

SECOND REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 1389

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FITZPATRICK.

4514H.01P

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 301.010, 301.020, 301.055, 301.130, 301.350, and 304.005, RSMo, and to enact in lieu thereof six new sections relating to autocycles.

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

Section A. Sections 301.010, 301.020, 301.055, 301.130, 301.350, and 304.005, RSMo, are repealed and six new sections enacted in lieu thereof, to be known as sections 301.010, 301.020, 301.055, 301.130, 301.350, and 304.005, to read as follows:

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

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires;

(2) "**Autocycle**", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;

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

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.

14 ~~[(3)]~~ (4) “Axle load”, the total load transmitted to the road by all wheels whose centers
15 are included between two parallel transverse vertical planes forty inches apart, extending across
16 the full width of the vehicle;

17 ~~[(4)]~~ (5) “Backhaul”, the return trip of a vehicle transporting cargo or general freight,
18 especially when carrying goods back over all or part of the same route;

19 ~~[(5)]~~ (6) “Boat transporter”, any vehicle combination capable of carrying cargo on the
20 power unit and designed and used specifically to transport assembled boats and boat hulls. Boats
21 may be partially disassembled to facilitate transporting;

22 ~~[(6)]~~ (7) “Body shop”, a business that repairs physical damage on motor vehicles that are
23 not owned by the shop or its officers or employees by mending, straightening, replacing body
24 parts, or painting;

25 ~~[(7)]~~ (8) “Bus”, a motor vehicle primarily for the transportation of a driver and eight or
26 more passengers but not including shuttle buses;

27 ~~[(8)]~~ (9) “Commercial motor vehicle”, a motor vehicle designed or regularly used for
28 carrying freight and merchandise, or more than eight passengers but not including vanpools or
29 shuttle buses;

30 ~~[(9)]~~ (10) “Cotton trailer”, a trailer designed and used exclusively for transporting cotton
31 at speeds less than forty miles per hour from field to field or from field to market and return;

32 ~~[(10)]~~ (11) “Dealer”, any person, firm, corporation, association, agent or subagent
33 engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

34 ~~[(11)]~~ (12) “Director” or “director of revenue”, the director of the department of revenue;

35 ~~[(12)]~~ (13) “Driveaway operation”:

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

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

43 (c) The movement of a motor vehicle by any person who is lawfully engaged in the
44 business of transporting or delivering vehicles that are not the person’s own and vehicles of a
45 type otherwise required to be registered, by the driveaway or towaway methods, from a point of
46 manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent
47 of a manufacturer or to any consignee designated by the shipper or consignor;

48 ~~[(13)]~~ (14) “Dromedary”, a box, deck, or plate mounted behind the cab and forward of
49 the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck

50 tractor equipped with a dromedary may carry part of a load when operating independently or in
51 a combination with a semitrailer;

52 ~~[(14)]~~ **(15)** “Farm tractor”, a tractor used exclusively for agricultural purposes;

53 ~~[(15)]~~ **(16)** “Fleet”, any group of ten or more motor vehicles owned by the same owner;

54 ~~[(16)]~~ **(17)** “Fleet vehicle”, a motor vehicle which is included as part of a fleet;

55 ~~[(17)]~~ **(18)** “Fullmount”, a vehicle mounted completely on the frame of either the first
56 or last vehicle in a saddlemount combination;

57 ~~[(18)]~~ **(19)** “Gross weight”, the weight of vehicle and/or vehicle combination without
58 load, plus the weight of any load thereon;

59 ~~[(19)]~~ **(20)** “Hail-damaged vehicle”, any vehicle, the body of which has become dented
60 as the result of the impact of hail;

61 ~~[(20)]~~ **(21)** “Highway”, any public thoroughfare for vehicles, including state roads,
62 county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

63 ~~[(21)]~~ **(22)** “Improved highway”, a highway which has been paved with gravel,
64 macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard,
65 smooth surface;

66 ~~[(22)]~~ **(23)** “Intersecting highway”, any highway which joins another, whether or not it
67 crosses the same;

68 ~~[(23)]~~ **(24)** “Junk vehicle”, a vehicle which:

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

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

73 ~~[(24)]~~ **(25)** “Kit vehicle”, a motor vehicle assembled by a person other than a generally
74 recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from
75 an authorized manufacturer and accompanied by a manufacturer’s statement of origin;

76 ~~[(25)]~~ **(26)** “Land improvement contractors’ commercial motor vehicle”, any not-for-hire
77 commercial motor vehicle the operation of which is confined to:

78 (a) An area that extends not more than a radius of one hundred miles from its home base
79 of operations when transporting its owner’s machinery, equipment, or auxiliary supplies to or
80 from projects involving soil and water conservation, or to and from equipment dealers’
81 maintenance facilities for maintenance purposes; or

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

85

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

88 ~~[(26)]~~ **(27)** “Local commercial motor vehicle”, a commercial motor vehicle whose
89 operations are confined to a municipality and that area extending not more than fifty miles
90 therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely
91 to the transportation of property owned by any person who is the owner or operator of such
92 vehicle to or from a farm owned by such person or under the person’s control by virtue of a
93 landlord and tenant lease; provided that any such property transported to any such farm is for use
94 in the operation of such farm;

95 ~~[(27)]~~ **(28)** “Local log truck”, a commercial motor vehicle which is registered pursuant
96 to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively
97 in this state, used to transport harvested forest products, operated solely at a forested site and in
98 an area extending not more than a one hundred mile radius from such site, carries a load with
99 dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and when
100 operated on the national system of interstate and defense highways described in 23 U.S.C.
101 Section 103, as amended, or outside the one hundred mile radius from such site with an extended
102 distance local log truck permit, such vehicle shall not exceed the weight limits of section
103 304.180, does not have more than four axles, and does not pull a trailer which has more than two
104 axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimiting,
105 debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local
106 log truck. A local log truck may not exceed the limits required by law, however, if the truck does
107 exceed such limits as determined by the inspecting officer, then notwithstanding any other
108 provisions of law to the contrary, such truck shall be subject to the weight limits required by such
109 sections as licensed for eighty thousand pounds;

110 ~~[(28)]~~ **(29)** “Local log truck tractor”, a commercial motor vehicle which is registered
111 under this chapter to operate as a motor vehicle on the public highways of this state, used
112 exclusively in this state, used to transport harvested forest products, operated at a forested site
113 and in an area extending not more than a one hundred mile radius from such site, operates with
114 a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight
115 not exceeding forty-four thousand eight hundred pounds on any tandem axle, and when operated
116 on the national system of interstate and defense highways described in 23 U.S.C. Section 103,
117 as amended, or outside the one hundred mile radius from such site with an extended distance
118 local log truck permit, such vehicle does not exceed the weight limits contained in section
119 304.180, and does not have more than three axles and does not pull a trailer which has more than
120 two axles. Violations of axle weight limitations shall be subject to the load limit penalty as
121 described for in sections 304.180 to 304.220;

122 ~~[(29)]~~ (30) “Local transit bus”, a bus whose operations are confined wholly within a
123 municipal corporation, or wholly within a municipal corporation and a commercial zone, as
124 defined in section 390.020, adjacent thereto, forming a part of a public transportation system
125 within such municipal corporation and such municipal corporation and adjacent commercial
126 zone;

127 ~~[(30)]~~ (31) “Log truck”, a vehicle which is not a local log truck or local log truck tractor
128 and is used exclusively to transport harvested forest products to and from forested sites which
129 is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this
130 state for the transportation of harvested forest products;

131 ~~[(31)]~~ (32) “Major component parts”, the rear clip, cowl, frame, body, cab, front-end
132 assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules
133 and regulations or by illustrations;

134 ~~[(32)]~~ (33) “Manufacturer”, any person, firm, corporation or association engaged in the
135 business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

136 ~~[(33)]~~ (34) “Motor change vehicle”, a vehicle manufactured prior to August, 1957, which
137 receives a new, rebuilt or used engine, and which used the number stamped on the original
138 engine as the vehicle identification number;

139 ~~[(34)]~~ (35) “Motor vehicle”, any self-propelled vehicle not operated exclusively upon
140 tracks, except farm tractors;

141 ~~[(35)]~~ (36) “Motor vehicle primarily for business use”, any vehicle other than a
142 recreational motor vehicle, motorcycle, motortricycle, **autocycle**, or any commercial motor
143 vehicle licensed for over twelve thousand pounds:

144 (a) Offered for hire or lease; or

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

146 ~~[(36)]~~ (37) “Motorcycle”, a motor vehicle operated on two wheels;

147 ~~[(37)]~~ (38) “Motorized bicycle”, any two-wheeled or three-wheeled device having an
148 automatic transmission and a motor with a cylinder capacity of not more than fifty cubic
149 centimeters, which produces less than three gross brake horsepower, and is capable of propelling
150 the device at a maximum speed of not more than thirty miles per hour on level ground;

151 ~~[(38)]~~ (39) “Motortricycle”, a motor vehicle **upon which the operator straddles or sits**
152 **astride that is designed to be controlled by handle bars and is** operated on three wheels,
153 including a motorcycle while operated with any conveyance, temporary or otherwise, requiring
154 the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain
155 vehicle;

156 ~~[(39)]~~ (40) “Municipality”, any city, town or village, whether incorporated or not;

157 ~~[(40)]~~ **(41)** “Nonresident”, a resident of a state or country other than the state of
158 Missouri;

159 ~~[(41)]~~ **(42)** “Non-USA-std motor vehicle”, a motor vehicle not originally manufactured
160 in compliance with United States emissions or safety standards;

161 ~~[(42)]~~ **(43)** “Operator”, any person who operates or drives a motor vehicle;

162 ~~[(43)]~~ **(44)** “Owner”, any person, firm, corporation or association, who holds the legal
163 title to a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale
164 or lease thereof with the right of purchase upon performance of the conditions stated in the
165 agreement and with an immediate right of possession vested in the conditional vendee or lessee,
166 or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee
167 or lessee or mortgagor shall be deemed the owner;

168 ~~[(44)]~~ **(45)** “Public garage”, a place of business where motor vehicles are housed, stored,
169 repaired, reconstructed or repainted for persons other than the owners or operators of such place
170 of business;

171 ~~[(45)]~~ **(46)** “Rebuilder”, a business that repairs or rebuilds motor vehicles owned by the
172 rebuilder, but does not include certificated common or contract carriers of persons or property;

173 ~~[(46)]~~ **(47)** “Reconstructed motor vehicle”, a vehicle that is altered from its original
174 construction by the addition or substitution of two or more new or used major component parts,
175 excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

176 ~~[(47)]~~ **(48)** “Recreational motor vehicle”, any motor vehicle designed, constructed or
177 substantially modified so that it may be used and is used for the purposes of temporary housing
178 quarters, including therein sleeping and eating facilities which are either permanently attached
179 to the motor vehicle or attached to a unit which is securely attached to the motor vehicle.
180 Nothing herein shall prevent any motor vehicle from being registered as a commercial motor
181 vehicle if the motor vehicle could otherwise be so registered;

182 ~~[(48)]~~ **(49)** “Recreational off-highway vehicle”, any motorized vehicle manufactured and
183 used exclusively for off-highway use which is more than fifty inches but no more than sixty-
184 seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on
185 four or more nonhighway tires and which may have access to ATV trails;

186 ~~[(49)]~~ **(50)** “Rollback or car carrier”, any vehicle specifically designed to transport
187 wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected
188 to a wrecker or towing service;

189 ~~[(50)]~~ **(51)** “Saddlemount combination”, a combination of vehicles in which a truck or
190 truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame
191 or fifth wheel of the vehicle in front of it. The “saddle” is a mechanism that connects the front
192 axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a

193 fifth wheel kingpin connection. When two vehicles are towed in this manner the combination
194 is called a “double saddlemount combination”. When three vehicles are towed in this manner,
195 the combination is called a “triple saddlemount combination”;

196 ~~[(51)]~~ **(52)** “Salvage dealer and dismantler”, a business that dismantles used motor
197 vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and
198 accessories;

199 ~~[(52)]~~ **(53)** “Salvage vehicle”, a motor vehicle, semitrailer, or house trailer which:

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

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

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

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

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

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

220 b. Determined pursuant to a market survey of comparable vehicles with regard to
221 condition and equipment; and

222 c. Determined by an insurance company using any other procedure recognized by the
223 insurance industry, including market surveys, that is applied by the company in a uniform
224 manner;

225 ~~[(53)]~~ **(54)** “School bus”, any motor vehicle used solely to transport students to or from
226 school or to transport students to or from any place for educational purposes;

227 ~~[(54)]~~ **(55)** “Scrap processor”, a business that, through the use of fixed or mobile
228 equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing
229 or transportation to a shredder or scrap metal operator for recycling;

230 ~~[(55)]~~ **(56)** “Shuttle bus”, a motor vehicle used or maintained by any person, firm, or
231 corporation as an incidental service to transport patrons or customers of the regular business of
232 such person, firm, or corporation to and from the place of business of the person, firm, or
233 corporation providing the service at no fee or charge. Shuttle buses shall not be registered as
234 buses or as commercial motor vehicles;

235 ~~[(56)]~~ **(57)** “Special mobile equipment”, every self-propelled vehicle not designed or
236 used primarily for the transportation of persons or property and incidentally operated or moved
237 over the highways, including farm equipment, implements of husbandry, road construction or
238 maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels,
239 cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt
240 spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines,
241 motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump
242 trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and
243 shall not operate to exclude other such vehicles which are within the general terms of this
244 section;

245 ~~[(57)]~~ **(58)** “Specially constructed motor vehicle”, a motor vehicle which shall not have
246 been originally constructed under a distinctive name, make, model or type by a manufacturer of
247 motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

248 ~~[(58)]~~ **(59)** “Stinger-steered combination”, a truck tractor-semitrailer wherein the fifth
249 wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

250 ~~[(59)]~~ **(60)** “Tandem axle”, a group of two or more axles, arranged one behind another,
251 the distance between the extremes of which is more than forty inches and not more than ninety-
252 six inches apart;

253 ~~[(60)]~~ **(61)** “Towaway trailer transporter combination”, a combination of vehicles
254 consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight
255 that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry
256 no property and constitute inventory property of a manufacturer, distributor, or dealer of such
257 trailers or semitrailers;

258 ~~[(61)]~~ **(62)** “Tractor”, “truck tractor” or “truck-tractor”, a self-propelled motor vehicle
259 designed for drawing other vehicles, but not for the carriage of any load when operating
260 independently. When attached to a semitrailer, it supports a part of the weight thereof;

261 ~~[(62)]~~ **(63)** “Trailer”, any vehicle without motive power designed for carrying property
262 or passengers on its own structure and for being drawn by a self-propelled vehicle, except those

263 running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed
264 and used in conjunction with a self-propelled vehicle that a considerable part of its own weight
265 rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers
266 as defined in this section and shall not include manufactured homes as defined in section
267 700.010;

268 ~~[(63)]~~ **(64)** “Trailer transporter towing unit”, a power unit that is not used to carry
269 property when operating in a towaway trailer transporter combination;

270 ~~[(64)]~~ **(65)** “Truck”, a motor vehicle designed, used, or maintained for the transportation
271 of property;

272 ~~[(65)]~~ **(66)** “Truck-tractor semitrailer-semitrailer”, a combination vehicle in which the
273 two trailing units are connected with a B-train assembly which is a rigid frame extension
274 attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point
275 for the second semitrailer and has one less articulation point than the conventional A-dolly
276 connected truck-tractor semitrailer-trailer combination;

277 ~~[(66)]~~ **(67)** “Truck-trailer boat transporter combination”, a boat transporter combination
278 consisting of a straight truck towing a trailer using typically a ball and socket connection with
279 the trailer axle located substantially at the trailer center of gravity rather than the rear of the
280 trailer but so as to maintain a downward force on the trailer tongue;

281 ~~[(67)]~~ **(68)** “Used parts dealer”, a business that buys and sells used motor vehicle parts
282 or accessories, but not including a business that sells only new, remanufactured or rebuilt parts.
283 Business does not include isolated sales at a swap meet of less than three days;

284 ~~[(68)]~~ **(69)** “Utility vehicle”, any motorized vehicle manufactured and used exclusively
285 for off-highway use which is more than fifty inches but no more than sixty-seven inches in width,
286 with an unladen dry weight of two thousand pounds or less, traveling on four or six wheels, to
287 be used primarily for landscaping, lawn care, or maintenance purposes;

288 ~~[(69)]~~ **(70)** “Vanpool”, any van or other motor vehicle used or maintained by any person,
289 group, firm, corporation, association, city, county or state agency, or any member thereof, for the
290 transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to
291 and from their place of employment; however, a vanpool shall not be included in the definition
292 of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver
293 be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool
294 vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an
295 unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-
296 sharing arrangement;

297 ~~[(70)]~~ **(71)** “Vehicle”, any mechanical device on wheels, designed primarily for use, or
298 used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human

299 power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized
300 wheelchairs operated by handicapped persons;

301 [~~71~~] (72) “Wrecker” or “tow truck”, any emergency commercial vehicle equipped,
302 designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from
303 a highway, road, street or highway rights-of-way to a point of storage or repair, including towing
304 a replacement vehicle to replace a disabled or wrecked vehicle;

305 [~~72~~] (73) “Wrecker or towing service”, the act of transporting, towing or recovering
306 with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the
307 wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives
308 compensation or other personal gain.

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

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

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

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

13 2. If the vehicle is a motor vehicle primarily for business use as defined in section
14 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the
15 odometer information provided in the vehicle inspection report, and provide for prompt access
16 to such information, together with the vehicle identification number for the motor vehicle to
17 which such information pertains, for a period of five years after the receipt of such information.
18 This section shall not apply unless:

19 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
20 1989; and

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

22 3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business
23 use, a recreational motor vehicle, motorcycle, motortricycle, **autocycle**, bus, or any commercial
24 motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years
25 of age or less, the director of revenue shall retain the odometer information provided in the
26 vehicle inspection report, and provide for prompt access to such information, together with the

27 vehicle identification number for the motor vehicle to which such information pertains, for a
28 period of five years after the receipt of such information. This subsection shall not apply unless:

29 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
30 1990; and

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

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

53 5. Every insurance company that pays a claim for repair of a motor vehicle which as the
54 result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that
55 pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the
56 vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder
57 if a lien is in effect, that he is required to surrender the certificate of ownership, and the
58 documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage
59 motor vehicle certificate of ownership or documents and fees as otherwise required by law to
60 obtain a salvage certificate of ownership, from the director of revenue. The insurance company
61 shall within thirty days of the payment of such claims report to the director of revenue the name

62 and address of such owner, the year, make, model, vehicle identification number, and license
63 plate number of the vehicle, and the date of loss and payment.

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

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

77 8. An applicant for registration may make a donation of one dollar to promote an organ
78 donor program. The director of revenue shall collect the donations and deposit all such
79 donations in the state treasury to the credit of the organ donor program fund as established in
80 sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the
81 purposes established in sections 194.297 to 194.304, except that the department of revenue shall
82 retain no more than one percent for its administrative costs. The donation prescribed in this
83 subsection is voluntary and may be refused by the applicant for registration at the time of
84 issuance or renewal. The director shall inquire of each applicant at the time the applicant
85 presents the completed application to the director whether the applicant is interested in making
86 the one dollar donation prescribed in this subsection.

301.055. 1. The annual registration fee for motor vehicles other than commercial motor
2 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 10.25**

13 **2. Notwithstanding any other provision of law, the registration of any autocycle**
14 **registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect**
15 **until the expiration of the registration period for such vehicle at which time the owner shall**
16 **be required to renew the motor vehicle's registration under the autocycle classification and**
17 **pay the appropriate registration fee.**

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

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

17 3. All property-carrying commercial motor vehicles to be registered at a gross weight in
18 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local
19 transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, **autocycles**,
20 motorscooters, and driveaway vehicles shall be registered with the director of revenue as
21 provided for in subsection 3 of section 301.030, or with the state highways and transportation
22 commission as otherwise provided in this chapter, but only one license plate shall be issued for
23 each such vehicle, except as provided in this subsection. The applicant for registration of any
24 property-carrying commercial vehicle registered at a gross weight in excess of twelve thousand
25 pounds may request and be issued two license plates for such vehicle, and if such plates are
26 issued, the director of revenue shall provide for distinguishing marks on the plates indicating one
27 plate is for the front and the other is for the rear of such vehicle. The director may assess and
28 collect an additional charge from the applicant in an amount not to exceed the fee prescribed for
29 personalized license plates in subsection 1 of section 301.144.

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

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

52 6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as
53 provided by law as evidence of the annual payment of registration fees and the current
54 registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may
55 prescribe any additional information recorded on the tab or tabs to ensure that the tab or tabs
56 positively correlate with the license plate or plates issued by the department of revenue for such
57 vehicle. Such tabs shall be produced in each license bureau office.

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

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

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

65 (5) For those commercial motor vehicles and trailers registered pursuant to section
66 301.041, the plate issued by the highways and transportation commission shall be a permanent
67 nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve
68 the owner of any vehicle permanently registered pursuant to this section from the obligation to
69 pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall
70 be returned to the highways and transportation commission upon the sale or disposal of the
71 vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may
72 be transferred to a replacement commercial motor vehicle when the owner files a supplemental
73 application with the Missouri highways and transportation commission for the registration of
74 such replacement commercial motor vehicle. Upon payment of the annual registration fee, the
75 highways and transportation commission shall issue a certificate of registration or other suitable
76 evidence of payment of the annual fee, and such evidence of payment shall be carried at all times
77 in the vehicle for which it is issued.

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

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

91 8. Notwithstanding the provisions of any other law to the contrary, owners of motor
92 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess
93 of twenty-four thousand pounds gross weight may apply for special personalized license plates.
94 Vehicles licensed for twenty-four thousand pounds that display special personalized license
95 plates shall be subject to the provisions of subsections 1 and 2 of section 301.030. On and after
96 August 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or
97 commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight, may
98 apply for any preexisting or hereafter statutorily created special personalized license plates.

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

101 301.125 consistent with the terms, conditions, and provisions of section 301.125 and this
102 chapter. Except as otherwise provided in this section, in addition to all other fees required by
103 law, applicants for registration of vehicles with license plates that expire during the period of
104 reissuance, applicants for registration of trailers or semitrailers with license plates that expire
105 during the period of reissuance and applicants for registration of vehicles that are to be issued
106 new license plates during the period of reissuance shall pay the cost of the plates required by this
107 subsection. The additional cost prescribed in this subsection shall not be charged to persons
108 receiving special license plates issued under section 301.073 or 301.443. Historic motor vehicle
109 license plates registered pursuant to section 301.131 and specialized license plates are exempt
110 from the provisions of this subsection. Except for new, replacement, and transfer applications,
111 permanent nonexpiring license plates issued to commercial motor vehicles and trailers registered
112 under section 301.041 are exempt from the provisions of this subsection.

301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer,
2 manufacturer or dealer, as provided in this chapter, the director of revenue shall file such
3 application and register such motor vehicle, trailer, manufacturer or dealer, together with the
4 facts stated in the application, under a distinctive number assigned to such motor vehicle, trailer,
5 manufacturer or dealer. Separate records shall be kept as follows:

- 6 (1) Motor vehicles registered by owners;
- 7 (2) Commercial motor vehicles;
- 8 (3) Trailers;
- 9 (4) Motorcycles and motor tricycles;
- 10 (5) **Autocycles;**
- 11 (6) Manufacturers and dealers.

12 2. The director of revenue may keep such other classifications and records as he may
13 deem necessary and may enter contracts or agreements or otherwise make arrangements for
14 computerized access to odometer and title information.

15 3. All of such books and records shall be kept open to public inspection during
16 reasonable business hours.

17 4. The governor may cause the records of the department of revenue to be audited by the
18 state auditor at any time.

304.005. 1. As used in this section, the term "autocycle" means a three-wheeled motor
2 vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle
3 seating area, that is designed to be controlled with a steering wheel and pedals, and that has met
4 applicable Department of Transportation National Highway Traffic Safety Administration
5 requirements or Federal Motorcycle Safety Standards.

6 2. Notwithstanding subsection 2 of section 302.020, a person operating or riding in an
7 autocycle shall not be required to wear protective headgear [~~if the vehicle is equipped with a roof~~
8 ~~that meets or exceeds the standards established for protective headgear~~].

9 3. No person shall operate an autocycle on any highway or street in this state unless the
10 person has a valid driver's license. The operator of an autocycle, however, shall not be required
11 to obtain a motorcycle or motortricycle license or endorsement pursuant to sections 302.010 to
12 302.340.

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