealer, powersport dealer, wholesale motor
192 vehicle auction, trailer dealer, or a public motor vehicle
193 auction submits an application for a license for a new
194 business and the applicant has complied with all the
195 provisions of this section, the department shall make a
196 decision to grant or deny the license to the applicant
197 within eight working hours after receipt of the dealer's
198 application, notwithstanding any rule of the department.

199 3. Except as otherwise provided in subsection 6 of
200 this section, upon the initial issuance of a license by the
201 department, the department shall assign a distinctive dealer
202 license number or certificate of number to the applicant and
203 the department shall issue one number plate or certificate
204 bearing the distinctive dealer license number or certificate
205 of number and two additional number plates or certificates
206 of number within eight working hours after presentment of
207 the application and payment by the applicant of a fee of

208 fifty dollars for the first plate or certificate and ten
 209 dollars and fifty cents for each additional plate or
 210 certificate. Upon renewal, the department shall issue [the
 211 distinctive dealer license number or certificate of number]
 212 **a renewal tab to be placed on the lower right corner of the**
 213 **plate or certificate** as quickly as possible. **The fee for**
 214 **the tabs shall be twenty-five dollars for the first tab and**
 215 **six dollars for each additional tab.** The issuance of such
 216 distinctive dealer license number or certificate of number,
 217 **and tab or tabs,** shall be in lieu of registering each motor
 218 vehicle, trailer, vessel or vessel trailer dealt with by a
 219 boat dealer, boat manufacturer, manufacturer, public motor
 220 vehicle auction, wholesale motor vehicle dealer, wholesale
 221 motor vehicle auction or new or used motor vehicle dealer.
 222 The license plates described in this section shall be made
 223 with fully reflective material with a common color scheme
 224 and design, shall be clearly visible at night, and shall be
 225 aesthetically attractive, as prescribed by section 301.130.

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

229	New motor vehicle franchise	D-0 through D-999
230	dealers	
231	New powersport dealers	D-1000 through D-
232		1999
233	Used motor vehicle and used	D-2000 through D-
234	powersport dealers	9999
235	Wholesale motor vehicle	W-0 through W-1999
236	dealers	
237	Wholesale motor vehicle	WA-0 through WA-999
238	auctions	

239 New and used trailer dealers T-0 through T-9999
240
241 Motor vehicle, trailer, and DM-0 through DM-999
242 boat manufacturers

243 Public motor vehicle auctions A-0 through A-1999
244
245 Boat dealers M-0 through M-9999
246
247 New and used recreational RV-0 through RV-999
248 motor vehicle dealers

249 For purposes of this subsection, qualified transactions
250 shall include the purchase of salvage titled vehicles by a
251 licensed salvage dealer. A used motor vehicle dealer who
252 also holds a salvage dealer's license shall be allowed one
253 additional plate or certificate number per fifty-unit
254 qualified transactions annually. In order for salvage
255 dealers to obtain number plates or certificates under this
256 section, dealers shall submit to the department of revenue
257 on August first of each year a statement certifying, under
258 penalty of perjury, the dealer's number of purchases during
259 the reporting period of July first of the immediately
260 preceding year to June thirtieth of the present year. The
261 provisions of this subsection shall become effective on the
262 date the director of the department of revenue begins to
263 reissue new license plates under section 301.130, or on
264 December 1, 2008, whichever occurs first. If the director
265 of revenue begins reissuing new license plates under the
266 authority granted under section 301.130 prior to December 1,
267 2008, the director of the department of revenue shall notify
268 the revisor of statutes of such fact.

269 5. Upon the sale of a currently licensed motor vehicle
270 dealership the department shall, upon request, authorize the

271 new approved dealer applicant to retain the selling dealer's
272 license number and shall cause the new dealer's records to
273 indicate such transfer. If the new approved dealer
274 applicant elects not to retain the selling dealer's license
275 number, the department shall issue the new dealer applicant
276 a new dealer's license number and an equal number of plates
277 or certificates as the department had issued to the selling
278 dealer.

279 6. In the case of motor vehicle dealers, the
280 department shall issue one number plate bearing the
281 distinctive dealer license number and may issue one
282 additional number plate to the applicant upon payment by the
283 dealer of a fifty dollar fee for the number plate bearing
284 the distinctive dealer license number and ten dollars and
285 fifty cents for the additional number plate. The department
286 may issue a third plate to the motor vehicle dealer upon
287 completion of the dealer's fifteenth qualified transaction
288 and payment of a fee of ten dollars and fifty cents. In the
289 case of new motor vehicle manufacturers, powersport dealers,
290 recreational motor vehicle dealers, and trailer dealers, the
291 department shall issue one number plate bearing the
292 distinctive dealer license number and may issue two
293 additional number plates to the applicant upon payment by
294 the manufacturer or dealer of a fifty dollar fee for the
295 number plate bearing the distinctive dealer license number
296 and ten dollars and fifty cents for each additional number
297 plate. Boat dealers and boat manufacturers shall be
298 entitled to one certificate of number bearing such number
299 upon the payment of a fifty dollar fee. Additional number
300 plates and as many additional certificates of number may be
301 obtained upon payment of a fee of ten dollars and fifty
302 cents for each additional plate or certificate. New motor

303 vehicle manufacturers shall not be issued or possess more
304 than three hundred forty-seven additional number plates or
305 certificates of number annually. New and used motor vehicle
306 dealers, powersport dealers, wholesale motor vehicle
307 dealers, boat dealers, and trailer dealers are limited to
308 one additional plate or certificate of number per ten-unit
309 qualified transactions annually. New and used recreational
310 motor vehicle dealers are limited to two additional plates
311 or certificate of number per ten-unit qualified transactions
312 annually for their first fifty transactions and one
313 additional plate or certificate of number per ten-unit
314 qualified transactions thereafter. An applicant seeking the
315 issuance of an initial license shall indicate on his or her
316 initial application the applicant's proposed annual number
317 of sales in order for the director to issue the appropriate
318 number of additional plates or certificates of number. A
319 motor vehicle dealer, trailer dealer, boat dealer,
320 powersport dealer, recreational motor vehicle dealer, motor
321 vehicle manufacturer, boat manufacturer, or wholesale motor
322 vehicle dealer obtaining a distinctive dealer license plate
323 or certificate of number or additional license plate or
324 additional certificate of number, throughout the calendar
325 year, shall be required to pay a fee for such license plates
326 or certificates of number computed on the basis of one-
327 twelfth of the full fee prescribed for the original and
328 duplicate number plates or certificates of number for such
329 dealers' licenses, multiplied by the number of months
330 remaining in the licensing period for which the dealer or
331 manufacturers shall be required to be licensed. In the
332 event of a renewing dealer, the fee due at the time of
333 renewal shall not be prorated. Wholesale and public
334 auctions shall be issued a certificate of dealer

335 registration in lieu of a dealer number plate. In order for
336 dealers to obtain number plates or certificates under this
337 section, dealers shall submit to the department of revenue
338 on August first of each year a statement certifying, under
339 penalty of perjury, the dealer's number of sales during the
340 reporting period of July first of the immediately preceding
341 year to June thirtieth of the present year.

342 7. The plates issued pursuant to subsection 3 or 6 of
343 this section may be displayed on any motor vehicle owned by
344 a new motor vehicle manufacturer. The plates issued
345 pursuant to subsection 3 or 6 of this section may be
346 displayed on any motor vehicle or trailer owned and held for
347 resale by a motor vehicle dealer for use by a customer who
348 is test driving the motor vehicle, for use by any customer
349 while the customer's vehicle is being serviced or repaired
350 by the motor vehicle dealer, for use and display purposes
351 during, but not limited to, parades, private events,
352 charitable events, or for use by an employee or officer, but
353 shall not be displayed on any motor vehicle or trailer hired
354 or loaned to others or upon any regularly used service or
355 wrecker vehicle. Motor vehicle dealers may display their
356 dealer plates on a tractor, truck or trailer to demonstrate
357 a vehicle under a loaded condition. Trailer dealers may
358 display their dealer license plates in like manner, except
359 such plates may only be displayed on trailers owned and held
360 for resale by the trailer dealer.

361 8. The certificates of number issued pursuant to
362 subsection 3 or 6 of this section may be displayed on any
363 vessel or vessel trailer owned and held for resale by a boat
364 manufacturer or a boat dealer, and used by a customer who is
365 test driving the vessel or vessel trailer, or is used by an
366 employee or officer on a vessel or vessel trailer only, but

367 shall not be displayed on any motor vehicle owned by a boat
368 manufacturer, boat dealer, or trailer dealer, or vessel or
369 vessel trailer hired or loaned to others or upon any
370 regularly used service vessel or vessel trailer. Boat
371 dealers and boat manufacturers may display their certificate
372 of number on a vessel or vessel trailer when transporting a
373 vessel or vessels to an exhibit or show.

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

380 10. (1) Every application for the issuance of a used
381 motor vehicle dealer's license shall be accompanied by proof
382 that the applicant, within the last twelve months, has
383 completed an educational seminar course approved by the
384 department as prescribed by subdivision (2) of this
385 subsection. Wholesale and public auto auctions and
386 applicants currently holding a new or used license for a
387 separate dealership shall be exempt from the requirements of
388 this subsection. The provisions of this subsection shall
389 not apply to current new motor vehicle franchise dealers or
390 motor vehicle leasing agencies or applicants for a new motor
391 vehicle franchise or a motor vehicle leasing agency. The
392 provisions of this subsection shall not apply to used motor
393 vehicle dealers who were licensed prior to August 28, 2006.

394 (2) The educational seminar shall include, but is not
395 limited to, the dealer requirements of sections 301.550 to
396 301.580, the rules promulgated to implement, enforce, and
397 administer sections 301.550 to 301.580, and any other rules
398 and regulations promulgated by the department.

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

11 (1) Licensed as a motor vehicle dealer by the
12 department under the provisions of sections 301.550 to
13 301.580;

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

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

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

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

28 3. For the purposes of sections 301.550 to 301.580,
29 the sale, barter, exchange, lease or rental with option to
30 purchase of **[six] eight** or more motor vehicles in a calendar
31 year by any person, partnership, corporation, company or
32 association, whether or not the motor vehicles are owned by

33 them, shall be prima facie evidence of intent to make a
34 profit or gain of money and such person, partnership,
35 corporation, company or association shall be deemed to be
36 acting as a motor vehicle dealer without a license.

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

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

301.3181. Any person who served as a member of the
2 Armed Forces of the United States in Afghanistan and Iraq,
3 who was awarded the Afghanistan Campaign medal and the Iraq
4 Campaign medal, may apply for Afghanistan and Iraq Veteran
5 vehicle license plates, for any motor vehicle the person
6 owns, either solely or jointly, other than an apportioned
7 motor vehicle or a commercial motor vehicle licensed in
8 excess of twenty-four thousand pounds gross weight. Any
9 such person shall make application for the license plates
10 authorized by this section on a form provided by the
11 director of revenue and furnish such proof of service in
12 Afghanistan and Iraq, the awarding of the Afghanistan
13 Campaign medal and the Iraq Campaign medal, and status as
14 currently serving in a branch of the Armed Forces of the
15 United States or as an honorably discharged veteran as the
16 director may require. Upon presentation of the proof of
17 eligibility, payment of a fifteen-dollar fee in addition to
18 the regular registration fees, and presentation of documents
19 that may be required by law, the director shall then issue
20 license plates bearing letters or numbers or a combination
21 thereof as determined by the director, with the words
22 "AFGHANISTAN & IRAQ VETERAN" in place of the words "SHOW-ME

23 STATE". Such plates shall bear the Afghanistan Campaign
24 medal and the Iraq Campaign medal on the left side, with the
25 Afghanistan Campaign medal appearing farthest to the left
26 and the Iraq Campaign medal appearing immediately to the
27 right of the Afghanistan Campaign medal. Notwithstanding
28 the provisions of section 301.144, no additional fee shall
29 be charged for the personalization of license plates issued
30 pursuant to this section. The plates shall be clearly
31 visible at night and shall be aesthetically attractive, as
32 prescribed by section 301.130. There shall be no limit on
33 the number of license plates any person qualified pursuant
34 to this section may obtain so long as each set of license
35 plates issued pursuant to this section is issued for a
36 vehicle owned solely or jointly by such person. License
37 plates issued pursuant to this section shall not be
38 transferable to any other person except that any registered
39 co-owner of the motor vehicle may operate the motor vehicle
40 for the duration of the year licensed in the event of the
41 death of the qualified person.

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

14 discharged veteran as the director may require. Upon
15 presentation of the proof of eligibility, payment of a
16 fifteen-dollar fee in addition to the regular registration
17 fees, and presentation of documents that may be required by
18 law, the director shall then issue license plates bearing
19 letters or numbers or a combination thereof as determined by
20 the director, with the words "AFGHANISTAN VETERAN" in place
21 of the words "SHOW-ME STATE". Such plates shall bear the
22 Afghanistan Campaign medal on the left side.

23 Notwithstanding the provisions of section 301.144, no
24 additional fee shall be charged for the personalization of
25 license plates issued pursuant to this section. The plates
26 shall be clearly visible at night and shall be aesthetically
27 attractive, as prescribed by section 301.130. There shall
28 be no limit on the number of license plates any person
29 qualified pursuant to this section may obtain so long as
30 each set of license plates issued pursuant to this section
31 is issued for a vehicle owned solely or jointly by such
32 person. License plates issued pursuant to this section
33 shall not be transferable to any other person except that
34 any registered co-owner of the motor vehicle may operate the
35 motor vehicle for the duration of the year licensed in the
36 event of the death of the qualified person.

302.177. 1. To all applicants for a license or
2 renewal to transport persons or property classified in
3 section 302.015 who are at least twenty-one years of age and
4 under the age of seventy, and who submit a satisfactory
5 application and meet the requirements of sections 302.010 to
6 302.605, the director shall issue or renew such license;
7 except that no license shall be issued if an applicant's
8 license is currently suspended, cancelled, revoked,
9 disqualified, or deposited in lieu of bail. Such license

10 shall expire on the applicant's birthday in the sixth year
11 of issuance, unless the license must be issued for a shorter
12 period due to other requirements of law or for transition or
13 staggering of work as determined by the director. The
14 license must be renewed on or before the date of expiration,
15 which date shall be shown on the license.

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

35 3. To all other applicants for a license or renewal of
36 a license who are at least twenty-one years of age and under
37 the age of seventy, and who submit a satisfactory
38 application and meet the requirements of sections 302.010 to
39 302.605, the director shall issue or renew such license;
40 except that no license shall be issued if an applicant's
41 license is currently suspended, cancelled, revoked,

42 disqualified, or deposited in lieu of bail. Such license
43 shall expire on the applicant's birthday in the sixth year
44 of issuance, unless the license must be issued for a shorter
45 period due to other requirements of law or for transition or
46 staggering of work as determined by the director. The
47 license must be renewed on or before the date of expiration,
48 which date shall be shown on the license.

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

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

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

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

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

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

85 10. The director of revenue may adopt any rules and
86 regulations necessary to carry out the provisions of this
87 section. No rule or portion of a rule promulgated pursuant
88 to the authority of this section shall become effective
89 unless it has been promulgated pursuant to the provisions of
90 chapter 536.

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

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

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

16 (3) The applicant has successfully passed an
17 examination for the operation of a school bus as prescribed
18 by the director of revenue. The examination shall include
19 any examinations prescribed by the secretary of the United
20 States Department of Transportation, and a driving test in
21 the type of vehicle to be operated. The test shall be
22 completed in the appropriate class of vehicle to be driven.
23 For purposes of this section classes of school buses shall
24 comply with the Commercial Motor Vehicle Safety Act of 1986
25 (Title XII of Pub. Law 99-570). For drivers who are at
26 least **[seventy]** **seventy-five** years of age, such examination,
27 excluding the pre-trip inspection portion of the commercial
28 driver's license skills test, shall be completed **[annually]**
29 **biennially** to retain the school bus endorsement.

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

36 3. The director may adopt any rules and regulations
37 necessary to carry out the provisions of this section. Any
38 rule or portion of a rule, as that term is defined in
39 section 536.010, that is created under the authority
40 delegated in this section shall become effective only if it
41 complies with and is subject to all of the provisions of
42 chapter 536 and, if applicable, section 536.028. This
43 section and chapter 536 are nonseverable and if any of the
44 powers vested with the general assembly pursuant to chapter
45 536 to review, to delay the effective date, or to disapprove

46 and annul a rule are subsequently held unconstitutional,
47 then the grant of rulemaking authority and any rule proposed
48 or adopted after August 28, 2004, shall be invalid and void.

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

302.735. 1. An application shall not be taken from a
2 nonresident after September 30, 2005. The application for a
3 commercial driver's license shall include, but not be
4 limited to, the applicant's legal name, mailing and
5 residence address, if different, a physical description of
6 the person, including sex, height, weight and eye color, the
7 person's Social Security number, date of birth and any other
8 information deemed appropriate by the director. The
9 application shall also require, beginning September 30,
10 2005, the applicant to provide the names of all states where
11 the applicant has been previously licensed to drive any type
12 of motor vehicle during the preceding ten years.

13 2. A commercial driver's license shall expire on the
14 applicant's birthday in the sixth year after issuance,
15 unless the license must be issued for a shorter period due
16 to other requirements of law or for transition or staggering
17 of work as determined by the director, and must be renewed
18 on or before the date of expiration. When a person changes
19 such person's name an application for a duplicate license
20 shall be made to the director of revenue. When a person
21 changes such person's mailing address or residence the
22 applicant shall notify the director of revenue of said
23 change, however, no application for a duplicate license is

24 required. A commercial license issued pursuant to this
25 section to an applicant less than twenty-one years of age
26 and seventy years of age and older shall expire on the
27 applicant's birthday in the third year after issuance,
28 unless the license must be issued for a shorter period as
29 determined by the director.

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

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

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

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

56 (2) The state shall revoke or deny a hazardous
57 materials endorsement within fifteen days of receipt of a
58 final determination of threat assessment from the
59 Transportation Security Administration as required by CFR
60 1572.13(a).

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

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

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

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

79 10. Within thirty days after moving to this state, the
80 holder of a commercial driver's license shall apply for a
81 commercial driver's license in this state. The applicant
82 shall meet all other requirements of sections 302.700 to
83 302.780, except that the director may waive the driving test
84 for a commercial driver's license as required in section
85 302.720 if the applicant for a commercial driver's license
86 has a valid commercial driver's license from a state which

87 has requirements for issuance of such license comparable to
88 those in this state.

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

95 12. Beginning July 1, 2005, the director shall not
96 issue a commercial driver's license under this section
97 unless the director verifies that the applicant is lawfully
98 present in the United States before accepting the
99 application. If lawful presence is granted for a temporary
100 period, no commercial driver's license shall be issued. The
101 director may, by rule or regulation, establish procedures to
102 verify the lawful presence of the applicant and establish
103 the duration of any commercial driver's license issued under
104 this section. No rule or portion of a rule promulgated
105 pursuant to the authority of this section shall become
106 effective unless it has been promulgated pursuant to chapter
107 536.

108 13. (1) Effective December 19, 2005, notwithstanding
109 any provisions of subsections 1 and 5 of this section to the
110 contrary, the director may issue a nondomiciled commercial
111 driver's license or commercial driver's instruction permit
112 to a resident of a foreign jurisdiction if the United States
113 Secretary of Transportation has determined that the
114 commercial motor vehicle testing and licensing standards in
115 the foreign jurisdiction do not meet the testing standards
116 established in 49 CFR 383.

117 (2) Any applicant for a nondomiciled commercial
118 driver's license or commercial driver's instruction permit

119 must present evidence satisfactory to the director that the
120 applicant currently has employment with an employer in this
121 state. The nondomiciled applicant must meet the same
122 testing, driver record requirements, conditions, and is
123 subject to the same disqualification and conviction
124 reporting requirements applicable to resident commercial
125 drivers.

126 (3) The nondomiciled commercial driver's license will
127 expire on the same date that the documents establishing
128 lawful presence for employment expire. The word
129 "nondomiciled" shall appear on the face of the nondomiciled
130 commercial driver's license. Any applicant for a Missouri
131 nondomiciled commercial driver's license or commercial
132 driver's instruction permit must first surrender any
133 nondomiciled commercial driver's license issued by another
134 state.

135 (4) The nondomiciled commercial driver's license
136 applicant must pay the same fees as required for the
137 issuance of a resident commercial driver's license or
138 commercial driver's instruction permit.

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

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

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

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

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

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

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

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

28 4. No person shall drive a vehicle through a railroad
29 crossing unless such vehicle has sufficient undercarriage
30 clearance necessary to prevent the undercarriage of the
31 vehicle from contacting the railroad crossing.

32 5. Every commercial motor vehicle as defined in
33 section 302.700 shall, upon approaching a railroad grade
34 crossing, be driven at a rate of speed which will permit
35 said commercial motor vehicle to be stopped before reaching
36 the nearest rail of such crossing and shall not be driven
37 upon or over such crossing until due caution has been taken
38 to ascertain that the course is clear. This section does

39 not apply to vehicles which are required to stop at railroad
40 crossings pursuant to section 304.030.

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

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

11 2. **A cotton trailer, as defined in section 301.010,**
12 **shall not be in violation of this section, provided it is**
13 **traveling at speeds less than seventy miles per hour from**
14 **field to field or from field to market and return, and no**
15 **portion of such goods or material becomes dislodged and**
16 **falls from the cotton trailer, and the goods are or material**
17 **is:**

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

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

27 (3) Fully contained within the structure of the
28 vehicle, and firmly immobilized or secured on or within the

29 **vehicle by structures of adequate strength, dunnage or**
30 **dunnage bags, shoring bars, tiedowns, or a combination of**
31 **these; or**

32 **(4) Otherwise secured in accordance with federal law.**

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

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

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

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

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

20 (4) Vehicles registered in excess of twenty-four
21 thousand pounds for a period of less than twelve months;
22 shall submit such vehicles to a biennial inspection of their
23 mechanism and equipment in accordance with the provisions of

24 sections 307.350 to 307.390 and obtain a certificate of
25 inspection and approval and a sticker, seal, or other device
26 from a duly authorized official inspection station. The
27 inspection, except the inspection of school buses which
28 shall be made at the time provided in section 307.375, shall
29 be made at the time prescribed in the rules and regulations
30 issued by the superintendent of the Missouri state highway
31 patrol; but the inspection of a vehicle shall not be made
32 more than sixty days prior to the date of application for
33 registration or within sixty days of when a vehicle's
34 registration is transferred; however, if a vehicle was
35 purchased from a motor vehicle dealer and a valid inspection
36 had been made within sixty days of the purchase date, the
37 new owner shall be able to utilize an inspection performed
38 within ninety days prior to the application for registration
39 or transfer. [Any vehicle manufactured as an even-numbered
40 model year vehicle shall be inspected and approved pursuant
41 to the safety inspection program established pursuant to
42 sections 307.350 to 307.390 in each even-numbered calendar
43 year and any such vehicle manufactured as an odd-numbered
44 model year vehicle shall be inspected and approved pursuant
45 to sections 307.350 to 307.390 in each odd-numbered year.]
46 The certificate of inspection and approval shall be a
47 sticker, seal, or other device or combination thereof, as
48 the superintendent of the Missouri state highway patrol
49 prescribes by regulation and shall be displayed upon the
50 motor vehicle or trailer as prescribed by the regulations
51 established by him. The replacement of certificates of
52 inspection and approval which are lost or destroyed shall be
53 made by the superintendent of the Missouri state highway
54 patrol under regulations prescribed by him.

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

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

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

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

565.260. 1. Except as provided in subsection 2 of
2 **this section, a person commits the offense of unlawful**
3 **tracking of a motor vehicle if the person knowingly**
4 **installs, conceals, or otherwise places an electronic**
5 **tracking device in or on a motor vehicle without the consent**
6 **of all owners of the vehicle for the purpose of monitoring**
7 **or following an occupant or occupants of the vehicle. As**

8 used in this section, "person" does not include the
9 manufacturer of the motor vehicle.

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

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

26 (3) It shall not be an offense under this section if
27 the installing, concealing, or placing of an electronic
28 tracking device in or on a motor vehicle is for the purpose
29 of tracking the location of stolen goods being transported
30 in the vehicle or for the purpose of tracking the location
31 of the vehicle if the motor vehicle is stolen.

32 (4) It shall not be an offense under this section if
33 the installing, concealing, or placing of an electronic
34 tracking device in or on a motor vehicle is by a legally
35 authorized representative of a vulnerable adult. As used in
36 this subdivision, "vulnerable adult" means any person
37 eighteen years of age or older who is impaired by reason of
38 mental illness, intellectual or developmental disability,
39 physical illness or disability, or other causes, including

40 age, to the extent the adult lacks sufficient understanding
41 or capacity to make, communicate, or carry out reasonable
42 decisions concerning his or her well-being or has one or
43 more limitations that substantially impair the adult's
44 ability to independently provide for his or her daily needs
45 or safeguard his or her person, property, or legal interests.

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

52 (6) It shall not be an offense under this section if
53 the installing, concealing, or placing of an electronic
54 tracking device in or on a motor vehicle is by a vehicle
55 rental, sharing, or leasing company that rents motor
56 vehicles for the purpose of tracking or managing the motor
57 vehicles owned by such company or providing services to
58 customers.

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

65 (8) It shall not be an offense under this section if
66 the installing, concealing, or placing of an electronic
67 tracking device in or on a motor vehicle is for any party to
68 participate in a voluntary usage-based insurance program.
69 "Voluntary usage-based insurance program" shall mean any
70 program implemented by, or on behalf of, an insurance

71 **company that collects, records, or transmits information**
72 **relating to driving behavior of an insured party.**

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

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

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

25 and emission inspection and approval required by this
26 section in issuing the motor vehicle [annual] registration
27 in conformity with the procedure required by sections
28 307.350 to 307.390 and sections 643.300 to 643.355. The
29 director of revenue may verify that a successful safety and
30 emissions inspection was completed via electronic means.

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

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

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

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

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

45 (5) Motor vehicles registered in an area subject to
46 the inspection requirements of sections 643.300 to 643.355
47 which are domiciled and operated exclusively in an area of
48 the state not subject to the inspection requirements of
49 sections 643.300 to 643.355, but only if the owner of such
50 vehicle presents to the department an affidavit that the
51 vehicle will be operated exclusively in an area of the state
52 not subject to the inspection requirements of sections
53 643.300 to 643.355 for the next twenty-four months, and the
54 owner applies for and receives a waiver which shall be
55 presented at the time of registration or registration
56 renewal;

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

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

65 (8) School buses;

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

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

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

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

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

92 4. (1) At the time of sale, a licensed motor vehicle
93 dealer, as defined in section 301.550, may choose to sell a
94 motor vehicle subject to the inspection requirements of
95 sections 643.300 to 643.355 either:

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

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

100 (2) If the dealer chooses to sell the vehicle with
101 prior inspection and approval, the dealer shall disclose, in
102 writing, prior to sale, whether the vehicle obtained
103 approval by meeting the emissions standards established
104 pursuant to sections 643.300 to 643.355 or by obtaining a
105 waiver pursuant to section 643.335. A vehicle sold pursuant
106 to this subdivision by a licensed motor vehicle dealer shall
107 be inspected and approved within the one hundred twenty days
108 immediately preceding the date of sale, and, for the purpose
109 of registration of such vehicle, such inspection shall be
110 considered timely.

111 (3) If the dealer chooses to sell the vehicle without
112 prior inspection and approval, the purchaser may return the
113 vehicle within ten days of the date of purchase, provided
114 that the vehicle has no more than one thousand additional
115 miles since the time of sale, if the vehicle fails, upon
116 inspection, to meet the emissions standards specified by the
117 commission and the dealer shall have the vehicle inspected
118 and approved without the option for a waiver of the
119 emissions standard and return the vehicle to the purchaser

120 with a valid emissions certificate and sticker within five
121 working days or the purchaser and dealer may enter into any
122 other mutually acceptable agreement. If the dealer chooses
123 to sell the vehicle without prior inspection and approval,
124 the dealer shall disclose conspicuously on the sales
125 contract and bill of sale that the purchaser has the option
126 to return the vehicle within ten days, provided that the
127 vehicle has no more than one thousand additional miles since
128 the time of sale, to have the dealer repair the vehicle and
129 provide an emissions certificate and sticker within five
130 working days if the vehicle fails, upon inspection, to meet
131 the emissions standards established by the commission, or
132 enter into any mutually acceptable agreement with the
133 dealer. A violation of this subdivision shall be an
134 unlawful practice as defined in section 407.020. No
135 emissions inspection shall be required pursuant to sections
136 643.300 to 643.360 for the sale of any motor vehicle which
137 may be sold without a certificate of inspection and
138 approval, as provided pursuant to subsection 2 of section
139 307.380.

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

2 [229.130. Every overseer shall erect and
3 maintain at every road fork, or road crossing,
4 in his district that would likely mislead, a
5 fingerboard, containing a legible inscription,
6 directing the way and noting the distance to the
7 next important place on the road, for which he
8 may be allowed not to exceed two dollars, to be
paid out of the road fund of the district.]

2 [229.160. All persons owning, controlling
or managing threshing machines, sawmills and

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

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

26 or repair of the bridge or culvert or improved
27 highway.]

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

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

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

[229.430. The commissioners of any special
2 road district where said road is located, or the
3 township board if said road be not in a special
4 road district, whenever in their opinion the
5 removal of said coal or other valuable mineral
6 from under the surface of said road and the

7 rebuilding of said road will be a public
8 benefit, may with the approval and consent of
9 the county commission enter into a contract with
10 any responsible person, firm or corporation for
11 the removal of said coal or other mineral and
12 for the rebuilding of said road under such terms
13 and conditions as in their opinion are fair and
14 just.]

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

13 2. Said contract shall particularly
14 describe the road to be temporarily abandoned,
15 the kind and character of road to be rebuilt,
16 and the time limit for rebuilding same and
17 before said contract is executed, the person,
18 firm or corporation with whom it is made shall
19 file with the clerk of the county commission a
20 bond with good and sufficient sureties in at
21 least four times the estimated cost of
22 rebuilding said road after the removal of the
23 coal or other mineral from same. Said bond
24 shall be payable to the state of Missouri for
25 the use and benefit of the special road district
26 or township as the case may be and approved by
27 the county commission and shall provide that the
28 person, firm or corporation shall at their own
29 expense remove said coal, within such time and
30 under such terms as may be provided and if in
31 the opinion of the county commission a temporary
32 road be necessary or feasible, will at their own
33 expense construct and at all times maintain a
34 good road along, near and parallel to the road
35 temporarily abandoned and connected with the

36 usual road at both ends, all within the time and
37 on such terms as may be provided; that they will
38 be responsible and liable for any damages or
39 injuries caused by their negligence in not
40 properly constructing or maintaining said
41 temporary road; that they will as soon as the
42 coal or other mineral is removed from said road,
43 at their own expense and without delay rebuild
44 the same in a good substantial and workmanlike
45 manner, according to the plans and
46 specifications and within the time limit and
47 according to the terms set forth in the
48 contract. Said bond may provide for penalties
49 or liquidated damages for the violation of its
50 provisions.

51 3. When said road is complete as provided
52 in the plans and specifications and according to
53 all the terms and conditions of the contract and
54 accepted by the county commission, the bond
55 shall be released provided all conditions of the
56 bond have been met and all claims, liabilities
57 and causes of action, arising out of the
58 performance of the conditions of said contract
59 or bond or out of the violation of the same have
60 been wholly met, settled and discharged.]

2 [229.450. Sections 229.420 to 229.450
3 shall apply only to counties operating under
4 township organization. All laws or parts of
5 laws in conflict with the provisions of sections
6 229.420 to 229.450 are hereby repealed.]

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

10 registrations, the issuance and renewal of drivers' licenses
11 and identification cards, and the perfection and release of
12 liens and encumbrances on vehicles.

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