

SECOND REGULAR SESSION

HOUSE BILL NO. 1499

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BANGERT.

3090H.02I

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 307.350 and 307.380, RSMo, and to enact in lieu thereof two new sections relating to motor vehicle safety inspections, with a penalty provision.

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

Section A. Sections 307.350 and 307.380, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 307.350 and 307.380, to read as follows:

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

3 (1) Motor vehicles having less than one hundred fifty thousand miles, for the ten-year
4 period following their model year of manufacture, **except as provided in subsection 4 of this**
5 **section and** excluding prior salvage vehicles immediately following a rebuilding process and
6 vehicles 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;

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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.

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 any provision of this section to the contrary, a motor vehicle**
50 **inspection in accordance with the provisions of sections 307.350 to 307.390 shall be**
51 **performed prior to the sale of any used motor vehicle in this state by a dealer or any**
52 **other person, regardless of the vehicle's age or mileage. Such inspection shall not be**
53 **made more than sixty days prior to the date of purchase. The seller shall present the**

54 **certificate of inspection and approval to the buyer at the point of sale and the buyer**
55 **shall be required to submit the certificate of inspection when applying for registration of**
56 **the vehicle.**

57 **5.** Notwithstanding the provisions of section 307.390, violation of this section shall
58 be deemed an infraction.

307.380. 1. Every vehicle of the type required to be inspected upon having been
2 involved in an accident and when so directed by a police officer must be inspected and an
3 official certificate of inspection and approval, sticker, seal or other device be obtained for
4 such vehicle before it is again operated on the highways of this state.

5 **2.** At the seller's expense every used motor vehicle of the type required to be
6 inspected by section 307.350 shall immediately prior to sale be fully inspected regardless of
7 any current certificate of inspection and approval, and an appropriate new certificate of
8 inspection and approval, sticker, seal or other device shall be obtained **no more than sixty**
9 **days prior to the date of sale. Such inspection shall not be required for a motor vehicle**
10 **having less than forty thousand miles for the three-year period following the model year**
11 **of manufacture. The seller shall present the certificate of inspection and approval to the**
12 **buyer at the point of sale and the buyer shall be required to submit the certificate of**
13 **inspection when applying for registration of the vehicle.**

14 ~~[2-]~~ **3.** Nothing contained in the provisions of this section shall be construed to
15 prohibit a dealer or any other person from selling a vehicle without a certificate of inspection
16 and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at
17 public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for
18 junk, salvage, or for rebuilding shall give to the seller an affidavit, on a form prescribed by the
19 superintendent of the Missouri state highway patrol, stating that the vehicle is being
20 purchased for one of the reasons stated herein. No vehicle of the type required to be inspected
21 by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be
22 registered in this state until the owner has submitted the vehicle for inspection and obtained
23 an official certificate of inspection and approval, sticker, seal or other device for such vehicle.

24 ~~[3-]~~ **4.** Notwithstanding the provisions of section 307.390, violation of this section
25 shall be deemed an infraction.

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