

SECOND REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

# HOUSE BILL NO. 1775

102ND GENERAL ASSEMBLY

2953H.03P

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To repeal sections 32.056, 135.341, 135.647, 136.055, 142.869, 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.469, 301.560, 301.3061, 302.178, 302.181, 307.350, and 643.315, RSMo, and to enact in lieu thereof nineteen new sections relating to the department of revenue, with a contingent effective date for certain sections.

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

Section A. Sections 32.056, 135.341, 135.647, 136.055, 142.869, 301.055, 301.070, 2 301.110, 301.140, 301.142, 301.147, 301.469, 301.560, 301.3061, 302.178, 302.181, 3 307.350, and 643.315, RSMo, are repealed and nineteen new sections enacted in lieu 4 thereof, to be known as sections 32.056, 135.341, 135.647, 136.055, 142.869, 301.033, 5 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.469, 301.560, 301.3061, 6 302.178, 302.181, 307.350, and 643.315, to read as follows:

32.056. Except for uses permitted under 18 U.S.C. Section 2721(b)(1), the 2 department of revenue shall not release the home address of or any information that identifies 3 any vehicle owned or leased by any person who is [a] **an active or retired** county, state or 4 federal parole officer, [a] federal pretrial officer, [a] peace officer pursuant to section 590.010, 5 [a] person vested by Article V, Section 1 of the Missouri Constitution with the judicial power 6 of the state, [a] member of the federal judiciary, or [a] member of such person's immediate 7 family contained in the department's motor vehicle or driver registration records, based on a 8 specific request for such information from any person. Any such person may notify the 9 department of his or her status and the department shall protect the confidentiality of the 10 home address and vehicle records on such a person and his or her immediate family as 11 required by this section. This section shall not prohibit the department from releasing

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.

12 information on a motor registration list pursuant to section 32.055 or from releasing  
13 information on any officer who holds a class A, B or C commercial driver's license pursuant  
14 to the Motor Carrier Safety Improvement Act of 1999, as amended, 49 U.S.C. 31309.

135.341. 1. As used in this section, the following terms shall mean:

2 (1) "CASA", an entity which receives funding from the court-appointed special  
3 advocate fund established under section 476.777, including an association based in this state,  
4 affiliated with a national association, organized to provide support to entities receiving  
5 funding from the court-appointed special advocate fund;

6 (2) "Child advocacy centers", the regional child assessment centers listed in  
7 subsection 2 of section 210.001, including an association based in this state, affiliated with a  
8 national association, and organized to provide support to entities listed in subsection 2 of  
9 section 210.001;

10 (3) "Contribution", the amount of donation to a qualified agency;

11 (4) "Crisis care center", entities contracted with this state which provide temporary  
12 care for children whose age ranges from birth through seventeen years of age whose parents  
13 or guardian are experiencing an unexpected and unstable or serious condition that requires  
14 immediate action resulting in short-term care, usually three to five continuous, uninterrupted  
15 days, for children who may be at risk for child abuse, neglect, or in an emergency situation;

16 (5) "Department", the department of revenue;

17 (6) "Director", the director of the department of revenue;

18 (7) "Qualified agency", CASA, child advocacy centers, or a crisis care center;

19 (8) "Tax liability", the tax due under chapter 143 other than taxes withheld under  
20 sections 143.191 to 143.265.

21 2. For all tax years beginning on or after January 1, 2013, a tax credit may be claimed  
22 in an amount equal to up to fifty percent of a verified contribution to a qualified agency and  
23 shall be named the champion for children tax credit. The minimum amount of any tax credit  
24 issued shall not be less than fifty dollars and shall be applied to taxes due under chapter 143,  
25 excluding sections 143.191 to 143.265. A contribution verification shall be issued to the  
26 taxpayer by the agency receiving the contribution. Such contribution verification shall  
27 include the taxpayer's name, Social Security number, amount of tax credit, amount of  
28 contribution, the name and address of the agency receiving the credit, and the date the  
29 contribution was made. The tax credit provided under this subsection shall be initially filed  
30 for the year in which the verified contribution is made.

31 3. The cumulative amount of the tax credits redeemed shall not exceed one million  
32 dollars for all fiscal years ending on or before June 30, 2019, and one million five hundred  
33 thousand dollars for all fiscal years beginning on or after July 1, 2019. The amount available  
34 shall be equally divided among the three qualified agencies: CASA, child advocacy centers,

35 or crisis care centers, to be used towards tax credits issued. In the event tax credits claimed  
36 under one agency do not total the allocated amount for that agency, the unused portion for that  
37 agency will be made available to the remaining agencies equally. In the event the total  
38 amount of tax credits claimed for any one agency exceeds the amount available for that  
39 agency, the amount redeemed shall and will be apportioned equally to all eligible taxpayers  
40 claiming the credit under that agency.

41 4. Prior to December thirty-first of each year, each qualified agency shall apply to the  
42 department of social services in order to verify their qualified agency status. Upon a  
43 determination that the agency is eligible to be a qualified agency, the department of social  
44 services shall provide a letter of eligibility to such agency. No later than February first of  
45 each year, the department of social services shall provide a list of qualified agencies to the  
46 department of revenue. All tax credit applications to claim the champion for children tax  
47 credit shall be filed between July first and April fifteenth of each fiscal year. A taxpayer shall  
48 apply for the champion for children tax credit by attaching a copy of the contribution  
49 verification provided by a qualified agency to such taxpayer's income tax return.

50 5. Any amount of tax credit which exceeds the tax due or which is applied for and  
51 otherwise eligible for issuance but not issued shall not be refunded but may be carried over to  
52 any subsequent tax year, not to exceed a total of five years.

53 6. Tax credits may not be assigned, transferred or sold.

54 7. ~~[(1)]~~ In the event a **full or partial** credit denial, due to ~~[lack of available funds]~~ **the**  
55 **cumulative maximum amount of credits being redeemed for the fiscal year**, causes ~~[a~~  
56 ~~balance due notice]~~ **an income tax balance due** to be ~~[generated by the department of~~  
57 ~~revenue, or any other redeeming agency]~~ **owed to the state by the taxpayer**, the taxpayer  
58 ~~[will]~~ **shall** not be held liable for any **addition to tax**, penalty, or interest **on that income tax**  
59 **balance due**, provided the balance is paid, or approved payment arrangements have been  
60 made, within sixty days from **issuance of** the notice of **credit** denial.

61 ~~[(2) In the event the balance is not paid within sixty days from the notice of denial,~~  
62 ~~the remaining balance shall be due and payable under the provisions of chapter 143.]~~

63 8. The department may promulgate such rules or regulations as are necessary to  
64 administer the provisions of this section. Any rule or portion of a rule, as that term is defined  
65 in section 536.010, that is created under the authority delegated in this section shall become  
66 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if  
67 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the  
68 powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
69 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then  
70 the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013,  
71 shall be invalid and void.

72 9. Pursuant to section 23.253, of the Missouri sunset act:

73 (1) The program authorized under this section shall be reauthorized as of December  
74 31, 2019, and shall expire on December 31, 2025, unless reauthorized by the general  
75 assembly; and

76 (2) This section shall terminate on September first of the calendar year immediately  
77 following the calendar year in which the program authorized under this section is sunset; and

78 (3) The provisions of this subsection shall not be construed to limit or in any way  
79 impair the department's ability to redeem tax credits authorized on or before the date the  
80 program authorized under this section expires or a taxpayer's ability to redeem such credits.

81 10. Beginning on March 29, 2013, any verified contribution to a qualified agency  
82 made on or after January 1, 2013, shall be eligible for tax credits as provided by this section.

135.647. 1. As used in this section, the following terms shall mean:

2 (1) "Local food pantry", any food pantry that is:

3 (a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of  
4 1986, as amended; and

5 (b) Distributing emergency food supplies to Missouri low-income people who would  
6 otherwise not have access to food supplies in the area in which the taxpayer claiming the tax  
7 credit under this section resides;

8 (2) "Local homeless shelter", any homeless shelter that is:

9 (a) Exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of  
10 1986, as amended; and

11 (b) Providing temporary living arrangements, in the area in which the taxpayer  
12 claiming the tax credit under this section resides, for individuals and families who otherwise  
13 lack a fixed, regular, and adequate nighttime residence and lack the resources or support  
14 networks to obtain other permanent housing;

15 (3) "Local soup kitchen", any soup kitchen that is:

16 (a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of  
17 1986, as amended; and

18 (b) Providing prepared meals through an established congregate feeding operation to  
19 needy, low-income persons including, but not limited to, homeless persons in the area in  
20 which the taxpayer claiming the tax credit under this section resides;

21 (4) "Taxpayer", an individual, a firm, a partner in a firm, corporation, or a shareholder  
22 in an S corporation doing business in this state and subject to the state income tax imposed by  
23 chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

24 2. (1) Beginning on March 29, 2013, any donation of cash or food made to a local  
25 food pantry on or after January 1, 2013, unless such food is donated after the food's expiration  
26 date, shall be eligible for tax credits as provided by this section.

27 (2) Beginning on August 28, 2018, any donation of cash or food made to a local soup  
28 kitchen or local homeless shelter on or after January 1, 2018, unless such food is donated after  
29 the food's expiration date, shall be eligible for a tax credit as provided under this section.

30 (3) Any taxpayer who makes a donation that is eligible for a tax credit under this  
31 section shall be allowed a credit against the tax otherwise due under chapter 143, excluding  
32 withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent  
33 of the value of the donations made to the extent such amounts that have been subtracted from  
34 federal adjusted gross income or federal taxable income are added back in the determination  
35 of Missouri adjusted gross income or Missouri taxable income before the credit can be  
36 claimed. Each taxpayer claiming a tax credit under this section shall file an affidavit with the  
37 income tax return verifying the amount of their contributions. The amount of the tax credit  
38 claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that  
39 the credit is claimed and shall not exceed two thousand five hundred dollars per taxpayer  
40 claiming the credit. Any amount of credit that the taxpayer is prohibited by this section from  
41 claiming in a tax year shall not be refundable, but may be carried forward to any of the  
42 taxpayer's three subsequent tax years. No tax credit granted under this section shall be  
43 transferred, sold, or assigned. No taxpayer shall be eligible to receive a credit pursuant to this  
44 section if such taxpayer employs persons who are not authorized to work in the United States  
45 under federal law. No taxpayer shall be able to claim more than one credit under this section  
46 for a single donation.

47 3. (1) The cumulative amount of tax credits under this section which may be  
48 allocated to all taxpayers contributing to a local food pantry, local soup kitchen, or local  
49 homeless shelter in any one fiscal year shall not exceed one million seven hundred fifty  
50 thousand dollars. The director of revenue shall establish a procedure by which the cumulative  
51 amount of tax credits is apportioned among all taxpayers claiming the credit by April fifteenth  
52 of the fiscal year in which the tax credit is claimed. To the maximum extent possible, the  
53 director of revenue shall establish the procedure described in this subsection in such a manner  
54 as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount  
55 of tax credits available for the fiscal year.

56 (2) **In the event a full or partial credit denial, due to the cumulative maximum**  
57 **amount of credits being claimed for the fiscal year, causes a tax balance due to be owed**  
58 **to the state by the taxpayer, the taxpayer shall not be held liable for any addition to tax,**  
59 **penalty, or interest on that tax balance due, provided the balance is paid, or approved**  
60 **payment arrangements have been made, within sixty days from issuance of the notice of**  
61 **credit denial.**

62 4. Any local food pantry, local soup kitchen, or local homeless shelter may accept or  
63 reject any donation of food made under this section for any reason. For purposes of this

64 section, any donations of food accepted by a local food pantry, local soup kitchen, or local  
65 homeless shelter shall be valued at fair market value, or at wholesale value if the taxpayer  
66 making the donation of food is a retail grocery store, food broker, wholesaler, or restaurant.

67 5. The department of revenue shall promulgate rules to implement the provisions of  
68 this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
69 created under the authority delegated in this section shall become effective only if it complies  
70 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.  
71 This section and chapter 536 are nonseverable and if any of the powers vested with the  
72 general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
73 disapprove and annul a rule are subsequently held unconstitutional, then the grant of  
74 rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid  
75 and void.

76 6. Under section 23.253 of the Missouri sunset act:

77 (1) The program authorized under this section shall be reauthorized as of August 28,  
78 2018, and shall expire on December 31, 2026, unless reauthorized by the general assembly;  
79 and

80 (2) This section shall terminate on September first of the calendar year immediately  
81 following the calendar year in which the program authorized under this section is sunset; and

82 (3) The provisions of this subsection shall not be construed to limit or in any way  
83 impair a taxpayer's ability to redeem tax credits authorized on or before the date the program  
84 authorized under this section expires.

136.055. 1. **Except as provided in subsection 8 of this section**, any person who is  
2 selected or appointed by the state director of revenue as provided in subsection 2 of this  
3 section to act as an agent of the department of revenue, whose duties shall be the processing  
4 of motor vehicle title and registration transactions and the collection of sales and use taxes  
5 when required under sections 144.070 and 144.440, and who receives no salary from the  
6 department of revenue, shall be authorized to collect from the party requiring such services  
7 additional fees as compensation in full and for all services rendered on the following basis:

8 (1) For each motor vehicle or trailer registration issued, renewed or transferred, [~~six~~]  
9 **nine** dollars and [~~twelve~~] **eighteen** dollars for those licenses sold or biennially renewed  
10 pursuant to section 301.147;

11 (2) For each application or transfer of title, [~~six~~] **nine** dollars;

12 (3) For each instruction permit, nondriver license, chauffeur's, operator's or driver's  
13 license issued for a period of three years or less, [~~six~~] **nine** dollars and [~~twelve~~] **eighteen**  
14 dollars for licenses or instruction permits issued or renewed for a period exceeding three  
15 years;

16 (4) For each notice of lien processed, [~~six~~] **nine** dollars;

17 (5) Notary fee or electronic transmission per processing, two dollars.

18 2. The director of revenue shall award fee office contracts under this section through  
19 a competitive bidding process. The competitive bidding process shall ~~[give priority]~~ **provide**  
20 **at least five percent of evaluation credit** to organizations and entities that are exempt from  
21 taxation under Section 501(c)(3), 501(c)(6), or 501(c)(4), except those civic organizations  
22 that would be considered action organizations under 26 C.F.R. Section 1.501 (c)(3)-1(c)(3), of  
23 the Internal Revenue Code of 1986, as amended, with ~~[special consideration]~~ **at least five**  
24 **percent of evaluation credit** given to those organizations and entities that reinvest a  
25 minimum of seventy-five percent of the net proceeds to charitable organizations in Missouri,  
26 and political subdivisions, including but not limited to, municipalities, counties, and fire  
27 protection districts. **Notwithstanding any law to the contrary, the director of revenue**  
28 **shall not award any fee office contract under this section to any entity affiliated in any**  
29 **manner with a current employee of the department of revenue or with a former**  
30 **employee of the department of revenue for the one-year period following the former**  
31 **employee's termination of employment with the department. For purposes of this**  
32 **subsection, "affiliated in any manner" includes owning the entity that is applying for a**  
33 **fee office contract, or serving as an officer or board member of such entity.** The director  
34 of the department of revenue may promulgate rules and regulations necessary to carry out the  
35 provisions of this subsection. Any rule or portion of a rule, as that term is defined in section  
36 536.010, that is created under the authority delegated in this subsection shall become effective  
37 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,  
38 section 536.028. This section and chapter 536 are nonseverable and if any of the powers  
39 vested with the general assembly pursuant to chapter 536 to review, to delay the effective  
40 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant  
41 of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be  
42 invalid and void.

43 3. **Except as otherwise provided in subsection 9 of this section, all fees authorized**  
44 **under this section** collected by a ~~[tax-exempt organization]~~ **contract fee office** may be  
45 retained and used by the ~~[organization]~~ **entity operating the contract fee office, and all fees**  
46 **authorized under this section collected by a fee office operated by the department of**  
47 **revenue shall be considered state revenue.**

48 4. All fees charged shall not exceed those in this section. The fees ~~[imposed by]~~  
49 **authorized under** this section shall be collected by all ~~[permanent]~~ **contract fee offices** and  
50 **shall be collected by** all full-time or temporary offices ~~[maintained]~~ **operated** by the  
51 department of revenue.

52 5. Any person acting as agent of the department of revenue for the sale and issuance  
53 of registrations, licenses, and other documents related to motor vehicles shall have an

54 insurable interest in all license plates, licenses, tabs, forms and other documents held on  
55 behalf of the department.

56         6. The fees authorized by this section shall not be collected by motor vehicle dealers  
57 acting as agents of the department of revenue under section 32.095 or those motor vehicle  
58 dealers authorized to collect and remit sales tax under subsection 10 of section 144.070.

59         7. Notwithstanding any other provision of law to the contrary, the state auditor may  
60 audit all records maintained and established by the fee office in the same manner as the  
61 auditor may audit any agency of the state, and the department shall ensure that this audit  
62 requirement is a necessary condition for the award of all fee office contracts. No confidential  
63 records shall be divulged in such a way to reveal personally identifiable information.

64         **8. The fees described in subsection 1 of this section shall not be collected from**  
65 **any person who qualifies as a homeless child or homeless youth, as defined in subsection**  
66 **1 of section 167.020, or as an unaccompanied youth as defined in 42 U.S.C. Section**  
67 **11434a(6). Such person's status as a homeless child or youth or unaccompanied youth**  
68 **shall be verified by a letter signed by one of the following persons:**

69             **(1) A director or designee of a governmental or nonprofit agency that receives**  
70 **public or private funding to provide services to homeless persons;**

71             **(2) A local education agency liaison for homeless children and youth designated**  
72 **under 42 U.S.C. Section 11432(g)(1)(J)(ii), or a school social worker or counselor; or**

73             **(3) A licensed attorney representing the minor in any legal matter.**

74         **9. Notwithstanding any other provision of law to the contrary, one dollar of any**  
75 **fee authorized and charged under subdivision (1), (2), (3), or (4) of subsection 1 of this**  
76 **section by a fee office not operated by the department of revenue shall be remitted to the**  
77 **license office distribution fund established under subsection 10 of this section. Moneys**  
78 **remitted to the license office distribution fund under this subsection shall be held in**  
79 **trust for the entities awarded fee office contracts under this section and shall not be**  
80 **considered state revenue. In the event a court of competent jurisdiction issues a final**  
81 **judgment specifying that moneys remitted under this subsection are subject to Article**  
82 **IV, Section 30(b) of the Missouri Constitution, the provisions of this subsection shall be**  
83 **null and void.**

84         **10. (1) There is hereby created in the state treasury the "License Office**  
85 **Distribution Fund", which shall consist of moneys collected as provided under**  
86 **subsection 9 of this section. The state treasurer shall be custodian of the fund. In**  
87 **accordance with sections 30.170 and 30.180, the state treasurer may approve**  
88 **disbursements. The fund shall be a dedicated fund and shall be used solely for the**  
89 **purposes specified in this subsection.**

90           **(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys**  
91 **remaining in the fund at the end of the biennium shall not revert to the credit of the**  
92 **general revenue fund.**

93           **(3) The state treasurer shall invest moneys in the fund in the same manner as**  
94 **other funds are invested. Any interest and moneys earned on such investments shall be**  
95 **credited to the fund.**

96           **(4) Beginning after December 31, 2025, but no later than February 15, 2026,**  
97 **quarterly disbursements shall be made from the fund to the fee offices awarded**  
98 **contracts under this section. Except as otherwise specified in subdivision (5) of this**  
99 **subsection, the disbursement to each fee office shall be equal. The total funds disbursed**  
100 **following each quarter shall be equal to the amount of funds received by the fund under**  
101 **subsection 9 of this section during the quarter.**

102           **(5) Quarterly disbursements under this subsection shall be distributed to the**  
103 **entity holding each fee office contract when the quarterly disbursement occurs;**  
104 **provided that, in the case that a contract fee office transitions between two contractors**  
105 **during the quarter, the disbursement for that fee office shall be divided between the**  
106 **contractors in proportion to the number of transactions the office processed under each**  
107 **contractor during the quarter for which the transfer is taking place.**

108           **(6) Quarterly disbursements under this subsection shall be made as follows:**

109           **(a) Disbursements for transactions occurring from January first to March**  
110 **thirty-first shall occur no later than May fifteenth of each year;**

111           **(b) Disbursements for transactions occurring from April first to June thirtieth**  
112 **shall occur no later than August fifteenth of each year;**

113           **(c) Disbursements for transactions occurring from July first to September**  
114 **thirtieth shall occur no later than November fifteenth of each year; and**

115           **(d) Disbursements for transactions occurring from October first to December**  
116 **thirty-first shall occur no later than February fifteenth of the following calendar year**  
117 **each year.**

142.869. 1. **(1)** The tax imposed by this chapter shall not apply to passenger motor  
2 vehicles, buses as defined in section 301.010, or commercial motor vehicles registered in this  
3 state which are powered by alternative fuel, and for which a valid decal has been acquired as  
4 provided in this section, provided that sales made to alternative fueled vehicles powered by  
5 propane, compressed natural gas, or liquefied natural gas that do not meet the requirements of  
6 subsection 4 of this section shall be taxed exclusively pursuant to subdivisions (4) to (7) of  
7 subsection 1 of section 142.803, respectively. The owners or operators of such motor  
8 vehicles, except plug-in electric hybrids, shall, in lieu of the tax imposed by section 142.803,  
9 pay an annual alternative fuel decal fee as follows: seventy-five dollars on each passenger

10 motor vehicle, school bus as defined in section 301.010, and commercial motor vehicle with a  
11 licensed gross vehicle weight of eighteen thousand pounds or less; one hundred dollars on  
12 each motor vehicle with a licensed gross weight in excess of eighteen thousand pounds but  
13 not more than thirty-six thousand pounds used for farm or farming transportation operations  
14 and registered with a license plate designated with the letter "F"; one hundred fifty dollars on  
15 each motor vehicle with a licensed gross vehicle weight in excess of eighteen thousand  
16 pounds but less than or equal to thirty-six thousand pounds, and each passenger-carrying  
17 motor vehicle subject to the registration fee provided in sections 301.059, 301.061 and  
18 301.063; two hundred fifty dollars on each motor vehicle with a licensed gross weight in  
19 excess of thirty-six thousand pounds used for farm or farming transportation operations and  
20 registered with a license plate designated with the letter "F"; and one thousand dollars on each  
21 motor vehicle with a licensed gross vehicle weight in excess of thirty-six thousand pounds.  
22 Owners or operators of plug-in electric hybrids shall pay one-half of the stated annual  
23 alternative fuel decal fee. Notwithstanding provisions of this section to the contrary, motor  
24 vehicles licensed as historic under section 301.131 which are powered by alternative fuel  
25 shall be exempt from both the tax imposed by this chapter and the alternative fuel decal  
26 requirements of this section. For the purposes of this section, a plug-in electric hybrid shall  
27 be any hybrid vehicle made by a manufacturer with a model year of 2018 or newer, that has  
28 not been modified from the original manufacturer specifications, with an internal combustion  
29 engine and batteries that can be recharged by connecting a plug to an electric power source.

30 **(2) Notwithstanding the provisions of subdivision (1) of this subsection to the**  
31 **contrary, the director shall provide owners of vehicles required to purchase an**  
32 **alternative fuel decal under subdivision (1) of this subsection the option of purchasing a**  
33 **biennial alternative fuel decal for a fee of twice the annual alternative fuel decal fee**  
34 **stated in subdivision (1) of this subsection.**

35 2. Beginning January 1, 2022, the fees in subsection 1 of this section shall be  
36 increased by twenty percent of the fee in effect on August 28, 2021, per year for a period of  
37 five years, except that the fee for motor vehicles with a licensed gross vehicle weight in  
38 excess of thirty-six thousand pounds shall be increased by ten percent of the fee in effect on  
39 August 28, 2021, per year for a period of five years.

40 3. Except interstate fuel users and vehicles licensed under a reciprocity agreement as  
41 defined in section 142.617, the tax imposed by section 142.803 shall not apply to motor  
42 vehicles registered outside this state which are powered by alternative fuel other than  
43 propane, compressed natural gas, and liquefied natural gas, and for which a valid temporary  
44 alternative fuel decal has been acquired as provided in this section. The owners or operators  
45 of such motor vehicles shall, in lieu of the tax imposed by section 142.803, pay a temporary  
46 alternative fuel decal fee of eight dollars on each such vehicle. Such decals shall be valid for

47 a period of fifteen days from the date of issuance and shall be attached to the lower right-hand  
48 corner of the front windshield on the motor vehicle for which it was issued. Such decal and  
49 fee shall not be transferable. All proceeds from such decal fees shall be deposited as specified  
50 in section 142.345. Alternative fuel dealers selling such decals in accordance with rules and  
51 regulations prescribed by the director shall be allowed to retain fifty cents for each decal fee  
52 timely remitted to the director.

53 4. Owners or operators of passenger motor vehicles, buses as defined in section  
54 301.010, or commercial motor vehicles registered in this state which are powered by  
55 compressed natural gas or liquefied natural gas who have installed a compressed natural gas  
56 fueling station or liquefied natural gas fueling station used solely to fuel the motor vehicles  
57 they own or operate as of December 31, 2015, may continue to apply for and use the  
58 alternative fuel decal in lieu of paying the tax imposed under subdivisions (4) and (5) of  
59 subsection 1 of section 142.803. Owners or operators of compressed natural gas fueling  
60 stations or liquefied natural gas fueling stations whose vehicles bear an alternative fuel decal  
61 shall be prohibited from selling or providing compressed natural gas or liquefied natural gas  
62 to any motor vehicle they do not own or operate. Owners or operators of motor vehicles  
63 powered by compressed natural gas or liquefied natural gas bearing an alternative fuel decal  
64 after January 1, 2016, that decline to renew the alternative fuel decals for such motor vehicles  
65 shall no longer be eligible to apply for and use alternative fuel decals under this subsection.  
66 Any compressed natural gas or liquefied natural gas obtained at any fueling station not owned  
67 by the owner or operator of the motor vehicle bearing an alternative fuel decal shall be subject  
68 to the tax under subdivisions (4) and (5) of subsection 1 of section 142.803.

69 5. An owner or operator of a motor vehicle powered by propane may continue to  
70 apply for and use the alternative fuel decal in lieu of paying the tax imposed under  
71 subdivision (6) of subsection 1 of section 142.803. If the appropriate motor fuel tax under  
72 subdivision (6) of subsection 1 of section 142.803 is collected at the time of fueling, an  
73 operator of a propane fueling station that uses quick-connect fueling nozzles may sell propane  
74 as a motor fuel without verifying the application of a valid Missouri alternative fuel decal. If  
75 an owner or operator of a motor vehicle powered by propane that bears an alternative fuel  
76 decal refuels at an unattended propane refueling station, such owner or operator shall not be  
77 eligible for a refund of the motor fuel tax paid at such refueling.

78 6. The director shall annually **or biennially**, on or before January thirty-first of each  
79 year, collect or cause to be collected from owners or operators of the motor vehicles specified  
80 in subsection 1 of this section the annual **or biennial** decal fee. Applications for such decals  
81 shall be supplied by the department of revenue. In the case of a motor vehicle which is not in  
82 operation by January thirty-first of any year, **or a fractional period of such year and a**  
83 **whole year**, a decal may be purchased for a fractional period of such year, and the amount of

84 the decal fee shall be reduced by one-twelfth for each complete month which shall have  
85 elapsed since the beginning of such year. This subsection shall not apply to an owner or  
86 operator of a motor vehicle powered by propane who fuels such vehicle exclusively at  
87 unattended fueling stations that collect the motor fuel tax.

88 7. Upon the payment of the fee required by subsection 1 of this section, the director  
89 shall issue a decal, which shall be valid for the current calendar year, **or the current calendar**  
90 **year and the subsequent calendar year in the case of a biennial alternative fuel decal,**  
91 and shall be attached to the lower right-hand corner of the front windshield on the motor  
92 vehicle for which it was issued.

93 8. The decal fee paid pursuant to subsection 1 of this section for each motor vehicle  
94 shall be transferable upon a change of ownership of the motor vehicle and, if the LP gas or  
95 natural gas equipment is removed from a motor vehicle upon a change of ownership and is  
96 reinstalled in another motor vehicle, upon such reinstallation. Such transfers shall be  
97 accomplished in accordance with rules and regulations promulgated by the director.

98 9. It shall be unlawful for any person to operate a motor vehicle required to have an  
99 alternative fuel decal upon the highways of this state without a valid decal unless the motor  
100 vehicle is exclusively fueled at propane, compressed natural gas, or liquefied natural gas  
101 fueling stations that collect the motor fuel tax.

102 10. No person shall cause to be put, or put, any alternative fuel into the fuel supply  
103 receptacle or battery of a motor vehicle required to have an alternative fuel decal unless the  
104 motor vehicle either has a valid decal attached to it or the appropriate motor fuel tax is  
105 collected at the time of such fueling.

106 11. Any person violating any provision of this section is guilty of an infraction and  
107 shall, upon conviction thereof, be fined five hundred dollars.

108 12. Motor vehicles displaying a valid alternative fuel decal are exempt from the  
109 licensing and reporting requirements of this chapter.

**301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to  
2 the contrary, the director of revenue shall establish a system of registration of all farm  
3 vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner  
4 registered under this section. The director of revenue shall prescribe the forms for such  
5 farm vehicle fleet registration and the forms and procedures for the registration updates  
6 prescribed in this section. Any owner of more than one farm vehicle which is required  
7 to be registered under this chapter may, at his or her option, register a fleet of farm  
8 vehicles on an annual or biennial basis under this section in lieu of the registration  
9 periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an  
10 identification number to each registered owner of a fleet of farm vehicles registered  
11 under this section.**

12           **2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner**  
13 **shall be registered during April of the corresponding year or on a prorated basis as**  
14 **provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be**  
15 **registered on an annual or biennial basis shall be payable not later than the last day of**  
16 **April of the corresponding year, with two years' fees due for biennially-registered**  
17 **vehicles. Notwithstanding the provisions of section 307.355, a certificate of inspection**  
18 **and approval issued no more than one hundred twenty days prior to the date of**  
19 **application for registration shall be valid for registration of a farm fleet vehicle in**  
20 **accordance with this section. The fees for vehicles added to the farm vehicle fleet which**  
21 **are required to be licensed at the time of registration shall be payable at the time of**  
22 **registration, except that when such vehicle is licensed between July first and September**  
23 **thirtieth the fee shall be three-fourths the annual fee, when licensed between October**  
24 **first and December thirty-first the fee shall be one-half the annual fee, and when**  
25 **licensed on or after January first the fee shall be one-fourth the annual fee. If biennial**  
26 **registration is sought for vehicles added to a farm vehicle fleet, an additional year's**  
27 **annual fee shall be added to the partial year's prorated fee.**

28           **3. At any time during the calendar year in which an owner of a farm vehicle fleet**  
29 **purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle**  
30 **fleet or transfers plates to a fleet vehicle, the owner shall present to the director of**  
31 **revenue the identification number as a fleet number and may register the vehicle for the**  
32 **partial year as provided in subsection 2 of this section. The farm vehicle fleet owner**  
33 **shall also be charged a transfer fee of two dollars for each vehicle so transferred under**  
34 **this subsection.**

35           **4. Except as specifically provided in this subsection, all farm vehicles registered**  
36 **under this section shall be issued a special license plate which shall have the words**  
37 **"Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130.**  
38 **Farm fleet vehicles shall be issued multiyear license plates as provided in this section**  
39 **which shall not require issuance of a renewal tab. Upon payment of appropriate**  
40 **registration fees, the director of revenue shall issue a registration certificate or other**  
41 **suitable evidence of payment of the annual or biennial fee, and such evidence of**  
42 **payment shall be carried at all times in the vehicle for which it is issued.**

43           **5. The director shall make all necessary rules and regulations for the**  
44 **administration of this section and shall design all necessary forms required by this**  
45 **section. Any rule or portion of a rule, as that term is defined in section 536.010, that is**  
46 **created under the authority delegated in this section shall become effective only if it**  
47 **complies with and is subject to all the provisions of chapter 536 and, if applicable,**  
48 **section 536.028. This section and chapter 536 are nonseverable, and if any of the powers**

49 vested with the general assembly under chapter 536 to review, to delay the effective date,  
 50 or to disapprove and annul a rule are subsequently held unconstitutional, then the grant  
 51 of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall  
 52 be invalid and void.

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

3	[Less than 12 horsepower]	[\$18.00]
4	[12 horsepower and less than 24 horsepower]	[21.00]
5	[24 horsepower and less than 36 horsepower]	[24.00]
6	[36 horsepower and less than 48 horsepower]	[33.00]
7	[48 horsepower and less than 60 horsepower]	[39.00]
8	[60 horsepower and less than 72 horsepower]	[45.00]
9	[72 horsepower and more]	[51.00]
10	[Motoreycles]	[8.50]
11	[Motortricycles]	[10.00]
12	[Autocycles]	[10.00]

13  
 14 twenty-five dollars, inclusive of the railroad crossing safety fee prescribed in section  
 15 389.612.

16 2. The annual registration fee for motorcycles, motortricycles, and autocycles is  
 17 ten dollars, inclusive of the railroad crossing safety fee prescribed in section 389.612.

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

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

6 ~~2. The horsepower of all motor vehicles propelled by steam may be accepted as rated  
 7 by the manufacturers thereof, or may be determined in accordance with regulations  
 8 promulgated by the director.~~

9           ~~3. The horsepower of all motor vehicles, except commercial motor vehicles,~~  
10 ~~propelled by electric power, shall be rated as being between twelve and twenty-four~~  
11 ~~horsepower.~~

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

17           ~~[5.]~~ 2. The decision of the director as to the type of motor vehicles and their  
18 classification for the purpose of registration and the computation of fees therefor shall be final  
19 and conclusive.

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

9           2. The shifting of registration periods shall be accomplished by notifying the  
10 registrants of the change, and giving them credit for that portion of the registration period not  
11 yet elapsed. In such instances the director shall order the registrant to surrender the license  
12 plates and registration certificate held by him and shall assign and issue, without cost to the  
13 owner, new plates and a registration certificate designating the new registration expiration  
14 date.

15           **3. Notwithstanding subsection 6 of section 142.869 or any other provision of law**  
16 **to the contrary, the director may stagger the collection of alternative fuel decal fees and**  
17 **issuance of alternative fuel decals so that issuance of alternative fuel decals occurs at the**  
18 **time of vehicle registration and the decal or decals are valid for the duration of the**  
19 **vehicle's registration period. In lieu of an alternative fuel decal, the director may issue a**  
20 **receipt showing payment of the alternative fuel decal fee, which shall be kept with the**  
21 **vehicle and valid in place of an alternative fuel decal displayed in accordance with**  
22 **section 142.869.**

301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the  
2 certificate of registration and the right to use the number plates shall expire and the number  
3 plates shall be removed by the owner at the time of the transfer of possession, and it shall be  
4 unlawful for any person other than the person to whom such number plates were originally

5 issued to have the same in his or her possession whether in use or not, unless such possession  
6 is solely for charitable purposes; except that the buyer of a motor vehicle or trailer who trades  
7 in a motor vehicle or trailer may attach the license plates from the traded-in motor vehicle or  
8 trailer to the newly purchased motor vehicle or trailer. The operation of a motor vehicle with  
9 such transferred plates shall be lawful for no more than thirty days, or no more than ninety  
10 days if the dealer is selling the motor vehicle under the provisions of section 301.213, or no  
11 more than sixty days if the dealer is selling the motor vehicle under the provisions of  
12 subsection 5 of section 301.210. As used in this subsection, the term "trade-in motor vehicle  
13 or trailer" shall include any single motor vehicle or trailer sold by the buyer of the newly  
14 purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or  
15 trailer are still valid.

16         2. In the case of a transfer of ownership the original owner may register another  
17 motor vehicle under the same number, upon the payment of a fee of two dollars, if the motor  
18 vehicle is of [~~horsepower,~~] gross weight or (in the case of a passenger-carrying commercial  
19 motor vehicle) seating capacity[;] not in excess of that originally registered. When such  
20 motor vehicle is of greater [~~horsepower,~~] gross weight or (in the case of a passenger-carrying  
21 commercial motor vehicle) seating capacity, for which a greater fee is prescribed, the  
22 applicant shall pay a transfer fee of two dollars and a pro rata portion for the difference in  
23 fees. When such vehicle is of less [~~horsepower,~~] gross weight or (in case of a passenger-  
24 carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, the  
25 applicant shall not be entitled to a refund.

26         3. License plates may be transferred from a motor vehicle which will no longer be  
27 operated to a newly purchased motor vehicle by the owner of such vehicles. The owner shall  
28 pay a transfer fee of two dollars if the newly purchased vehicle is of [~~horsepower,~~] gross  
29 weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity[;]  
30 not in excess of that of the vehicle which will no longer be operated. When the newly  
31 purchased motor vehicle is of greater [~~horsepower,~~] gross weight or (in the case of a  
32 passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is  
33 prescribed, the applicant shall pay a transfer fee of two dollars and a pro rata portion of the  
34 difference in fees. When the newly purchased vehicle is of less [~~horsepower,~~] gross weight or  
35 (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a  
36 lesser fee is prescribed, the applicant shall not be entitled to a refund.

37         4. The director of the department of revenue shall have authority to produce or allow  
38 others to produce a weather resistant, nontearing temporary permit authorizing the operation  
39 of a motor vehicle or trailer by a buyer for not more than thirty days, or no more than ninety  
40 days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, or  
41 no more than sixty days if issued by a dealer selling the motor vehicle under the provisions of

42 subsection 5 of section 301.210, from the date of purchase. The temporary permit authorized  
43 under this section may be purchased by the purchaser of a motor vehicle or trailer from the  
44 central office of the department of revenue or from an authorized agent of the department of  
45 revenue upon proof of purchase of a motor vehicle or trailer for which the buyer has no  
46 registration plate available for transfer and upon proof of financial responsibility, or from a  
47 motor vehicle dealer upon purchase of a motor vehicle or trailer for which the buyer has no  
48 registration plate available for transfer, or from a motor vehicle dealer upon purchase of a  
49 motor vehicle or trailer for which the buyer has registered and is awaiting receipt of  
50 registration plates. The director of the department of revenue or a producer authorized by the  
51 director of the department of revenue may make temporary permits available to registered  
52 dealers in this state, authorized agents of the department of revenue or the department of  
53 revenue. The price paid by a motor vehicle dealer, an authorized agent of the department of  
54 revenue or the department of revenue for a temporary permit shall not exceed five dollars for  
55 each permit. The director of the department of revenue shall direct motor vehicle dealers and  
56 authorized agents to obtain temporary permits from an authorized producer. Amounts  
57 received by the director of the department of revenue for temporary permits shall constitute  
58 state revenue; however, amounts received by an authorized producer other than the director of  
59 the department of revenue shall not constitute state revenue and any amounts received by  
60 motor vehicle dealers or authorized agents for temporary permits purchased from a producer  
61 other than the director of the department of revenue shall not constitute state revenue. In no  
62 event shall revenues from the general revenue fund or any other state fund be utilized to  
63 compensate motor vehicle dealers or other producers for their role in producing temporary  
64 permits as authorized under this section. Amounts that do not constitute state revenue under  
65 this section shall also not constitute fees for registration or certificates of title to be collected  
66 by the director of the department of revenue under section 301.190. No motor vehicle dealer,  
67 authorized agent or the department of revenue shall charge more than five dollars for each  
68 permit issued. The permit shall be valid for a period of thirty days, or no more than ninety  
69 days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, or  
70 no more than sixty days if issued by a dealer selling the motor vehicle under the provisions of  
71 subsection 5 of section 301.210, from the date of purchase of a motor vehicle or trailer, or  
72 from the date of sale of the motor vehicle or trailer by a motor vehicle dealer for which the  
73 purchaser obtains a permit as set out above. No permit shall be issued for a vehicle under this  
74 section unless the buyer shows proof of financial responsibility. Each temporary permit  
75 issued shall be securely fastened to the back or rear of the motor vehicle in a manner and  
76 place on the motor vehicle consistent with registration plates so that all parts and qualities of  
77 the temporary permit thereof shall be plainly and clearly visible, reasonably clean and are not  
78 impaired in any way.

79           5. The permit shall be issued on a form prescribed by the director of the department of  
80 revenue and issued only for the applicant's temporary operation of the motor vehicle or trailer  
81 purchased to enable the applicant to temporarily operate the motor vehicle while proper title  
82 and registration plates are being obtained, or while awaiting receipt of registration plates, and  
83 shall be displayed on no other motor vehicle. Temporary permits issued pursuant to this  
84 section shall not be transferable or renewable, shall not be valid upon issuance of proper  
85 registration plates for the motor vehicle or trailer, and shall be returned to the department or to  
86 the department's agent upon the issuance of such proper registration plates. Any temporary  
87 permit returned to the department or to the department's agent shall be immediately  
88 destroyed. The provisions of this subsection shall not apply to temporary permits issued for  
89 commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight.  
90 The director of the department of revenue shall determine the size, material, design,  
91 numbering configuration, construction, and color of the permit. The director of the  
92 department of revenue, at his or her discretion, shall have the authority to reissue, and thereby  
93 extend the use of, a temporary permit previously and legally issued for a motor vehicle or  
94 trailer while proper title and registration are being obtained.

95           6. Every motor vehicle dealer that issues temporary permits shall keep, for inspection  
96 by proper officers, an accurate record of each permit issued by recording the permit number,  
97 the motor vehicle dealer's number, buyer's name and address, the motor vehicle's year, make,  
98 and manufacturer's vehicle identification number, and the permit's date of issuance and  
99 expiration date. Upon the issuance of a temporary permit by either the central office of the  
100 department of revenue, a motor vehicle dealer or an authorized agent of the department of  
101 revenue, the director of the department of revenue shall make the information associated with  
102 the issued temporary permit immediately available to the law enforcement community of the  
103 state of Missouri.

104           7. Upon the transfer of ownership of any currently registered motor vehicle wherein  
105 the owner cannot transfer the license plates due to a change of motor vehicle category, the  
106 owner may surrender the license plates issued to the motor vehicle and receive credit for any  
107 unused portion of the original registration fee against the registration fee of another motor  
108 vehicle. Such credit shall be granted based upon the date the license plates are surrendered.  
109 No refunds shall be made on the unused portion of any license plates surrendered for such  
110 credit.

111           8. An additional temporary license plate produced in a manner and of materials  
112 determined by the director to be the most cost-effective means of production with a  
113 configuration that matches an existing or newly issued plate may be purchased by a motor  
114 vehicle owner to be placed in the interior of the vehicle's rear window such that the driver's  
115 view out of the rear window is not obstructed and the plate configuration is clearly visible

116 from the outside of the vehicle to serve as the visible plate when a bicycle rack or other item  
117 obstructs the view of the actual plate. Such temporary plate is only authorized for use when  
118 the matching actual plate is affixed to the vehicle in the manner prescribed in subsection 5 of  
119 section 301.130. The fee charged for the temporary plate shall be equal to the fee charged for  
120 a temporary permit issued under subsection 4 of this section. Replacement temporary plates  
121 authorized in this subsection may be issued as needed upon the payment of a fee equal to the  
122 fee charged for a temporary permit under subsection 4 of this section. The newly produced  
123 third plate may only be used on the vehicle with the matching plate, and the additional plate  
124 shall be clearly recognizable as a third plate and only used for the purpose specified in this  
125 subsection.

126         9. Notwithstanding the provisions of section 301.217, the director may issue a  
127 temporary permit to an individual who possesses a salvage motor vehicle which requires an  
128 inspection under subsection 9 of section 301.190. The operation of a salvage motor vehicle  
129 for which the permit has been issued shall be limited to the most direct route from the  
130 residence, maintenance, or storage facility of the individual in possession of such motor  
131 vehicle to the nearest authorized inspection facility and return to the originating location.  
132 Notwithstanding any other requirements for the issuance of a temporary permit under this  
133 section, an individual obtaining a temporary permit for the purpose of operating a motor  
134 vehicle to and from an examination facility as prescribed in this subsection shall also  
135 purchase the required motor vehicle examination form which is required to be completed for  
136 an examination under subsection 9 of section 301.190 and provide satisfactory evidence that  
137 such vehicle has passed a motor vehicle safety inspection for such vehicle as required in  
138 section 307.350.

139         10. The director of the department of revenue may promulgate all necessary rules and  
140 regulations for the administration of this section. Any rule or portion of a rule, as that term is  
141 defined in section 536.010, that is created under the authority delegated in this section shall  
142 become effective only if it complies with and is subject to all of the provisions of chapter 536  
143 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any  
144 of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
145 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then  
146 the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012,  
147 shall be invalid and void.

148         11. The repeal and reenactment of this section shall become effective on the date the  
149 department of revenue or a producer authorized by the director of the department of revenue  
150 begins producing temporary permits described in subsection 4 of such section, or on July 1,  
151 2013, whichever occurs first. If the director of revenue or a producer authorized by the

152 director of the department of revenue begins producing temporary permits prior to July 1,  
153 2013, the director of the department of revenue shall notify the revisor of statutes of such fact.

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

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

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

4 (3) "Other authorized health care practitioner" includes advanced practice registered  
5 nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334,  
6 chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330,  
7 assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists  
8 licensed pursuant to chapter 336;

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

13 (a) The person cannot ambulate or walk fifty or less feet without stopping to rest due  
14 to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and  
15 disabling condition; or

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

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

21 (d) Uses portable oxygen; or

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

25 (f) A person's age, in and of itself, shall not be a factor in determining whether such  
26 person is physically disabled or is otherwise entitled to disabled license plates and/or disabled  
27 windshield hanging placards within the meaning of sections 301.141 to 301.143;

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

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

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

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

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

39 2. Other authorized health care practitioners may furnish to a disabled or temporarily  
40 disabled person a physician's statement for only those physical health care conditions for  
41 which such health care practitioner is legally authorized to diagnose and treat.

42 3. A physician's statement shall:

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

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

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

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

50 4. If it is the professional opinion of the physician or other authorized health care  
51 practitioner issuing the statement that the physical disability of the applicant, user, or member  
52 of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the  
53 physician or other authorized health care practitioner shall note on the statement the  
54 anticipated length of the disability which period may not exceed one hundred eighty days. If  
55 the physician or health care practitioner fails to record an expiration date on the physician's  
56 statement, the director shall issue a temporary windshield placard for a period of thirty days.

57 5. A physician or other authorized health care practitioner who issues or signs a  
58 physician's statement so that disabled plates or a disabled windshield placard may be obtained  
59 shall maintain in such disabled person's medical chart documentation that such a certificate  
60 has been issued, the date the statement was signed, the diagnosis or condition which existed  
61 that qualified the person as disabled pursuant to this section and shall contain sufficient  
62 documentation so as to objectively confirm that such condition exists.

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

68 7. Owners of motor vehicles who are residents of the state of Missouri, and who are  
69 physically disabled, owners of motor vehicles operated at least fifty percent of the time by a  
70 physically disabled person, or owners of motor vehicles used to primarily transport physically  
71 disabled members of the owner's household may obtain disabled person license plates. Such  
72 owners, upon application, accompanied by the documents and fees provided for in this

73 section, a current physician's statement which has been issued within ninety days proceeding  
74 the date the application is made and proof of compliance with the state motor vehicle laws  
75 relating to registration and licensing of motor vehicles, shall be issued motor vehicle license  
76 plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-  
77 four thousand pounds, upon which shall be inscribed the international wheelchair  
78 accessibility symbol and the word "DISABLED" in addition to a combination of letters  
79 and numbers. Such license plates shall be made with fully reflective material with a common  
80 color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive,  
81 as prescribed by section 301.130. If at any time an individual who obtained disabled license  
82 plates issued under this subsection no longer occupies a residence with a physically disabled  
83 person, or no longer owns a vehicle that is operated at least fifty percent of the time by a  
84 physically disabled person, such individual shall surrender the disabled license plates to the  
85 department within thirty days of becoming ineligible for their use.

86 8. The director shall further issue, upon request, to such applicant one, and for good  
87 cause shown, as the director may define by rule and regulations, not more than two,  
88 removable disabled windshield hanging placards for use when the disabled person is  
89 occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used  
90 to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle  
91 license plate or disabled windshield hanging placard.

92 9. No additional fee shall be paid to the director for the issuance of the special license  
93 plates provided in this section, except for special personalized license plates and other license  
94 plates described in this subsection. Priority for any specific set of special license plates shall  
95 be given to the applicant who received the number in the immediately preceding license  
96 period subject to the applicant's compliance with the provisions of this section and any  
97 applicable rules or regulations issued by the director. If determined feasible by the advisory  
98 committee established in section 301.129, any special license plate issued pursuant to this  
99 section may be adapted to also include the international wheelchair accessibility symbol and  
100 the word "DISABLED" as prescribed in this section and such plate may be issued to any  
101 applicant who meets the requirements of this section and the other appropriate provision of  
102 this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

103 10. Any physically disabled person, or the parent or guardian of any such person, or  
104 any not-for-profit group, organization, or other entity which transports more than one  
105 physically disabled person, may apply to the director of revenue for a removable windshield  
106 placard. The placard may be used in motor vehicles which do not bear the permanent  
107 handicap symbol on the license plate. Such placards must be hung from the front, middle  
108 rearview mirror of a parked motor vehicle and may not be hung from the mirror during  
109 operation. These placards may only be used during the period of time when the vehicle is

110 being used by a disabled person, or when the vehicle is being used to pick up, deliver, or  
111 collect a disabled person, and shall be surrendered to the department, within thirty days, if a  
112 group, organization, or entity that obtained the removable windshield placard due to the  
113 transportation of more than one physically disabled person no longer transports more than one  
114 disabled person. When there is no rearview mirror, the placard shall be displayed on the  
115 dashboard on the driver's side.

116         11. The removable windshield placard shall conform to the specifications, in respect  
117 to size, color, and content, as set forth in federal regulations published by the Department of  
118 Transportation. The removable windshield placard shall be renewed every [~~four~~] **eight** years.  
119 **The department shall have the authority to automatically renew current valid disabled**  
120 **placards for a duration of eight years, or for the duration that correlates with the**  
121 **disabled person's current physician's statement expiration date, until all permanent**  
122 **disabled placards are on an eight-year renewal cycle.** The director may stagger the  
123 expiration dates to equalize workload **or until the time of motor vehicle registration**  
124 **renewal for the convenience of the applicant.** Only one removable placard may be issued  
125 to an applicant who has been issued disabled person license plates. Upon request, one  
126 additional windshield placard may be issued to an applicant who has not been issued disabled  
127 person license plates.

128         12. A temporary windshield placard shall be issued to any physically disabled person,  
129 or the parent or guardian of any such person who otherwise qualifies except that the physical  
130 disability, in the opinion of the physician, is not expected to exceed a period of one hundred  
131 eighty days. The temporary windshield placard shall conform to the specifications, in respect  
132 to size, color, and content, as set forth in federal regulations published by the Department of  
133 Transportation. The fee for the temporary windshield placard shall be two dollars. Upon  
134 request, and for good cause shown, one additional temporary windshield placard may be  
135 issued to an applicant. Temporary windshield placards shall be issued upon presentation of  
136 the physician's statement provided by this section and shall be displayed in the same manner  
137 as removable windshield placards. A person or entity shall be qualified to possess and  
138 display a temporary removable windshield placard for six months and the placard may be  
139 renewed once for an additional six months if a physician's statement pursuant to this section is  
140 supplied to the director of revenue at the time of renewal.

141         13. Application for license plates or windshield placards issued pursuant to this  
142 section shall be made to the director of revenue and shall be accompanied by a statement  
143 signed by a licensed physician or other authorized health care practitioner which certifies that  
144 the applicant, user, or member of the applicant's household is a physically disabled person as  
145 defined by this section.

146           14. The placard shall be renewable only by the person or entity to which the placard  
147 was originally issued. Any placard issued pursuant to this section shall only be used when the  
148 physically disabled occupant for whom the disabled plate or placard was issued is in the  
149 motor vehicle at the time of parking or when a physically disabled person is being delivered  
150 or collected. A disabled license plate and/or a removable windshield hanging placard are not  
151 transferable and may not be used by any other person whether disabled or not.

152           15. At the time the disabled plates or windshield hanging placards are issued, the  
153 director shall issue a registration certificate which shall include the applicant's name, address,  
154 and other identifying information as prescribed by the director, or if issued to an agency, such  
155 agency's name and address. This certificate shall further contain the disabled license plate  
156 number or, for windshield hanging placards, the registration or identifying number stamped  
157 on the placard. The validated registration receipt given to the applicant shall serve as the  
158 registration certificate.

159           16. The director shall, upon issuing any disabled registration certificate for license  
160 plates and/or windshield hanging placards, provide information which explains that such  
161 plates or windshield hanging placards are nontransferable, and the restrictions explaining who  
162 and when a person or vehicle which bears or has the disabled plates or windshield hanging  
163 placards may be used or be parked in a disabled reserved parking space, and the penalties  
164 prescribed for violations of the provisions of this act.

165           17. Every new applicant for a disabled license plate or placard shall be required to  
166 present a new physician's statement dated no more than ninety days prior to such application.  
167 ~~[Renewal applicants will be required to submit a physician's statement dated no more than~~  
168 ~~ninety days prior to such application upon their first renewal occurring on or after August 1,~~  
169 ~~2005. Upon completing subsequent renewal applications, a physician's statement dated no~~  
170 ~~more than ninety days prior to such application shall be required every eighth year.]~~ Such  
171 physician's statement shall state the expiration date for the temporary windshield placard. If  
172 the physician fails to record an expiration date on the physician's statement, the director shall  
173 issue the temporary windshield placard for a period of thirty days. ~~[The director may stagger~~  
174 ~~the requirement of a physician's statement on all renewals for the initial implementation of an~~  
175 ~~eight-year period.]~~

176           18. The director of revenue upon receiving a physician's statement pursuant to this  
177 subsection shall check with the state board of registration for the healing arts created in  
178 section 334.120, or the Missouri state board of nursing established in section 335.021, with  
179 respect to physician's statements signed by advanced practice registered nurses, or the  
180 Missouri state board of chiropractic examiners established in section 331.090, with respect to  
181 physician's statements signed by licensed chiropractors, or with the board of optometry  
182 established in section 336.130, with respect to physician's statements signed by licensed

183 optometrists, or the state board of podiatric medicine created in section 330.100, with respect  
184 to physician's statements signed by physicians of the foot or podiatrists to determine whether  
185 the physician is duly licensed and registered pursuant to law. If such applicant obtaining a  
186 disabled license plate or placard presents proof of disability in the form of a statement from  
187 the United States Veterans' Administration verifying that the person is permanently disabled,  
188 the applicant shall be exempt from the ~~[eight-year]~~ certification requirement of this  
189 subsection for **issuance and** renewal of the plate or placard. ~~[Initial applications shall be~~  
190 ~~accompanied by the physician's statement required by this section.]~~ Notwithstanding the  
191 provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person  
192 ~~[seventy-five years of age or older]~~ who provided the physician's statement, **or statement**  
193 **from the United States Veterans' Administration verifying that the person is**  
194 **permanently disabled**, with the original application shall not be required to provide a  
195 physician's statement for the purpose of renewal of disabled persons license plates or  
196 **permanent** windshield placards.

197         19. The boards shall cooperate with the director and shall supply information  
198 requested pursuant to this subsection. The director shall, in cooperation with the boards  
199 which shall assist the director, establish a list of all Missouri physicians and other authorized  
200 health care practitioners and of any other information necessary to administer this section.

201         20. Where the owner's application is based on the fact that the vehicle is used at least  
202 fifty percent of the time by a physically disabled person, the applicant shall submit a  
203 statement stating this fact, in addition to the physician's statement. The statement shall be  
204 signed by both the owner of the vehicle and the physically disabled person. The applicant  
205 shall be required to submit this statement with each application for license plates. No person  
206 shall willingly or knowingly submit a false statement and any such false statement shall be  
207 considered perjury and may be punishable pursuant to section 301.420.

208         21. The director of revenue shall retain all physicians' statements and all other  
209 documents received in connection with a person's application for disabled license plates and/  
210 or disabled windshield placards.

211         22. The director of revenue shall enter into reciprocity agreements with other states or  
212 the federal government for the purpose of recognizing disabled person license plates or  
213 windshield placards issued to physically disabled persons.

214         23. When a person to whom disabled person license plates or a removable or  
215 temporary windshield placard or both have been issued dies, the personal representative of the  
216 decedent or such other person who may come into or otherwise take possession of the  
217 disabled license plates or disabled windshield placard shall return the same to the director of  
218 revenue under penalty of law. Failure to return such plates or placards shall constitute a class  
219 B misdemeanor.

220           24. The director of revenue may order any person issued disabled person license  
221 plates or windshield placards to submit to an examination by a chiropractor, osteopath, or  
222 physician, or to such other investigation as will determine whether such person qualifies for  
223 the special plates or placards.

224           25. If such person refuses to submit or is found to no longer qualify for special plates  
225 or placards provided for in this section, the director of revenue shall collect the special plates  
226 or placards, and shall furnish license plates to replace the ones collected as provided by this  
227 chapter.

228           26. In the event a removable or temporary windshield placard is lost, stolen, or  
229 mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an  
230 application and an affidavit stating such fact, in order to purchase a new placard. The fee for  
231 the replacement windshield placard shall be four dollars.

232           27. Fraudulent application, renewal, issuance, procurement or use of disabled person  
233 license plates or windshield placards shall be a class A misdemeanor. It is a class B  
234 misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an  
235 individual or family member is qualified for a license plate or windshield placard based on a  
236 disability, the diagnosis of which is outside their scope of practice or if there is no basis for  
237 the diagnosis.

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

8           (1) The fee collected at the time of biennial registration shall include the annual  
9 registration fee plus a pro rata amount for the additional ~~[twelve]~~ months of the biennial  
10 registration;

11           (2) Presentation of all documentation otherwise required by law for vehicle  
12 registration including, but not limited to, a personal property tax receipt or certified statement  
13 for the preceding year that no such taxes were due as set forth in section 301.025, proof of a  
14 motor vehicle safety inspection and any applicable emission inspection conducted within  
15 sixty days prior to the date of application and proof of insurance as required by section  
16 303.026.

17           2. The director of revenue may prescribe rules and regulations for the effective  
18 administration of this section. The director is authorized to adopt those rules that are  
19 reasonable and necessary to accomplish the limited duties specifically delegated within this

20 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is  
21 promulgated pursuant to the authority delegated in this section shall become effective only if  
22 it has been promulgated pursuant to the provisions of chapter 536. This section and chapter  
23 536 are nonseverable and if any of the powers vested with the general assembly pursuant to  
24 chapter 536 to review, to delay the effective date or to disapprove and annul a rule are  
25 subsequently held unconstitutional, then the grant of rulemaking authority and any rule  
26 proposed or adopted after July 1, 2000, shall be invalid and void.

27 3. The director of revenue shall have the authority to stagger the registration period of  
28 motor vehicles, other than commercial motor vehicles licensed in excess of twelve thousand  
29 pounds gross weight, **to equalize workload or for the convenience of registration**  
30 **applicants.** Once the owner of a motor vehicle chooses the option of biennial registration,  
31 such registration must be maintained for the full twenty-four month period.

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

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

13 3. Upon presentation of the annual statement, payment of a fifteen dollar fee in  
14 addition to the regular registration fees and documents which may be required by law, the  
15 director of the department of revenue shall issue a license plate, which shall bear an emblem  
16 of the Missouri conservation heritage foundation in a form prescribed by the director, to the  
17 vehicle owner. Such license plates shall be made with fully reflective material with a  
18 common color scheme and design, shall be clearly visible at night, and shall be aesthetically  
19 attractive, as prescribed by section 301.130. Notwithstanding the provisions of section  
20 301.144, no additional fee shall be charged for the personalization of license plates pursuant  
21 to this section.

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

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

30           ~~5.~~ 6. The director of the department of revenue may promulgate rules and  
31 regulations for the administration of this section. Any rule or portion of a rule, as that term is  
32 defined in section 536.010, that is promulgated under the authority delegated in this section  
33 shall become effective only if it has been promulgated pursuant to the provisions of chapter  
34 536. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect;  
35 however, nothing in this section shall be interpreted to repeal or affect the validity of any rule  
36 filed or adopted prior to August 28, 1999, if it fully complied with the provisions of chapter  
37 536. This section and chapter 536 are nonseverable and if any of the powers vested with the  
38 general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
39 disapprove and annul a rule are subsequently held unconstitutional, then the grant of  
40 rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid  
41 and void.

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

3           (1) Every application other than a renewal application for a motor vehicle franchise  
4 dealer shall include a certification that the applicant has a bona fide established place of  
5 business. Such application shall include an annual certification that the applicant has a bona  
6 fide established place of business for the first three years and only for every other year  
7 thereafter. The certification shall be performed by a uniformed member of the Missouri state  
8 highway patrol or authorized or designated employee stationed in the troop area in which the  
9 applicant's place of business is located; except that in counties of the first classification,  
10 certification may be performed by an officer of a metropolitan police department when the  
11 applicant's established place of business of distributing or selling motor vehicles or trailers is  
12 in the metropolitan area where the certifying metropolitan police officer is employed. When  
13 the application is being made for licensure as a boat manufacturer or boat dealer, certification  
14 shall be performed by a uniformed member of the Missouri state highway patrol or authorized  
15 or designated employee stationed in the troop area in which the applicant's place of business  
16 is located or, if the applicant's place of business is located within the jurisdiction of a  
17 metropolitan police department in a first class county, by an officer of such metropolitan  
18 police department. A bona fide established place of business for any new motor vehicle  
19 franchise dealer, used motor vehicle dealer, boat dealer, powersport dealer, wholesale motor  
20 vehicle dealer, trailer dealer, or wholesale or public auction shall be a permanent enclosed  
21 building or structure, either owned in fee or leased and actually occupied as a place of

22 business by the applicant for the selling, bartering, trading, servicing, or exchanging of motor  
23 vehicles, boats, personal watercraft, or trailers and wherein the public may contact the owner  
24 or operator at any reasonable time, and wherein shall be kept and maintained the books,  
25 records, files and other matters required and necessary to conduct the business. The applicant  
26 shall maintain a working telephone number during the entire registration year which will  
27 allow the public, the department, and law enforcement to contact the applicant during regular  
28 business hours. The applicant shall also maintain an email address during the entire  
29 registration year which may be used for official correspondence with the department. In order  
30 to qualify as a bona fide established place of business for all applicants licensed pursuant to  
31 this section there shall be an exterior sign displayed carrying the name of the business set  
32 forth in letters at least six inches in height and clearly visible to the public and there shall be  
33 an area or lot which shall not be a public street on which multiple vehicles, boats, personal  
34 watercraft, or trailers may be displayed. The sign shall contain the name of the dealership by  
35 which it is known to the public through advertising or otherwise, which need not be identical  
36 to the name appearing on the dealership's license so long as such name is registered as a  
37 fictitious name with the secretary of state, has been approved by its line-make manufacturer  
38 in writing in the case of a new motor vehicle franchise dealer and a copy of such fictitious  
39 name registration has been provided to the department. Dealers who sell only emergency  
40 vehicles as defined in section 301.550 are exempt from maintaining a bona fide place of  
41 business, including the related law enforcement certification requirements, and from meeting  
42 the minimum yearly sales;

43 (2) The initial application for licensure shall include a photograph, not to exceed eight  
44 inches by ten inches but no less than five inches by seven inches, showing the business  
45 building, lot, and sign. A new motor vehicle franchise dealer applicant who has purchased a  
46 currently licensed new motor vehicle franchised dealership shall be allowed to submit a  
47 photograph of the existing dealership building, lot and sign but shall be required to submit a  
48 new photograph upon the installation of the new dealership sign as required by sections  
49 301.550 to 301.580. Applicants shall not be required to submit a photograph annually unless  
50 the business has moved from its previously licensed location, or unless the name of the  
51 business or address has changed, or unless the class of business has changed;

52 (3) Every applicant as a new motor vehicle franchise dealer, a used motor vehicle  
53 dealer, a powersport dealer, a wholesale motor vehicle dealer, trailer dealer, or boat dealer  
54 shall furnish with the application a corporate surety bond or an irrevocable letter of credit as  
55 defined in section 400.5-102, issued by any state or federal financial institution in the penal  
56 sum of fifty thousand dollars on a form approved by the department. The bond or irrevocable  
57 letter of credit shall be conditioned upon the dealer complying with the provisions of the  
58 statutes applicable to new motor vehicle franchise dealers, used motor vehicle dealers,

59 powersport dealers, wholesale motor vehicle dealers, trailer dealers, and boat dealers, and the  
60 bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded  
61 when such acts constitute grounds for the suspension or revocation of the dealer's license.  
62 The bond shall be executed in the name of the state of Missouri for the benefit of all  
63 aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the  
64 beneficiary; except, that the aggregate liability of the surety or financial institution to the  
65 aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of  
66 credit. Additionally, every applicant as a new motor vehicle franchise dealer, a used motor  
67 vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, or boat dealer shall  
68 furnish with the application a copy of a current dealer garage policy bearing the policy  
69 number and name of the insurer and the insured. The proceeds of the bond or irrevocable  
70 letter of credit furnished by an applicant shall be paid upon receipt by the department of a  
71 final judgment from a Missouri court of competent jurisdiction against the principal and in  
72 favor of an aggrieved party. The proceeds of the bond or irrevocable letter of credit furnished  
73 by an applicant shall be paid at the order of the department and in the amount determined by  
74 the department to any buyer or interested lienholder up to the greater of the amount required  
75 for the release of the purchase money lien or the sales price paid by the buyer where a dealer  
76 has failed to fulfill the dealer's obligations under an agreement to assign and deliver title to  
77 the buyer within thirty days under a contract entered into pursuant to subsection 5 of section  
78 301.210. The department shall direct release of the bond or irrevocable letter of credit  
79 proceeds upon presentation of a written agreement entered into pursuant to subsection 5 of  
80 section 301.210, copies of the associated sales and finance documents, and the affidavit or  
81 affidavits of the buyer or lienholder stating that the certificate of title with assignment thereof  
82 has not been passed to the buyer within thirty days of the date of the contract entered into  
83 under subsection 5 of section 301.210, that the dealer has not fulfilled the agreement under  
84 the contract to repurchase the vehicle, that the buyer or the lienholder has notified the dealer  
85 of the claim on the bond or letter of credit, and the amount claimed by the purchaser or  
86 lienholder. In addition, prior to directing release and payment of the proceeds of a bond or  
87 irrevocable letter of credit, the department shall ensure that there is satisfactory evidence to  
88 establish that the vehicle which is subject to the written agreement has been returned by the  
89 buyer to the dealer or that the buyer has represented to the department that the buyer will  
90 surrender possession of the vehicle to the dealer upon payment of the proceeds of the bond or  
91 letter of credit directed by the department. Excepting ordinary wear and tear or mechanical  
92 failures not caused by the buyer, the amount of proceeds to be paid to the buyer under the  
93 bond or irrevocable letter of credit shall be reduced by an amount equivalent to any damage,  
94 abuse, or destruction incurred by the vehicle while the vehicle was in the buyer's possession  
95 as agreed between the buyer and the dealer. The dealer may apply to a court of competent

96 jurisdiction to contest the claim on the bond or letter of credit, including the amount of the  
97 claim and the amount of any adjustment for any damage, abuse, or destruction, by filing a  
98 petition with the court within thirty days of the notification by the buyer or lienholder. If the  
99 dealer does not fulfill the agreement or file a petition to request judicial relief from the terms  
100 of the agreement or contest the amount of the claim, the bond or letter of credit shall be  
101 released by the department and directed paid in the amount or amounts presented by the  
102 lienholder or buyer;

103 (4) Payment of all necessary license fees as established by the department. In  
104 establishing the amount of the annual license fees, the department shall, as near as possible,  
105 produce sufficient total income to offset operational expenses of the department relating to the  
106 administration of sections 301.550 to 301.580. All fees payable pursuant to the provisions of  
107 sections 301.550 to 301.580~~], other than those fees collected for the issuance of dealer plates  
108 or certificates of number collected pursuant to subsection 6 of this section,~~] shall be collected  
109 by the department for deposit in the state treasury to the credit of the "Motor Vehicle  
110 Commission Fund", which is hereby created. The motor vehicle commission fund shall be  
111 administered by the Missouri department of revenue. The provisions of section 33.080 to the  
112 contrary notwithstanding, money in such fund shall not be transferred and placed to the credit  
113 of the general revenue fund until the amount in the motor vehicle commission fund at the end  
114 of the biennium exceeds two times the amount of the appropriation from such fund for the  
115 preceding fiscal year or, if the department requires permit renewal less frequently than yearly,  
116 then three times the appropriation from such fund for the preceding fiscal year. The amount,  
117 if any, in the fund which shall lapse is that amount in the fund which exceeds the multiple of  
118 the appropriation from such fund for the preceding fiscal year.

119 2. In the event a new vehicle manufacturer, boat manufacturer, motor vehicle dealer,  
120 wholesale motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle  
121 auction, trailer dealer, or a public motor vehicle auction submits an application for a license  
122 for a new business and the applicant has complied with all the provisions of this section, the  
123 department shall make a decision to grant or deny the license to the applicant within eight  
124 working hours after receipt of the dealer's application, notwithstanding any rule of the  
125 department.

126 3. Except as otherwise provided in subsection 6 of this section, upon the initial  
127 issuance of a license by the department, the department shall assign a distinctive dealer  
128 license number or certificate of number to the applicant and the department shall issue one  
129 number plate or certificate bearing the distinctive dealer license number or certificate of  
130 number and two additional number plates or certificates of number within eight working  
131 hours after presentment of the application and payment by the applicant of a fee of fifty  
132 dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate

133 or certificate. Upon renewal, the department shall issue ~~[the distinctive dealer license number~~  
 134 ~~or certificate of number]~~ **a renewal tab to be placed on the lower right corner of the plate**  
 135 **or certificate** as quickly as possible. **The fee for the tabs shall be twenty-five dollars for**  
 136 **the first tab and six dollars for each additional tab.** The issuance of such distinctive dealer  
 137 license number or certificate of number, **and tab or tabs**, shall be in lieu of registering each  
 138 motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer,  
 139 manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor  
 140 vehicle auction or new or used motor vehicle dealer. The license plates described in this  
 141 section shall be made with fully reflective material with a common color scheme and design,  
 142 shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section  
 143 301.130.

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

146	New motor vehicle franchise dealers	D-0 through D-999
147	New powersport dealers	D-1000 through D-1999
148	Used motor vehicle and used powersport	D-2000 through D-9999
149	dealers	
150	Wholesale motor vehicle dealers	W-0 through W-1999
151	Wholesale motor vehicle auctions	WA-0 through WA-999
152	New and used trailer dealers	T-0 through T-9999
153	Motor vehicle, trailer, and boat	DM-0 through DM-999
154	manufacturers	
155	Public motor vehicle auctions	A-0 through A-1999
156	Boat dealers	M-0 through M-9999
157	New and used recreational motor vehicle	RV-0 through RV-999
158	dealers	

159  
 160 For purposes of this subsection, qualified transactions shall include the purchase of salvage  
 161 titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a  
 162 salvage dealer's license shall be allowed one additional plate or certificate number per fifty-  
 163 unit qualified transactions annually. In order for salvage dealers to obtain number plates or  
 164 certificates under this section, dealers shall submit to the department of revenue on August  
 165 first of each year a statement certifying, under penalty of perjury, the dealer's number of  
 166 purchases during the reporting period of July first of the immediately preceding year to June  
 167 thirtieth of the present year. The provisions of this subsection shall become effective on the  
 168 date the director of the department of revenue begins to reissue new license plates under

169 section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue  
170 begins reissuing new license plates under the authority granted under section 301.130 prior to  
171 December 1, 2008, the director of the department of revenue shall notify the revisor of  
172 statutes of such fact.

173         5. Upon the sale of a currently licensed motor vehicle dealership the department shall,  
174 upon request, authorize the new approved dealer applicant to retain the selling dealer's license  
175 number and shall cause the new dealer's records to indicate such transfer. If the new approved  
176 dealer applicant elects not to retain the selling dealer's license number, the department shall  
177 issue the new dealer applicant a new dealer's license number and an equal number of plates or  
178 certificates as the department had issued to the selling dealer.

179         6. In the case of motor vehicle dealers, the department shall issue one number plate  
180 bearing the distinctive dealer license number and may issue one additional number plate to  
181 the applicant upon payment by the dealer of a fifty dollar fee for the number plate bearing the  
182 distinctive dealer license number and ten dollars and fifty cents for the additional number  
183 plate. The department may issue a third plate to the motor vehicle dealer upon completion of  
184 the dealer's fifteenth qualified transaction and payment of a fee of ten dollars and fifty cents.  
185 In the case of new motor vehicle manufacturers, powersport dealers, recreational motor  
186 vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the  
187 distinctive dealer license number and may issue two additional number plates to the applicant  
188 upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing  
189 the distinctive dealer license number and ten dollars and fifty cents for each additional  
190 number plate. Boat dealers and boat manufacturers shall be entitled to one certificate of  
191 number bearing such number upon the payment of a fifty dollar fee. Additional number  
192 plates and as many additional certificates of number may be obtained upon payment of a fee  
193 of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle  
194 manufacturers shall not be issued or possess more than three hundred forty-seven additional  
195 number plates or certificates of number annually. New and used motor vehicle dealers,  
196 powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are  
197 limited to one additional plate or certificate of number per ten-unit qualified transactions  
198 annually. New and used recreational motor vehicle dealers are limited to two additional  
199 plates or certificate of number per ten-unit qualified transactions annually for their first fifty  
200 transactions and one additional plate or certificate of number per ten-unit qualified  
201 transactions thereafter. An applicant seeking the issuance of an initial license shall indicate  
202 on his or her initial application the applicant's proposed annual number of sales in order for  
203 the director to issue the appropriate number of additional plates or certificates of number. A  
204 motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle  
205 dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer

206 obtaining a distinctive dealer license plate or certificate of number or additional license plate  
207 or additional certificate of number, throughout the calendar year, shall be required to pay a fee  
208 for such license plates or certificates of number computed on the basis of one-twelfth of the  
209 full fee prescribed for the original and duplicate number plates or certificates of number for  
210 such dealers' licenses, multiplied by the number of months remaining in the licensing period  
211 for which the dealer or manufacturers shall be required to be licensed. In the event of a  
212 renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and  
213 public auctions shall be issued a certificate of dealer registration in lieu of a dealer number  
214 plate. In order for dealers to obtain number plates or certificates under this section, dealers  
215 shall submit to the department of revenue on August first of each year a statement certifying,  
216 under penalty of perjury, the dealer's number of sales during the reporting period of July first  
217 of the immediately preceding year to June thirtieth of the present year.

218         7. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on  
219 any motor vehicle owned by a new motor vehicle manufacturer. The plates issued pursuant to  
220 subsection 3 or 6 of this section may be displayed on any motor vehicle or trailer owned and  
221 held for resale by a motor vehicle dealer for use by a customer who is test driving the motor  
222 vehicle, for use by any customer while the customer's vehicle is being serviced or repaired by  
223 the motor vehicle dealer, for use and display purposes during, but not limited to, parades,  
224 private events, charitable events, or for use by an employee or officer, but shall not be  
225 displayed on any motor vehicle or trailer hired or loaned to others or upon any regularly used  
226 service or wrecker vehicle. Motor vehicle dealers may display their dealer plates on a tractor,  
227 truck or trailer to demonstrate a vehicle under a loaded condition. Trailer dealers may display  
228 their dealer license plates in like manner, except such plates may only be displayed on trailers  
229 owned and held for resale by the trailer dealer.

230         8. The certificates of number issued pursuant to subsection 3 or 6 of this section may  
231 be displayed on any vessel or vessel trailer owned and held for resale by a boat manufacturer  
232 or a boat dealer, and used by a customer who is test driving the vessel or vessel trailer, or is  
233 used by an employee or officer on a vessel or vessel trailer only, but shall not be displayed on  
234 any motor vehicle owned by a boat manufacturer, boat dealer, or trailer dealer, or vessel or  
235 vessel trailer hired or loaned to others or upon any regularly used service vessel or vessel  
236 trailer. Boat dealers and boat manufacturers may display their certificate of number on a  
237 vessel or vessel trailer when transporting a vessel or vessels to an exhibit or show.

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

242 10. (1) Every application for the issuance of a used motor vehicle dealer's license  
243 shall be accompanied by proof that the applicant, within the last twelve months, has  
244 completed an educational seminar course approved by the department as prescribed by  
245 subdivision (2) of this subsection. Wholesale and public auto auctions and applicants  
246 currently holding a new or used license for a separate dealership shall be exempt from the  
247 requirements of this subsection. The provisions of this subsection shall not apply to current  
248 new motor vehicle franchise dealers or motor vehicle leasing agencies or applicants for a new  
249 motor vehicle franchise or a motor vehicle leasing agency. The provisions of this subsection  
250 shall not apply to used motor vehicle dealers who were licensed prior to August 28, 2006.

251 (2) The educational seminar shall include, but is not limited to, the dealer  
252 requirements of sections 301.550 to 301.580, the rules promulgated to implement, enforce,  
253 and administer sections 301.550 to 301.580, and any other rules and regulations promulgated  
254 by the department.

301.3061. 1. Any person eligible for membership in the Disabled American Veterans  
2 and who possesses a valid membership card issued by the Disabled American Veterans may  
3 apply for Missouri Disabled American Veterans license plates for any motor vehicle the  
4 person owns, either solely or jointly, other than an apportioned motor vehicle or a commercial  
5 motor vehicle licensed in excess of twenty-four thousand pounds gross weight. The Missouri  
6 Disabled American Veterans hereby authorizes the use of its official emblem to be affixed on  
7 multiyear personalized license plates as provided in this section.

8 2. Upon presentation of a current photo identification, the person's valid membership  
9 card issued by the Disabled American Veterans, and payment of a fifteen dollar fee in  
10 addition to the regular registration fees and presentation of other documents which may be  
11 required by law, the department of revenue shall issue a personalized license plate to the  
12 vehicle owner, which shall bear the emblem of the Disabled American Veterans  
13 **organization, [an emblem consisting exclusively of a red letter "D", followed by a white**  
14 **letter "A" and a blue letter "V" in modified block letters, with each letter having a black**  
15 **shaded edging, and shall engrave the words "WARTIME DISABLED" in red letters centered]**  
16 **and shall have an authorized Disabled American Veterans' slogan** near the bottom of the  
17 plate. Such license plates shall be made with fully reflective material with a common color  
18 scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as  
19 prescribed by section 301.130. A fee for the issuance of personalized license plates issued  
20 under section 301.144 shall not be required for plates issued under this section.

21 3. Any person who applies for a Disabled American Veterans license plate under this  
22 section to be used on a vehicle commonly known and referred to as a pickup truck may be  
23 issued a Disabled American Veterans license plate with the designation "beyond local"  
24 indicated in the upper right corner of the plate.

25           4. There shall be no limit on the number of license plates any person qualified under  
26 this section may obtain so long as each set of license plates issued under this section is issued  
27 for vehicles owned solely or jointly by such person. License plates issued under this section  
28 shall not be transferable to any other person except that any registered co-owner of the motor  
29 vehicle may operate the motor vehicle for the duration of the year licensed in the event of the  
30 death of the qualified person.

31           5. The director shall promulgate rules to implement the provisions of this section.  
32 Any rule or portion of a rule, as that term is defined in section 536.010, that is created under  
33 the authority delegated in this section shall become effective only if it complies with and is  
34 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section  
35 and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
36 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a  
37 rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
38 rule proposed or adopted after August 28, 2006, shall be invalid and void.

          302.178. 1. Any person between the ages of sixteen and eighteen years who is  
2 qualified to obtain a license pursuant to sections 302.010 to 302.340 may apply for, and the  
3 director shall issue, an intermediate driver's license entitling the applicant, while having such  
4 license in his or her possession, to operate a motor vehicle of the appropriate class upon the  
5 highways of this state in conjunction with the requirements of this section. An intermediate  
6 driver's license shall be readily distinguishable from a license issued to those over the age of  
7 eighteen. All applicants for an intermediate driver's license shall:

- 8           (1) Successfully complete the examination required by section 302.173;
- 9           (2) Pay the fee required by subsection 4 of this section;
- 10          (3) Have had a temporary instruction permit issued pursuant to subsection 1 of  
11 section 302.130 for at least a six-month period or a valid license from another state; and
- 12          (4) Have a parent, grandparent, legal guardian, or, if the applicant is a participant in a  
13 federal residential job training program, a driving instructor employed by a federal residential  
14 job training program, sign the application stating that the applicant has completed at least  
15 forty hours of supervised driving experience under a temporary instruction permit issued  
16 pursuant to subsection 1 of section 302.130, or, if the applicant is an emancipated minor, the  
17 person over twenty-one years of age who supervised such driving. For purposes of this  
18 section, the term "emancipated minor" means a person who is at least sixteen years of age, but  
19 less than eighteen years of age, who:
  - 20           (a) Marries with the consent of the legal custodial parent or legal guardian pursuant to  
21 section 451.080;
  - 22           (b) Has been declared emancipated by a court of competent jurisdiction;
  - 23           (c) Enters active duty in the Armed Forces;

24 (d) Has written consent to the emancipation from the custodial parent or legal  
25 guardian; ~~or~~

26 (e) Through employment or other means provides for such person's own food, shelter  
27 and other cost-of-living expenses; or

28 **(f) Qualifies as a homeless child or homeless youth, as defined in subsection 1 of**  
29 **section 167.020, or as an unaccompanied youth as defined in 42 U.S.C. Section 11434a**  
30 **(6), and whose status as such is verified as provided under subsection 10 of this section;**

31 (5) Have had no alcohol-related enforcement contacts as defined in section 302.525  
32 during the preceding twelve months; and

33 (6) Have no nonalcoholic traffic convictions for which points are assessed pursuant to  
34 section 302.302, within the preceding six months.

35 2. An intermediate driver's license grants the licensee the same privileges to operate  
36 that classification of motor vehicle as a license issued pursuant to section 302.177, except that  
37 no person shall operate a motor vehicle on the highways of this state under such an  
38 intermediate driver's license between the hours of 1:00 a.m. and 5:00 a.m. unless  
39 accompanied by a person described in subsection 1 of section 302.130; except the licensee  
40 may operate a motor vehicle without being accompanied if the travel is to or from a school or  
41 educational program or activity, a regular place of employment or in emergency situations as  
42 defined by the director by regulation.

43 3. Each intermediate driver's license shall be restricted by requiring that the driver  
44 and all passengers in the licensee's vehicle wear safety belts at all times. This safety belt  
45 restriction shall not apply to a person operating a motorcycle. For the first six months after  
46 issuance of the intermediate driver's license, the holder of the license shall not operate a motor  
47 vehicle with more than one passenger who is under the age of nineteen who is not a member  
48 of the holder's immediate family. As used in this subsection, an intermediate driver's license  
49 holder's immediate family shall include brothers, sisters, stepbrothers or stepsisters of the  
50 driver, including adopted or foster children residing in the same household of the intermediate  
51 driver's license holder. After the expiration of the first six months, the holder of an  
52 intermediate driver's license shall not operate a motor vehicle with more than three passengers  
53 who are under nineteen years of age and who are not members of the holder's immediate  
54 family. The passenger restrictions of this subsection shall not be applicable to any  
55 intermediate driver's license holder who is operating a motor vehicle being used in  
56 agricultural work-related activities.

57 4. Notwithstanding the provisions of section 302.177 to the contrary, the fee for an  
58 intermediate driver's license shall be five dollars and such license shall be valid for a period of  
59 two years. **Such fee shall be waived for any person qualifying as an emancipated minor**  
60 **under subdivision (4) of subsection 1 of this section.**

61           5. Any intermediate driver's licensee accumulating six or more points in a twelve-  
62 month period may be required to participate in and successfully complete a driver-  
63 improvement program approved by the state highways and transportation commission. The  
64 driver-improvement program ordered by the director of revenue shall not be used in lieu of  
65 point assessment.

66           6. (1) An intermediate driver's licensee who has, for the preceding twelve-month  
67 period, had no alcohol-related enforcement contacts, as defined in section 302.525 and no  
68 traffic convictions for which points are assessed, upon reaching the age of eighteen years or  
69 within the thirty days immediately preceding their eighteenth birthday may apply for and  
70 receive without further examination, other than a vision test as prescribed by section 302.173,  
71 a license issued pursuant to this chapter granting full driving privileges. Such person shall  
72 pay the required fee for such license as prescribed in section 302.177.

73           (2) If an intermediate driver's license expires on a Saturday, Sunday, or legal holiday,  
74 such license shall remain valid for the five business days immediately following the  
75 expiration date. In no case shall a licensee whose intermediate driver's license expires on a  
76 Saturday, Sunday, or legal holiday be guilty of an offense of driving with an expired or invalid  
77 driver's license if such offense occurred within five business days immediately following an  
78 expiration date that occurs on a Saturday, Sunday, or legal holiday.

79           (3) The director of revenue shall deny an application for a full driver's license until  
80 the person has had no traffic convictions for which points are assessed for a period of twelve  
81 months prior to the date of application for license or until the person is eligible to apply for a  
82 six-year driver's license as provided for in section 302.177, provided the applicant is  
83 otherwise eligible for full driving privileges. An intermediate driver's license shall expire  
84 when the licensee is eligible and receives a full driver's license as prescribed in subdivision  
85 (1) of this section.

86           7. No person upon reaching the age of eighteen years whose intermediate driver's  
87 license and driving privilege is denied, suspended, cancelled or revoked in this state or any  
88 other state for any reason may apply for a full driver's license until such license or driving  
89 privilege is fully reinstated. Any such person whose intermediate driver's license has been  
90 revoked pursuant to the provisions of sections 302.010 to 302.540 shall, upon receipt of  
91 reinstatement of the revocation from the director, pass the complete driver examination, apply  
92 for a new license, and pay the proper fee before again operating a motor vehicle upon the  
93 highways of this state.

94           8. A person shall be exempt from the intermediate licensing requirements if the  
95 person has reached the age of eighteen years and meets all other licensing requirements.

96           9. Any person who violates any of the provisions of this section relating to  
97 intermediate drivers' licenses or the provisions of section 302.130 relating to temporary

98 instruction permits is guilty of an infraction, and no points shall be assessed to his or her  
99 driving record for any such violation.

100       **10. A person's status as a homeless child or youth or unaccompanied youth**  
101 **under paragraph (f) of subdivision (4) of subsection 1 of this section shall be verified by**  
102 **a letter signed by one of the following persons:**

103       **(1) A director or designee of a governmental or nonprofit agency that receives**  
104 **public or private funding to provide services to homeless persons;**

105       **(2) A local education agency liaison for homeless children and youth designated**  
106 **under 42 U.S.C. Section 11432(g)(1)(J)(ii), or a school social worker or counselor; or**

107       **(3) A licensed attorney representing the minor in any legal matter.**

108       **11.** Any rule or portion of a rule, as that term is defined in section 536.010, that is  
109 created under the authority delegated in this section shall become effective only if it complies  
110 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.  
111 This section and chapter 536 are nonseverable and if any of the powers vested with the  
112 general assembly pursuant to chapter 536 to review, to delay the effective date or to  
113 disapprove and annul a rule are subsequently held unconstitutional, then the grant of  
114 rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid  
115 and void.

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.

20           3. The license issued shall be carried at all times by the holder thereof while driving a  
21 motor vehicle, and shall be displayed upon demand of any officer of the highway patrol, or  
22 any police officer or peace officer, or any other duly authorized person, for inspection when  
23 demand is made therefor. Failure of any operator of a motor vehicle to exhibit his or her  
24 license to any duly authorized officer shall be presumptive evidence that such person is not a  
25 duly licensed operator.

26           4. The director of revenue shall not issue a license without a facial digital image of  
27 the license applicant, except as provided pursuant to subsection 7 of this section. A digital  
28 image of the applicant's full facial features shall be taken in a manner prescribed by the  
29 director. No digital image shall be taken wearing anything which cloaks the facial features of  
30 the individual.

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

36           6. The department of revenue shall issue upon request a nondriver's license card  
37 containing essentially the same information and photograph or digital image, except as  
38 provided pursuant to subsection 7 of this section, as the driver's license upon payment of six  
39 dollars. All nondriver's licenses shall expire on the applicant's birthday in the sixth year after  
40 issuance. A person who has passed his or her seventieth birthday shall upon application be  
41 issued a nonexpiring nondriver's license card. Notwithstanding any other provision of this  
42 chapter, a nondriver's license containing a concealed carry endorsement shall expire three  
43 years from the date the certificate of qualification was issued pursuant to section 571.101, as  
44 section 571.101 existed prior to August 28, 2013. The fee for nondriver's licenses issued for a  
45 period exceeding three years is six dollars or three dollars for nondriver's licenses issued for a  
46 period of three years or less. The nondriver's license card shall be used for identification  
47 purposes only and shall not be valid as a license. **No fee shall be required or collected from**  
48 **a homeless child or homeless youth, as defined in subsection 1 of section 167.020, or**  
49 **unaccompanied youth, as defined in 42 U.S.C. Section 11434a(6), for a first nondriver's**  
50 **license card issued under this subsection. Such person's status as a homeless child or**  
51 **youth or unaccompanied youth shall be verified by a letter signed by one of the**  
52 **following persons:**

53           (1) **A director or designee of a governmental or nonprofit agency that receives**  
54 **public or private funding to provide services to homeless persons;**

55           (2) **A local education agency liaison for homeless children and youth designated**  
56 **under 42 U.S.C. Section 11432(g)(1)(J)(ii), or a school social worker or counselor; or**

57           **(3) A licensed attorney representing the minor in any legal matter.**

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

63           (1) Present a form provided by the department of revenue requesting the applicant's  
64 photograph be omitted from the license or nondriver's license due to religious affiliations.  
65 The form shall be signed by the applicant and another member of the religious tenant  
66 verifying the photograph or digital image exemption on the license or nondriver's license is  
67 required as part of their religious affiliation. The required signatures on the prescribed form  
68 shall be properly notarized;

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

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

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

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

88           10. (1) Notwithstanding any biometric data restrictions contained in section 302.170,  
89 the department of revenue is hereby authorized to design and implement a secure digital  
90 driver's license program that allows applicants applying for a driver's license in accordance  
91 with this chapter to obtain a secure digital driver's license in addition to the physical card-  
92 based license specified in this section.

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

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

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

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

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

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

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, excluding prior salvage vehicles  
5 immediately following a rebuilding process and vehicles subject to the provisions of  
6 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,  
33 seal, or other device or combination thereof, as the superintendent of the Missouri state  
34 highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or  
35 trailer as 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 law to the contrary, a valid safety inspection**  
50 **shall be required for all registration issuances and renewals of a motor vehicle subject to**  
51 **safety inspection under this section.**

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

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. ~~[In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year.]~~ All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of the safety and emission inspection and approval required by this section in issuing the motor vehicle ~~annual~~ registration in conformity with the procedure required by sections 307.350 to 307.390 and sections 643.300 to 643.355. The director of revenue may verify that a successful safety and emissions inspection was completed via electronic means.

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

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

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

(3) Model year vehicles manufactured prior to 1996;

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

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection requirements of sections

37 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a  
38 waiver which shall be presented at the time of registration or registration renewal;

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

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

44 (8) School buses;

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

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

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

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

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

63 4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section  
64 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections  
65 643.300 to 643.355 either:

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

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

70 (2) If the dealer chooses to sell the vehicle with prior inspection and approval, the  
71 dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by  
72 meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by  
73 obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by

74 a licensed motor vehicle dealer shall be inspected and approved within the one hundred  
75 twenty days immediately preceding the date of sale, and, for the purpose of registration of  
76 such vehicle, such inspection shall be considered timely.

77 (3) If the dealer chooses to sell the vehicle without prior inspection and approval, the  
78 purchaser may return the vehicle within ten days of the date of purchase, provided that the  
79 vehicle has no more than one thousand additional miles since the time of sale, if the vehicle  
80 fails, upon inspection, to meet the emissions standards specified by the commission and the  
81 dealer shall have the vehicle inspected and approved without the option for a waiver of the  
82 emissions standard and return the vehicle to the purchaser with a valid emissions certificate  
83 and sticker within five working days or the purchaser and dealer may enter into any other  
84 mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior  
85 inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill  
86 of sale that the purchaser has the option to return the vehicle within ten days, provided that the  
87 vehicle has no more than one thousand additional miles since the time of sale, to have the  
88 dealer repair the vehicle and provide an emissions certificate and sticker within five working  
89 days if the vehicle fails, upon inspection, to meet the emissions standards established by the  
90 commission, or enter into any mutually acceptable agreement with the dealer. A violation of  
91 this subdivision shall be an unlawful practice as defined in section 407.020. No emissions  
92 inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor  
93 vehicle which may be sold without a certificate of inspection and approval, as provided  
94 pursuant to subsection 2 of section 307.380.

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

Section B. The enactment of section 301.033 and the repeal and reenactment of  
2 sections 301.070, 301.110, 301.140, 301.142, 301.147, 301.560, 307.350, and 643.315 of  
3 section A of this act shall take effect as soon as technologically possible following the  
4 development and maintenance of a modernized, integrated system for the titling of vehicles,  
5 issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and  
6 identification cards, and perfection and release of liens and encumbrances on vehicles, to be  
7 funded by the motor vehicle administration technology fund as created in section 301.558.  
8 Following the development of the system, the director of the department of revenue shall  
9 notify the governor, the secretary of state, and the revisor of statutes, and shall implement the  
10 provisions of sections 301.033, 301.070, 301.110, 301.140, 301.142, 301.147, 301.560,  
11 307.350, and 643.315 of section A of this act.

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