

SECOND REGULAR SESSION

# HOUSE BILL NO. 2662

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE WARWICK.

5251H.02I

JOSEPH ENGLER, Chief Clerk

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### AN ACT

To repeal sections 301.020 and 307.350, RSMo, and to enact in lieu thereof two new sections relating to motor vehicle safety inspections.

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

Section A. Sections 301.020 and 307.350, RSMo, are repealed and two new sections 2 enacted in lieu thereof, to be known as sections 301.020 and 307.350, to read as follows:

301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or 2 driven upon the highways of this state, except as herein otherwise expressly provided, shall 3 annually file, by mail or otherwise, in the office of the director of revenue, an application for 4 registration on a blank **form** to be furnished by the director of revenue for that purpose 5 containing:

6 (1) A brief description of the motor vehicle or trailer to be registered, including the 7 name of the manufacturer, the vehicle identification number, the amount of motive power of 8 the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be 9 registered as a motor vehicle primarily for business use as defined in section 301.010;

10 (2) The name, the applicant's identification number and address of the owner of such 11 motor vehicle or trailer; **and**

12 (3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a 13 commercial motor vehicle or trailer.

14 2. If the vehicle is a motor vehicle primarily for business use as defined in section 15 301.010 and if such vehicle is ~~[ten years of age or less and]~~ **model year 2000 or newer or** has 16 less than one hundred fifty thousand miles on the odometer, the director of revenue shall 17 retain the odometer information provided in the vehicle inspection report, and provide for

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 prompt access to such information, together with the vehicle identification number for the  
19 motor vehicle to which such information pertains, for a period of ten years after the receipt of  
20 such information. This section shall not apply unless:

21       (1) The application for the vehicle's certificate of ownership was submitted after July  
22 1, 1989; and

23       (2) The certificate was issued pursuant to a manufacturer's statement of origin.

24       3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business  
25 use, a recreational motor vehicle, motorcycle, motortricycle, autocycle, bus, or any  
26 commercial motor vehicle licensed for over twelve thousand pounds and if such motor  
27 vehicle is ~~[ten years of age or less and]~~ **model year 2000 or newer or** has less than one  
28 hundred fifty thousand miles on the odometer, the director of revenue shall retain the  
29 odometer information provided in the vehicle inspection report, and provide for prompt  
30 access to such information, together with the vehicle identification number for the motor  
31 vehicle to which such information pertains, for a period of ten years after the receipt of such  
32 information. This subsection shall not apply unless:

33       (1) The application for the vehicle's certificate of ownership was submitted after July  
34 1, 1990; and

35       (2) The certificate was issued pursuant to a manufacturer's statement of origin.

36       4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle,  
37 specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section  
38 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall  
39 surrender the certificate of ownership. The owner shall make an application for a new  
40 certificate of ownership, pay the required title fee, and obtain the vehicle examination  
41 certificate required pursuant to subsection 9 of section 301.190. If an insurance company  
42 pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the  
43 vehicle, as prior salvage, the vehicle shall only be required to meet the examination  
44 requirements under subsection 10 of section 301.190. Notarized bills of sale along with a  
45 copy of the front and back of the certificate of ownership for all major component parts  
46 installed on the vehicle and invoices for all essential parts which are not defined as major  
47 component parts shall accompany the application for a new certificate of ownership. If the  
48 vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of  
49 the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the  
50 applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the  
51 vehicle requires the issuance of a special number by the director of revenue or a replacement  
52 vehicle identification number, the applicant shall submit the required application and  
53 application fee. All applications required under this subsection shall be submitted with any  
54 applicable taxes which may be due on the purchase of the vehicle or parts. The director of

55 revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change  
56 Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the  
57 current and all subsequent issues of the certificate of ownership of such vehicle.

58       5. Every insurance company that pays a claim for repair of a motor vehicle which as  
59 the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010  
60 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is  
61 retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim,  
62 the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership,  
63 and the documents and fees required pursuant to subsection 4 of this section to obtain a prior  
64 salvage motor vehicle certificate of ownership or documents and fees as otherwise required  
65 by law to obtain a salvage certificate of ownership, from the director of revenue. The  
66 insurance company shall within thirty days of the payment of such claims report to the  
67 director of revenue the name and address of such owner, the year, make, model, vehicle  
68 identification number, and license plate number of the vehicle, and the date of loss and  
69 payment.

70       6. Anyone who fails to comply with the requirements of this section shall be guilty of  
71 a class B misdemeanor.

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

83       8. An applicant for registration may make a donation of an amount not less than one  
84 dollar to promote an organ donor program. The director of revenue shall collect the donations  
85 and deposit all such donations in the state treasury to the credit of the organ donor program  
86 fund as established in sections 194.297 to 194.304. Moneys in the organ donor **program**  
87 fund shall be used solely for the purposes established in sections 194.297 to 194.304, except  
88 that the department of revenue shall retain no more than one percent for its administrative  
89 costs. The donation prescribed in this subsection is voluntary and may be refused by the  
90 applicant for registration at the time of issuance or renewal. The director shall inquire of each  
91 applicant at the time the applicant presents the completed application to the director whether

92 the applicant is interested in making a contribution not less than one dollar as prescribed in  
93 this subsection.

94 9. An applicant for registration may make a donation of one dollar to the Missouri  
95 medal of honor recipients fund. The director of revenue shall collect the donations and  
96 deposit all such donations in the state treasury to the credit of the Missouri medal of honor  
97 recipients fund as established in section 226.925. Moneys in the medal of honor recipients  
98 fund shall be used solely for the purposes established in section 226.925, except that the  
99 department of revenue shall retain no more than one percent for its administrative costs. The  
100 donation prescribed in this subsection is voluntary and may be refused by the applicant for  
101 registration at the time of issuance or renewal. The director shall inquire of each applicant at  
102 the time the applicant presents the completed application to the director whether the applicant  
103 is interested in making the one dollar donation prescribed in this subsection.

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

3 (1) Motor vehicles having less than one hundred fifty thousand miles, ~~for the ten-~~  
4 ~~year period following their model year of manufacture or of model year 2000 or newer,~~  
5 excluding prior salvage vehicles immediately following a rebuilding process and vehicles  
6 subject to the provisions of section 307.380;

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

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

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

16  
17 shall submit such vehicles to a biennial inspection of their mechanism and equipment in  
18 accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of  
19 inspection and approval and a sticker, seal, or other device from a duly authorized official  
20 inspection station. The inspection, except the inspection of school buses which shall be made  
21 at the time provided in section 307.375, shall be made at the time prescribed in the rules and  
22 regulations issued by the superintendent of the Missouri state highway patrol; but the  
23 inspection of a vehicle shall not be made more than sixty days prior to the date of application  
24 for registration or within sixty days of when a vehicle's registration is transferred; however, if  
25 a vehicle was purchased from a motor vehicle dealer and a valid inspection had been made

26 within sixty days of the purchase date, the new owner shall be able to utilize an inspection  
27 performed within ninety days prior to the application for registration or transfer. Any vehicle  
28 manufactured as an even-numbered model year vehicle shall be inspected and approved  
29 pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390  
30 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered  
31 model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390  
32 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal,  
33 or other device or combination thereof, as the superintendent of the Missouri state highway  
34 patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as  
35 prescribed by the regulations established by him. The replacement of certificates of  
36 inspection and approval which are lost or destroyed shall be made by the superintendent of  
37 the Missouri state highway patrol under regulations prescribed by him.

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

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

49       4. Notwithstanding the provisions of section 307.390, violation of this section shall  
50 be deemed an infraction.