

SECOND REGULAR SESSION

HOUSE BILL NO. 2485

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KORMAN.

6225H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 142.869 and 301.711, RSMo, and to enact in lieu thereof two new sections relating to motor vehicle decal fees.

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

Section A. Sections 142.869 and 301.711, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 142.869 and 301.711, to read as follows:

142.869. 1. The tax imposed by this chapter shall not apply to passenger motor vehicles, buses as defined in section 301.010, or commercial motor vehicles registered in this state which are powered by alternative fuel, and for which a valid decal has been acquired as provided in this section, provided that sales made to alternative fueled vehicles powered by propane, compressed natural gas, or liquefied natural gas that do not meet the requirements of subsection 3 of this section shall be taxed exclusively pursuant to subdivisions (4) to (7) of subsection 1 of section 142.803, respectively. The owners or operators of such motor vehicles, except plug-in electric hybrids, shall, in lieu of the tax imposed by section 142.803, pay an annual alternative fuel decal fee as follows: ~~seventy-five~~ **one hundred fifty** dollars on each passenger motor vehicle, school bus as defined in section 301.010, and commercial motor vehicle with a licensed gross vehicle weight of eighteen thousand pounds or less; ~~one~~ **two** hundred dollars on each motor vehicle with a licensed gross weight in excess of eighteen thousand pounds but not more than thirty-six thousand pounds used for farm or farming transportation operations and registered with a license plate designated with the letter "F"; ~~one~~ **three** hundred ~~fifty~~ dollars on each motor vehicle with a licensed gross vehicle weight in excess of eighteen thousand pounds but less than or equal to thirty-six thousand pounds, and each passenger-carrying motor vehicle subject to the registration fee provided in sections 301.059, 301.061 and 301.063; ~~two~~ **five** hundred ~~fifty~~

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

18 dollars on each motor vehicle with a licensed gross weight in excess of thirty-six thousand
19 pounds used for farm or farming transportation operations and registered with a license plate
20 designated with the letter “F”; and ~~[one]~~ **two** thousand dollars on each motor vehicle with a
21 licensed gross vehicle weight in excess of thirty-six thousand pounds. Owners or operators of
22 plug-in electric hybrids shall pay one-half of the stated annual alternative fuel decal fee.
23 Notwithstanding provisions of this section to the contrary, motor vehicles licensed as historic
24 under section 301.131 which are powered by alternative fuel shall be exempt from both the tax
25 imposed by this chapter and the alternative fuel decal requirements of this section. For the
26 purposes of this section, a plug-in electric hybrid shall be any hybrid vehicle made by a
27 manufacturer with a model year of 2018 or newer, that has not been modified from the original
28 manufacturer specifications, with an internal combustion engine and batteries that can be
29 recharged by connecting a plug to an electric power source.

30 2. Except interstate fuel users and vehicles licensed under a reciprocity agreement as
31 defined in section 142.617, the tax imposed by section 142.803 shall not apply to motor vehicles
32 registered outside this state which are powered by alternative fuel other than propane,
33 compressed natural gas, and liquefied natural gas, and for which a valid temporary alternative
34 fuel decal has been acquired as provided in this section. The owners or operators of such motor
35 vehicles shall, in lieu of the tax imposed by section 142.803, pay a temporary alternative fuel
36 decal fee of ~~[eight]~~ **sixteen** dollars on each such vehicle. Such decals shall be valid for a period
37 of fifteen days from the date of issuance and shall be attached to the lower right-hand corner of
38 the front windshield on the motor vehicle for which it was issued. Such decal and fee shall not
39 be transferable. All proceeds from such decal fees shall be deposited as specified in section
40 142.345. Alternative fuel dealers selling such decals in accordance with rules and regulations
41 prescribed by the director shall be allowed to retain fifty cents for each decal fee timely remitted
42 to the director.

43 3. Owners or operators of passenger motor vehicles, buses as defined in section 301.010,
44 or commercial motor vehicles registered in this state which are powered by compressed natural
45 gas or liquefied natural gas who have installed a compressed natural gas fueling station or
46 liquefied natural gas fueling station used solely to fuel the motor vehicles they own or operate
47 as of December 31, 2015, may continue to apply for and use the alternative fuel decal in lieu of
48 paying the tax imposed under subdivisions (4) and (5) of subsection 1 of section 142.803.
49 Owners or operators of compressed natural gas fueling stations or liquefied natural gas fueling
50 stations whose vehicles bear an alternative fuel decal shall be prohibited from selling or
51 providing compressed natural gas or liquefied natural gas to any motor vehicle they do not own
52 or operate. Owners or operators of motor vehicles powered by compressed natural gas or
53 liquefied natural gas bearing an alternative fuel decal after January 1, 2016, that decline to renew

54 the alternative fuel decals for such motor vehicles shall no longer be eligible to apply for and use
55 alternative fuel decals under this subsection. Any compressed natural gas or liquefied natural
56 gas obtained at any fueling station not owned by the owner or operator of the motor vehicle
57 bearing an alternative fuel decal shall be subject to the tax under subdivisions (4) and (5) of
58 subsection 1 of section 142.803.

59 4. An owner or operator of a motor vehicle powered by propane may continue to apply
60 for and use the alternative fuel decal in lieu of paying the tax imposed under subdivision (6) of
61 subsection 1 of section 142.803. If the appropriate motor fuel tax under subdivision (6) of
62 subsection 1 of section 142.803 is collected at the time of fueling, an operator of a propane
63 fueling station that uses quick-connect fueling nozzles may sell propane as a motor fuel without
64 verifying the application of a valid Missouri alternative fuel decal. If an owner or operator of
65 a motor vehicle powered by propane that bears an alternative fuel decal refuels at an unattended
66 propane refueling station, such owner or operator shall not be eligible for a refund of the motor
67 fuel tax paid at such refueling.

68 5. The director shall annually, on or before January thirty-first of each year, collect or
69 cause to be collected from owners or operators of the motor vehicles specified in subsection 1
70 of this section the annual decal fee. Applications for such decals shall be supplied by the
71 department of revenue. In the case of a motor vehicle which is not in operation by January
72 thirty-first of any year, a decal may be purchased for a fractional period of such year, and the
73 amount of the decal fee shall be reduced by one-twelfth for each complete month which shall
74 have elapsed since the beginning of such year. This subsection shall not apply to an owner or
75 operator of a motor vehicle powered by propane who fuels such vehicle exclusively at
76 unattended fueling stations that collect the motor fuel tax.

77 6. Upon the payment of the fee required by subsection 1 of this section, the director shall
78 issue a decal, which shall be valid for the current calendar year and shall be attached to the lower
79 right-hand corner of the front windshield on the motor vehicle for which it was issued.

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

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

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

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

95 11. Motor vehicles displaying a valid alternative fuel decal are exempt from the licensing
96 and reporting requirements of this chapter.

 301.711. 1. Upon receipt of the application for registration and the appropriate fee, the
2 department of revenue shall issue a decal showing the registration number and expiration date.
3 The decal shall be displayed at all times and be affixed to the right front fork or frame of the
4 all-terrain vehicle where it is clearly visible.

5 2. The fee for registration of an all-terrain vehicle shall be ~~[ten]~~ **twenty** dollars. The
6 registration of an all-terrain vehicle shall be valid for a period of three years. The penalty fee of
7 five dollars shall be paid on all delinquent registrations at the time the owner makes application
8 for registration.

9 3. In the event of the loss, mutilation or destruction of any certificate of registration or
10 decal issued by the director of revenue, the lawful holder thereof shall, within five days, file with
11 the director of revenue an application and an affidavit stating such fact, and shall on the payment
12 of seven dollars and fifty cents, obtain a duplicate of such certificate of registration or decal.

13 4. The director of revenue shall deposit all fees collected pursuant to sections 301.707
14 to 301.714 in the state treasury to the credit of the general revenue fund.

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