

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 829
101ST GENERAL ASSEMBLY

1779H.04C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 227.299, 301.020, and 302.171, RSMo, and to enact in lieu thereof six new sections relating to memorial highway designations.

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

Section A. Sections 227.299, 301.020, and 302.171, RSMo, are repealed and six new sections enacted in lieu thereof, to be known as sections 143.1032, 227.299, 227.496, 301.020, 302.171, and 1, to read as follows:

143.1032. 1. In each taxable year beginning on or after January 1, 2022, each individual or corporation entitled to a tax refund in an amount sufficient to make a designation under this section may designate that one dollar or any amount in excess of one dollar on a single return, and two dollars or any amount in excess of two dollars on a combined return, of the refund due be credited to the Missouri Medal of Honor fund. The contribution designation authorized by this section shall be clearly and unambiguously printed on the first page of each income tax return form provided by this state. If any individual or corporation that is not entitled to a tax refund in an amount sufficient to make a designation under this section wishes to make a contribution to the Missouri Medal of Honor fund, such individual or corporation may, by separate check, draft, or other negotiable instrument, send in with the payment of taxes, or may send in separately, that amount, clearly designated for the Missouri Medal of Honor fund, the individual or corporation wishes to contribute. The department of revenue shall deposit such amount to the Missouri Medal of Honor fund as provided in subsection 2 of this section.

2. The director of revenue shall deposit at least monthly all contributions designated by individuals under this section to the state treasurer for deposit to the Missouri Medal of Honor fund. The fund shall be administered by the director of revenue.

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 **3. The director of revenue shall deposit at least monthly all contributions**
19 **designated by the corporations under this section, less an amount sufficient to cover the**
20 **cost of collection, handling, and administration by the department of revenue during fiscal**
21 **year 2021, to the Missouri Medal of Honor fund.**

22 **4. A contribution designated under this section shall only be deposited in the**
23 **Missouri Medal of Honor fund after all other claims against the refund from which such**
24 **contribution is to be made have been satisfied.**

25 **5. Moneys deposited in the Missouri Medal of Honor fund shall be used by the**
26 **department of transportation to pay for the costs of the Missouri Medal of Honor signs.**

27 **6. The state treasurer shall invest moneys in the fund in the same manner as other**
28 **funds are invested. Any interest and moneys earned on such investments shall be credited**
29 **to the fund.**

227.299. 1. Except as provided in subsection 7 of this section, an organization or person
2 that seeks a bridge or highway designation on the state highway system to honor an event, place,
3 organization, or person who has been deceased for more than two years shall petition the
4 department of transportation by submitting the following:

5 (1) An application in a form prescribed by the director, describing the bridge or segment
6 of highway for which designation is sought and the proposed name of the bridge or relevant
7 portion of highway. The application shall include the name of at least one current member of
8 the general assembly who will sponsor the bridge or highway designation. The application may
9 contain written testimony for support of the bridge or highway designation;

10 (2) A list of at least one hundred signatures of individuals who support the naming of
11 the bridge or highway; and

12 (3) A fee to be determined by the commission to cover the costs of constructing and
13 maintaining the proposed signs. The fee shall not exceed the cost of constructing and
14 maintaining each sign.

15 2. All moneys received by the department of transportation for the construction and
16 maintenance of bridge or highway signs on the state highway system shall be deposited in the
17 state treasury to the credit of the state road fund.

18 3. The documents and fees required under this section shall be submitted to the
19 department of transportation no later than November first prior to the next regular session of the
20 general assembly to be approved or denied by the joint committee on transportation oversight
21 during such legislative session.

22 4. The department of transportation shall give notice of any proposed bridge or highway
23 designation on the state highway system in a manner reasonably calculated to advise the public
24 of such proposal. Reasonable notice shall include posting the proposal for the designation on

25 the department's official public website, and making available copies of the sign designation
26 application to any representative of the news media or public upon request and posting the
27 application on a bulletin board or other prominent public place which is easily accessible to the
28 public and clearly designated for that purpose at the principal office.

29 5. If the memorial highway designation requested by the organization is not approved
30 by the joint committee on transportation oversight, ninety-seven percent of the application fee
31 shall be refunded to the requesting organization.

32 6. Two highway signs shall be erected for each bridge and highway designation on the
33 state highway system processed under this section. When a named section of a highway crosses
34 two or more county lines, consideration shall be given by the department of transportation to
35 allow additional signage at the county lines or major intersections.

36 7. **(1)** Highway or bridge designations on the state highway system honoring fallen law
37 enforcement officers, members of the Armed Forces killed in the line of duty, **Missouri**
38 **recipients of the Medal of Honor**, emergency personnel killed while performing duties relating
39 to their employment, or state employees killed while serving the state shall not be subject to the
40 provisions of this section.

41 **(2) Notwithstanding any provision of law to the contrary, beginning August 28,**
42 **2021, for designations honoring Missouri Medal of Honor recipients, no fees shall be**
43 **assessed and all costs associated with such designations shall be funded by the department**
44 **of transportation.**

45 8. No bridge or portion of a highway on the state highway system may be named or
46 designated after more than one event, place, organization, or person. Each event, place,
47 organization, or person shall only be eligible for one bridge or highway designation.

48 9. Any highway signs erected for any bridge or highway designation on the state highway
49 system under the provisions of this section shall be erected and maintained for a twenty-year
50 period. After such period, the signs shall be subject to removal by the department of
51 transportation and the bridge or highway may be designated to honor events, places,
52 organizations, or persons other than the current designee. An existing highway or bridge
53 designation processed under the provisions of this section may be retained for additional
54 twenty-year increments if, at least one year before the designation's expiration, an application to
55 the department of transportation is made to retain the designation along with the required
56 documents and all applicable fees required under this section.

57 **10. For persons honored with designations on the state highway system under this**
58 **chapter after August 28, 2021, the department of transportation shall post a link on its**
59 **website to biographical information of such persons.**

60 **11.** The provisions of this section shall apply to bridge or highway designations sought
61 after August 28, 2006.

**227.496. The portion of State Highway T from .05 miles west of Laretto Ridge
2 Drive to Decker Road in the town of Labadie in Franklin County shall be designated as
3 "Medal of Honor PVT George Phillips Memorial Highway". The department of
4 transportation shall erect and maintain appropriate signs designating such highway, with
5 the costs to be paid by the department.**

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

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

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

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

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

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

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

23 3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business
24 use, a recreational motor vehicle, motorcycle, motortricycle, autocycle, bus, or any commercial
25 motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is ten years
26 of age or less and has less than one hundred fifty thousand miles on the odometer, the director
27 of revenue shall retain the odometer information provided in the vehicle inspection report, and
28 provide for prompt access to such information, together with the vehicle identification number

29 for the motor vehicle to which such information pertains, for a period of ten years after the
30 receipt of such information. This subsection shall not apply unless:

31 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
32 1990; and

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

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

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

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

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

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

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

89 **9. An applicant for registration may make a donation of one dollar to the Missouri**
90 **Medal of Honor recipients fund. The director of revenue shall collect the donations and**
91 **deposit all such donations in the state treasury to the credit of the Missouri Medal of Honor**
92 **recipients fund as established in Section 1 of this Act. Moneys in the Medal of Honor**
93 **recipients fund shall be used solely for the purposes established in Section 1 of this Act,**
94 **except that the department of revenue shall retain no more than one percent for its**
95 **administrative costs. The donation prescribed in this subsection is voluntary and may be**
96 **refused by the applicant for registration at the time of issuance or renewal. The director**
97 **shall inquire of each applicant at the time the applicant presents the completed application**
98 **to the director whether the applicant is interested in making the one dollar donation**
99 **prescribed in this subsection.**

302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri
2 resident or national of the United States or a noncitizen with a lawful immigration status, and a
3 Missouri resident before accepting the application. The director shall not issue a driver's license
4 for a period that exceeds the duration of an applicant's lawful immigration status in the United
5 States. The director may establish procedures to verify the Missouri residency or United States
6 naturalization or lawful immigration status and Missouri residency of the applicant and establish
7 the duration of any driver's license issued under this section. An application for a license shall
8 be made upon an approved form furnished by the director. Every application shall state the full
9 name, Social Security number, age, height, weight, color of eyes, sex, residence, mailing address
10 of the applicant, and the classification for which the applicant has been licensed, and, if so, when
11 and by what state, and whether or not such license has ever been suspended, revoked, or
12 disqualified, and, if revoked, suspended or disqualified, the date and reason for such suspension,
13 revocation or disqualification and whether the applicant is making a one dollar donation to
14 promote an organ donation program as prescribed in subsection 2, **to promote a blindness**
15 **education, screening and treatment program as prescribed in subsection 3, or the Missouri**
16 **Medal of Honor recipients fund prescribed in subsection 4** of this section. A driver's license,
17 nondriver's license, or instruction permit issued under this chapter shall contain the applicant's
18 legal name as it appears on a birth certificate or as legally changed through marriage or court
19 order. No name change by common usage based on common law shall be permitted. The
20 application shall also contain such information as the director may require to enable the director
21 to determine the applicant's qualification for driving a motor vehicle; and shall state whether or
22 not the applicant has been convicted in this or any other state for violating the laws of this or any
23 other state or any ordinance of any municipality, relating to driving without a license, careless
24 driving, or driving while intoxicated, or failing to stop after an accident and disclosing the
25 applicant's identity, or driving a motor vehicle without the owner's consent. The application shall
26 contain a certification by the applicant as to the truth of the facts stated therein. Every person
27 who applies for a license to operate a motor vehicle who is less than twenty-one years of age
28 shall be provided with educational materials relating to the hazards of driving while intoxicated,
29 including information on penalties imposed by law for violation of the intoxication-related
30 offenses of the state. Beginning January 1, 2001, if the applicant is less than eighteen years of
31 age, the applicant must comply with all requirements for the issuance of an intermediate driver's
32 license pursuant to section 302.178. For persons mobilized and deployed with the United States
33 Armed Forces, an application under this subsection shall be considered satisfactory by the
34 department of revenue if it is signed by a person who holds general power of attorney executed
35 by the person deployed, provided the applicant meets all other requirements set by the director.

36 2. An applicant for a license may make a donation of one dollar to promote an organ
37 donor program. The director of revenue shall collect the donations and deposit all such
38 donations in the state treasury to the credit of the organ donor program fund established in
39 sections 194.297 to 194.304. Moneys in the organ donor program fund shall be used solely for
40 the purposes established in sections 194.297 to 194.304 except that the department of revenue
41 shall retain no more than one percent for its administrative costs. The donation prescribed in this
42 subsection is voluntary and may be refused by the applicant for the license at the time of issuance
43 or renewal of the license. The director shall make available an informational booklet or other
44 informational sources on the importance of organ and tissue donations to applicants for licensure
45 as designed by the organ donation advisory committee established in sections 194.297 to
46 194.304. The director shall inquire of each applicant at the time the licensee presents the
47 completed application to the director whether the applicant is interested in making the one dollar
48 donation prescribed in this subsection and whether the applicant is interested in inclusion in the
49 organ donor registry and shall also specifically inform the licensee of the ability to consent to
50 organ donation by placing a donor symbol sticker authorized and issued by the department of
51 health and senior services on the back of his or her driver's license or identification card as
52 prescribed by subdivision (1) of subsection 1 of section 194.225. A symbol may be placed on
53 the front of the license or identification card indicating the applicant's desire to be listed in the
54 registry at the applicant's request at the time of his or her application for a driver's license or
55 identification card, or the applicant may instead request an organ donor sticker from the
56 department of health and senior services by application on the department of health and senior
57 services' website. Upon receipt of an organ donor sticker sent by the department of health and
58 senior services, the applicant shall place the sticker on the back of his or her driver's license or
59 identification card to indicate that he or she has made an anatomical gift. The director shall
60 notify the department of health and senior services of information obtained from applicants who
61 indicate to the director that they are interested in registry participation, and the department of
62 health and senior services shall enter the complete name, address, date of birth, race, gender and
63 a unique personal identifier in the registry established in subsection 1 of section 194.304.

64 3. An applicant for a license may make a donation of one dollar to promote a blindness
65 education, screening and treatment program. The director of revenue shall collect the donations
66 and deposit all such donations in the state treasury to the credit of the blindness education,
67 screening and treatment program fund established in section 209.015. Moneys in the blindness
68 education, screening and treatment program fund shall be used solely for the purposes
69 established in section 209.015; except that the department of revenue shall retain no more than
70 one percent for its administrative costs. The donation prescribed in this subsection is voluntary
71 and may be refused by the applicant for the license at the time of issuance or renewal of the

72 license. The director shall inquire of each applicant at the time the licensee presents the
73 completed application to the director whether the applicant is interested in making the one dollar
74 donation prescribed in this subsection.

75 **4. An applicant for registration may make a donation of one dollar to the Missouri**
76 **Medal of Honor recipients fund. The director of revenue shall collect the donations and**
77 **deposit all such donations in the state treasury to the credit of the Missouri Medal of Honor**
78 **recipients fund as established in Section 1 of this Act. Moneys in the Medal of Honor**
79 **recipients fund shall be used solely for the purposes established in Section 1 of this Act,**
80 **except that the department of revenue shall retain no more than one percent for its**
81 **administrative costs. The donation prescribed in this subsection is voluntary and may be**
82 **refused by the applicant for registration at the time of issuance or renewal. The director**
83 **shall inquire of each applicant at the time the applicant presents the completed application**
84 **to the director whether the applicant is interested in making the one dollar donation**
85 **prescribed in this subsection.**

86 **5.** Beginning July 1, 2005, the director shall deny the driving privilege of any person who
87 commits fraud or deception during the examination process or who makes application for an
88 instruction permit, driver's license, or nondriver's license which contains or is substantiated with
89 false or fraudulent information or documentation, or who knowingly conceals a material fact or
90 otherwise commits a fraud in any such application. The period of denial shall be one year from
91 the effective date of the denial notice sent by the director. The denial shall become effective ten
92 days after the date the denial notice is mailed to the person. The notice shall be mailed to the
93 person at the last known address shown on the person's driving record. The notice shall be
94 deemed received three days after mailing unless returned by the postal authorities. No such
95 individual shall reapply for a driver's examination, instruction permit, driver's license, or
96 nondriver's license until the period of denial is completed. No individual who is denied the
97 driving privilege under this section shall be eligible for a limited driving privilege issued under
98 section 302.309.

99 ~~[5-]~~ **6.** All appeals of denials under this section shall be made as required by section
100 302.311.

101 ~~[6-]~~ **7.** The period of limitation for criminal prosecution under this section shall be
102 extended under subdivision (1) of subsection 3 of section 556.036.

103 ~~[7-]~~ **8.** The director may promulgate rules and regulations necessary to administer and
104 enforce this section. No rule or portion of a rule promulgated pursuant to the authority of this
105 section shall become effective unless it has been promulgated pursuant to chapter 536.

106 ~~[8-]~~ **9.** Notwithstanding any provision of this chapter that requires an applicant to provide
107 proof of Missouri residency for renewal of a noncommercial driver's license, noncommercial

108 instruction permit, or nondriver's license, an applicant who is sixty-five years and older and who
109 was previously issued a Missouri noncommercial driver's license, noncommercial instruction
110 permit, or Missouri nondriver's license is exempt from showing proof of Missouri residency.

111 [9-] 10. Notwithstanding any provision of this chapter, for the renewal of a
112 noncommercial driver's license, noncommercial instruction permit, or nondriver's license, a
113 photocopy of an applicant's United States birth certificate along with another form of
114 identification approved by the department of revenue, including, but not limited to, United States
115 military identification or United States military discharge papers, shall constitute sufficient proof
116 of Missouri citizenship.

117 [10-] 11. Notwithstanding any other provision of this chapter, if an applicant does not
118 meet the requirements of subsection 8 of this section and does not have the required documents
119 to prove Missouri residency, United States naturalization, or lawful immigration status, the
120 department may issue a one-year driver's license renewal. This one-time renewal shall only be
121 issued to an applicant who previously has held a Missouri noncommercial driver's license,
122 noncommercial instruction permit, or nondriver's license for a period of fifteen years or more and
123 who does not have the required documents to prove Missouri residency, United States
124 naturalization, or lawful immigration status. After the expiration of the one-year period, no
125 further renewal shall be provided without the applicant producing proof of Missouri residency,
126 United States naturalization, or lawful immigration status.

**Section 1. There is hereby created in the state treasury the "Missouri Medal of
2 Honor Recipients Fund". The fund shall consist of moneys donated pursuant to sections
3 301.020, 302.171, and 143.1032 of this act. Unexpended balances in the fund at the end of
4 any fiscal year shall not be transferred to the general revenue fund or any other fund, the
5 provisions of section 33.080 to the contrary notwithstanding. Moneys in the fund shall be
6 used to pay for memorial highway signs for Missouri Medal of Honor recipients, and for
7 the maintenance and repair of all such signs, whether originally paid for by private
8 donations or by the department of transportation.**

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