

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 950**  
**103RD GENERAL ASSEMBLY**

1667H.02C

JOSEPH ENGLER, Chief Clerk

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**AN ACT**

To repeal sections 302.171, 302.181, 302.735, and 304.351, RSMo, and to enact in lieu thereof four new sections relating to driver's license requirements.

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

Section A. Sections 302.171, 302.181, 302.735, and 304.351, RSMo, are repealed  
2 and four new sections enacted in lieu thereof, to be known as sections 302.171, 302.181,  
3 302.735, and 304.351, to read as follows:

302.171. 1. **(1)** The director shall verify that an applicant for a driver's license is a  
2 Missouri resident or national of the United States or a noncitizen with a lawful immigration  
3 status, and a Missouri resident before accepting the application. The director shall not issue a  
4 driver's license for a period that exceeds the duration of an applicant's lawful immigration  
5 status in the United States. The director may establish procedures to verify the Missouri  
6 residency or United States naturalization or lawful immigration status and Missouri residency  
7 of the applicant and establish the duration of any driver's license issued under this section. An  
8 application for a license shall be made upon an approved form furnished by the director.  
9 **Except as provided under subdivision (2) of this subsection,** every application shall state  
10 the full name, Social Security number, age, height, weight, color of eyes, sex, residence,  
11 mailing address of the applicant, and the classification for which the applicant has been  
12 licensed, and, if so, when and by what state, and whether or not such license has ever been  
13 suspended, revoked, or disqualified, and, if revoked, suspended or disqualified, the date and  
14 reason for such suspension, revocation or disqualification and whether the applicant is  
15 making a one or more dollar donation to promote an organ donation program as prescribed in  
16 subsection 2 of this section, to promote a blindness education, screening and treatment  
17 program as prescribed in subsection 3 of this section, or the Missouri medal of honor

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

18 recipients fund prescribed in subsection 4 of this section. A driver's license, nondriver's  
19 license, or instruction permit issued under this chapter shall contain the applicant's legal name  
20 as it appears on a birth certificate or as legally changed through marriage or court order. No  
21 name change by common usage based on common law shall be permitted. The application  
22 shall also contain such information as the director may require to enable the director to  
23 determine the applicant's qualification for driving a motor vehicle; and shall state whether or  
24 not the applicant has been convicted in this or any other state for violating the laws of this or  
25 any other state or any ordinance of any municipality, relating to driving without a license,  
26 careless driving, or driving while intoxicated, or failing to stop after an accident and  
27 disclosing the applicant's identity, or driving a motor vehicle without the owner's consent.  
28 The application shall contain a certification by the applicant as to the truth of the facts stated  
29 therein. Every person who applies for a license to operate a motor vehicle who is less than  
30 twenty-one years of age shall be provided with educational materials relating to the hazards of  
31 driving while intoxicated, including information on penalties imposed by law for violation of  
32 the intoxication-related offenses of the state. Beginning January 1, 2001, if the applicant is  
33 less than eighteen years of age, the applicant must comply with all requirements for the  
34 issuance of an intermediate driver's license pursuant to section 302.178. For persons  
35 mobilized and deployed with the United States Armed Forces, an application under this  
36 subsection shall be considered satisfactory by the department of revenue if it is signed by a  
37 person who holds general power of attorney executed by the person deployed, provided the  
38 applicant meets all other requirements set by the director.

39 **(2) Notwithstanding subdivision (1) of this subsection and any other law to the**  
40 **contrary, applicants for non-REAL ID compliant driver's licenses or nondriver's**  
41 **licenses who have never had a Social Security number and who are United States**  
42 **citizens may submit an affidavit affirming citizenship in lieu of providing a Social**  
43 **Security number to the director. The affidavit shall state:**

44 **"I declare under penalty of perjury under the laws of the United States that the**  
45 **following is true and correct: I have never been issued a Social Security number by the**  
46 **Social Security Administration and I am a citizen of the United States."**

47 2. An applicant for a license may make a donation of an amount not less than one  
48 dollar to promote an organ donor program. The director of revenue shall collect the donations  
49 and deposit all such donations in the state treasury to the credit of the organ donor program  
50 fund established in sections 194.297 to 194.304. Moneys in the organ donor program fund  
51 shall be used solely for the purposes established in sections 194.297 to 194.304 except that  
52 the department of revenue shall retain no more than one percent for its administrative costs.  
53 The donation prescribed in this subsection is voluntary and may be refused by the applicant  
54 for the license at the time of issuance or renewal of the license. The director shall make

55 available an informational booklet or other informational sources on the importance of organ  
56 and tissue donations to applicants for licensure as designed by the organ donation advisory  
57 committee established in sections 194.297 to 194.304. The director shall inquire of each  
58 applicant at the time the licensee presents the completed application to the director whether  
59 the applicant is interested in making the one or more dollar donation prescribed in this  
60 subsection and whether the applicant is interested in inclusion in the organ donor registry and  
61 shall also specifically inform the licensee of the ability to consent to organ donation by  
62 placing a donor symbol sticker authorized and issued by the department of health and senior  
63 services on the back of his or her driver's license or identification card as prescribed by  
64 subdivision (1) of subsection 1 of section 194.225. A symbol may be placed on the front of  
65 the license or identification card indicating the applicant's desire to be listed in the registry at  
66 the applicant's request at the time of his or her application for a driver's license or  
67 identification card, or the applicant may instead request an organ donor sticker from the  
68 department of health and senior services by application on the department of health and senior  
69 services' website. Upon receipt of an organ donor sticker sent by the department of health and  
70 senior services, the applicant shall place the sticker on the back of his or her driver's license or  
71 identification card to indicate that he or she has made an anatomical gift. The director shall  
72 notify the department of health and senior services of information obtained from applicants  
73 who indicate to the director that they are interested in registry participation, and the  
74 department of health and senior services shall enter the complete name, address, date of birth,  
75 race, gender and a unique personal identifier in the registry established in subsection 1 of  
76 section 194.304.

77         3. An applicant for a license may make a donation of one dollar to promote a  
78 blindness education, screening and treatment program. The director of revenue shall collect  
79 the donations and deposit all such donations in the state treasury to the credit of the blindness  
80 education, screening and treatment program fund established in section 209.015. Moneys in  
81 the blindness education, screening and treatment program fund shall be used solely for the  
82 purposes established in section 209.015; except that the department of revenue shall retain no  
83 more than one percent for its administrative costs. The donation prescribed in this subsection  
84 is voluntary and may be refused by the applicant for the license at the time of issuance or  
85 renewal of the license. The director shall inquire of each applicant at the time the licensee  
86 presents the completed application to the director whether the applicant is interested in  
87 making the one dollar donation prescribed in this subsection.

88         4. An applicant for registration may make a donation of one dollar to the Missouri  
89 medal of honor recipients fund. The director of revenue shall collect the donations and  
90 deposit all such donations in the state treasury to the credit of the Missouri medal of honor  
91 recipients fund as established in section 226.925. Moneys in the medal of honor recipients

92 fund shall be used solely for the purposes established in section 226.925, except that the  
93 department of revenue shall retain no more than one percent for its administrative costs. The  
94 donation prescribed in this subsection is voluntary and may be refused by the applicant for  
95 registration at the time of issuance or renewal. The director shall inquire of each applicant at  
96 the time the applicant presents the completed application to the director whether the applicant  
97 is interested in making the one dollar donation prescribed in this subsection.

98         5. Beginning July 1, 2005, the director shall deny the driving privilege of any person  
99 who commits fraud or deception during the examination process or who makes application  
100 for an instruction permit, driver's license, or nondriver's license which contains or is  
101 substantiated with false or fraudulent information or documentation, or who knowingly  
102 conceals a material fact or otherwise commits a fraud in any such application. The period of  
103 denial shall be one year from the effective date of the denial notice sent by the director. The  
104 denial shall become effective ten days after the date the denial notice is mailed to the person.  
105 The notice shall be mailed to the person at the last known address shown on the person's  
106 driving record. The notice shall be deemed received three days after mailing unless returned  
107 by the postal authorities. No such individual shall reapply for a driver's examination,  
108 instruction permit, driver's license, or nondriver's license until the period of denial is  
109 completed. No individual who is denied the driving privilege under this section shall be  
110 eligible for a limited driving privilege issued under section 302.309.

111         6. All appeals of denials under this section shall be made as required by section  
112 302.311.

113         7. The period of limitation for criminal prosecution under this section shall be  
114 extended under subdivision (1) of subsection 3 of section 556.036.

115         8. The director may promulgate rules and regulations necessary to administer and  
116 enforce this section. No rule or portion of a rule promulgated pursuant to the authority of this  
117 section shall become effective unless it has been promulgated pursuant to chapter 536.

118         9. Notwithstanding any provision of this chapter that requires an applicant to provide  
119 proof of Missouri residency for renewal of a noncommercial driver's license, noncommercial  
120 instruction permit, or nondriver's license, an applicant who is sixty-five years and older and  
121 who was previously issued a Missouri noncommercial driver's license, noncommercial  
122 instruction permit, or Missouri nondriver's license is exempt from showing proof of Missouri  
123 residency.

124         10. Notwithstanding any provision of this chapter, for the renewal of a  
125 noncommercial driver's license, noncommercial instruction permit, or nondriver's license, a  
126 photocopy of an applicant's United States birth certificate along with another form of  
127 identification approved by the department of revenue, including, but not limited to, United

128 States military identification or United States military discharge papers, shall constitute  
129 sufficient proof of Missouri citizenship.

130 11. Notwithstanding any other provision of this chapter, if an applicant does not meet  
131 the requirements of subsection 9 of this section and does not have the required documents to  
132 prove Missouri residency, United States naturalization, or lawful immigration status, the  
133 department may issue a one-year driver's license renewal. This one-time renewal shall only  
134 be issued to an applicant who previously has held a Missouri noncommercial driver's license,  
135 noncommercial instruction permit, or nondriver's license for a period of fifteen years or more  
136 and who does not have the required documents to prove Missouri residency, United States  
137 naturalization, or lawful immigration status. After the expiration of the one-year period, no  
138 further renewal shall be provided without the applicant producing proof of Missouri  
139 residency, United States naturalization, or lawful immigration status.

302.181. 1. The license issued pursuant to the provisions of sections 302.010 to  
2 302.340 shall be in such form as the director shall prescribe, but the license shall be a card  
3 made of plastic or other comparable material. All licenses shall be manufactured of materials  
4 and processes that will prohibit, as nearly as possible, the ability to reproduce, alter,  
5 counterfeit, forge, or duplicate any license without ready detection. The license shall also  
6 bear the expiration date of the license, the classification of the license, the name, date of birth,  
7 residence address including the county of residence or a code number corresponding to such  
8 county established by the department, and brief description and colored digitized image of the  
9 licensee, and a facsimile of the signature of the licensee. The director shall provide by  
10 administrative rule the procedure and format for a licensee to indicate on the back of the  
11 license together with the designation for an anatomical gift as provided in section 194.240 the  
12 name and address of the person designated pursuant to sections 404.800 to 404.865 as the  
13 licensee's attorney in fact for the purposes of a durable power of attorney for health care  
14 decisions. No license shall be valid until it has been so signed by the licensee. If any portion  
15 of the license is prepared by a private firm, any contract with such firm shall be made in  
16 accordance with the competitive purchasing procedures as established by the state director of  
17 the division of purchasing.

18 2. All digital images produced for licenses shall become the property of the  
19 department of revenue, **except that applicants for non-REAL ID compliant driver's**  
20 **licenses or nondriver's licenses may request that the department not retain photographs**  
21 **taken during the application process and the department shall be required to comply**  
22 **with such requests.**

23 3. The license issued shall be carried at all times by the holder thereof while driving a  
24 motor vehicle, and shall be displayed upon demand of any officer of the highway patrol, or  
25 any police officer or peace officer, or any other duly authorized person, for inspection when

26 demand is made therefor. Failure of any operator of a motor vehicle to exhibit his or her  
27 license to any duly authorized officer shall be presumptive evidence that such person is not a  
28 duly licensed operator.

29       4. The director of revenue shall not issue a license without a facial digital image of  
30 the license applicant, except as provided pursuant to subsection 7 of this section. A digital  
31 image of the applicant's full facial features shall be taken in a manner prescribed by the  
32 director. No digital image shall be taken wearing anything which cloaks the facial features of  
33 the individual. **Notwithstanding any provision of law to the contrary, the department**  
34 **shall not utilize facial recognition cameras when producing non-REAL ID compliant**  
35 **driver's licenses or nondriver's licenses.**

36       5. The department of revenue may issue a temporary license or a full license without  
37 the photograph or with the last photograph or digital image in the department's records to  
38 members of the Armed Forces, except that where such temporary license is issued it shall be  
39 valid only until the applicant shall have had time to appear and have his or her picture taken  
40 and a license with his or her photograph issued.

41       6. The department of revenue shall issue upon request a nondriver's license card  
42 containing essentially the same information and photograph or digital image, except as  
43 provided pursuant to subsection 7 of this section, as the driver's license upon payment of six  
44 dollars. All nondriver's licenses shall expire on the applicant's birthday in the sixth year after  
45 issuance. A person who has passed his or her seventieth birthday shall upon application be  
46 issued a nonexpiring nondriver's license card. Notwithstanding any other provision of this  
47 chapter, a nondriver's license containing a concealed carry endorsement shall expire three  
48 years from the date the certificate of qualification was issued pursuant to section 571.101, as  
49 section 571.101 existed prior to August 28, 2013. The fee for nondriver's licenses issued for a  
50 period exceeding three years is six dollars or three dollars for nondriver's licenses issued for a  
51 period of three years or less. The nondriver's license card shall be used for identification  
52 purposes only and shall not be valid as a license.

53       7. If otherwise eligible, an applicant may receive a driver's license or nondriver's  
54 license without a photograph or digital image of the applicant's full facial features except that  
55 such applicant's photograph or digital image shall be taken and maintained by the director and  
56 not printed on such license. In order to qualify for a license without a photograph or digital  
57 image pursuant to this section the applicant must:

58       (1) Present a form provided by the department of revenue requesting the applicant's  
59 photograph be omitted from the license or nondriver's license due to religious affiliations.  
60 The form shall be signed by the applicant and another member of the religious tenant  
61 verifying the photograph or digital image exemption on the license or nondriver's license is

62 required as part of their religious affiliation. The required signatures on the prescribed form  
63 shall be properly notarized;

64 (2) Provide satisfactory proof to the director that the applicant has been a United  
65 States citizen for at least five years and a resident of this state for at least one year, except that  
66 an applicant moving to this state possessing a valid driver's license from another state without  
67 a photograph shall be exempt from the one-year state residency requirement. The director  
68 may establish rules necessary to determine satisfactory proof of citizenship and residency  
69 pursuant to this section;

70 (3) Applications for a driver's license or nondriver's license without a photograph or  
71 digital image must be made in person at a license office determined by the director. The  
72 director is authorized to limit the number of offices that may issue a driver's or nondriver's  
73 license without a photograph or digital image pursuant to this section.

74 8. The department of revenue shall make available, at one or more locations within  
75 the state, an opportunity for individuals to have their full facial photograph taken by an  
76 employee of the department of revenue, or their designee, who is of the same sex as the  
77 individual being photographed, in a segregated location.

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

83 10. (1) Notwithstanding any biometric data restrictions contained in section 302.170,  
84 the department of revenue is hereby authorized to design and implement a secure digital  
85 driver's license program that allows applicants applying for a driver's license in accordance  
86 with this chapter to obtain a secure digital driver's license in addition to the physical card-  
87 based license specified in this section.

88 (2) A digital driver's license as described in this subsection shall be accepted for all  
89 purposes for which a license, as defined in section 302.010, is used.

90 (3) The department may contract with one or more entities to develop the secure  
91 digital driver's license system. The department or entity may develop a mobile software  
92 application capable of being utilized through a person's electronic device to access the  
93 person's secure digital driver's license.

94 (4) The department shall suspend, disable, or terminate a person's participation in the  
95 secure digital driver's license program if:

96 (a) The person's driving privilege is suspended, revoked, denied, withdrawn, or  
97 cancelled as provided in this chapter; or

98 (b) The person reports that the person's electronic device has been lost, stolen, or  
99 compromised.

100 11. The director of the department of revenue may promulgate rules as necessary for  
101 the implementation of this section. Any rule or portion of a rule, as that term is defined in  
102 section 536.010 that is created under the authority delegated in this section shall become  
103 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if  
104 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the  
105 powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
106 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then  
107 the grant of rulemaking authority and any rule proposed or adopted after August 28, 2020,  
108 shall be invalid and void.

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

11 (1) The applicant submits an affidavit as specified under subdivision (2) of  
12 subsection 1 of section 302.171; and

13 (2) A waiver of such requirement does not conflict with any requirement under  
14 federal law.

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



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

30           4. The director shall issue an annual commercial driver's license containing a school  
31 bus endorsement to an applicant who is seventy years of age or older. The fee for such license  
32 shall be seven dollars and fifty cents.

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

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

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

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

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

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

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

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

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

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

75           13. (1) Effective December 19, 2005, notwithstanding any provisions of subsections  
76 1 and 5 of this section to the contrary, the director may issue a nondomiciled commercial  
77 driver's license or commercial driver's instruction permit to a resident of a foreign jurisdiction  
78 if the United States Secretary of Transportation has determined that the commercial motor  
79 vehicle testing and licensing standards in the foreign jurisdiction do not meet the testing  
80 standards established in 49 CFR 383.

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

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

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

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

304.351. 1. The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different highway, provided, however, there is no form of traffic control at such intersection.

2. When two vehicles enter an intersection from different highways at approximately the same time, the driver of the vehicle on the left shall yield the right-of-way to the driver of the vehicle on the right. This subsection shall not apply to vehicles approaching each other from opposite directions when the driver of one of such vehicles is attempting to or is making a left turn.

3. The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

4. (1) The state highways and transportation commission with reference to state highways and local authorities with reference to other highways under their jurisdiction may designate through highways and erect stop signs or yield signs at specified entrances thereto, or may designate any intersection as a stop intersection or as a yield intersection and erect stop signs or yield signs at one or more entrances to such intersection.

(2) Preferential right-of-way at an intersection may be indicated by stop signs or yield signs as authorized in this section:

(a) Except when directed to proceed by a police officer or traffic-control signal, every driver of a vehicle approaching a stop intersection, indicated by a stop sign, shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection, or if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic in the intersecting roadway before entering the intersection. After having stopped, the driver shall yield the right-of-way to any vehicle which has entered the intersection from another highway or which is approaching so closely on the highway as to constitute an immediate hazard during the time when such driver is moving across or within the intersection.

(b) The driver of a vehicle approaching a yield sign shall in obedience to the sign slow down to a speed reasonable to the existing conditions and, if required for safety to stop, shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. After slowing or stopping the driver shall yield the right-of-way to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time such traffic is moving across or within the intersection.

5. The driver of a vehicle about to enter or cross a highway from an alley, building or any private road or driveway shall yield the right-of-way to all vehicles approaching on the highway to be entered.

38           6. The driver of a vehicle intending to make a left turn into an alley, private road or  
39 driveway shall yield the right-of-way to any vehicle approaching from the opposite direction  
40 when the making of such left turn would create a traffic hazard.

41           7. The state highways and transportation commission or local authorities with respect  
42 to roads under their respective jurisdictions, on any section where construction or major  
43 maintenance operations are being effected, may fix a speed limit in such areas by posting of  
44 appropriate signs, and the operation of a motor vehicle in excess of such speed limit in the  
45 area so posted shall be deemed prima facie evidence of careless and imprudent driving and a  
46 violation of section 304.010.

47           8. Notwithstanding the provisions of section 304.361, violation of this section shall  
48 be deemed a class C misdemeanor.

49           9. In addition to the penalty specified in subsection 8 of this section, any person who  
50 pleads guilty to or is found guilty of a violation of this section in which the offender is found  
51 to have caused physical injury, there shall be assessed a penalty of up to two hundred dollars.  
52 The court may issue an order of suspension of such person's driving privilege for a period of  
53 thirty days.

54           10. In addition to the penalty specified in subsection 8 of this section, any person who  
55 pleads guilty to or is found guilty of a violation of this section in which the offender is found  
56 to have caused serious physical injury, there shall be assessed a penalty of up to five hundred  
57 dollars. The court may issue an order of suspension of such person's driving privilege for a  
58 period of ninety days.

59           11. In addition to the penalty specified in subsection 8 of this section, any person who  
60 pleads guilty to or is found guilty of a violation of this section in which the offender is found  
61 to have caused a fatality, there shall be assessed a penalty of up to one thousand dollars. The  
62 court may issue an order of suspension of such person's driving privilege for a period of six  
63 months.

64           12. As used in subsections 9 and 10 of this section, the terms "physical injury" and  
65 "serious physical injury" shall have the meanings ascribed to them in section 556.061.

66           13. For any court-ordered suspension under subsection 9, 10, or 11 of this section, the  
67 director of the department shall impose such suspension as set forth in the court order. The  
68 order of suspension shall include the name of the offender, the offender's driver's license  
69 number, Social Security number **unless such requirement is waived as provided under**  
70 **subdivision (2) of subsection 1 of section 302.171 or as provided under subsection 1 of**  
71 **section 302.735**, and the effective date of the suspension. Any appeal of a suspension  
72 imposed under subsection 9, 10, or 11 of this section shall be a direct appeal of the court order  
73 and subject to review by the presiding judge of the circuit court or another judge within the  
74 circuit other than the judge who issued the original order to suspend the driver's license. The

75 director of revenue's entry of the court-ordered suspension on the driving record is not a  
76 decision subject to review under section 302.311. Any suspension of the driver's license  
77 ordered by the court under this section shall be in addition to any other suspension that may  
78 occur as a result of the conviction under other provisions of law.

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