

FIRST REGULAR SESSION

SENATE BILL NO. 201

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROMINE.

Pre-filed January 3, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1119S.02I

AN ACT

To repeal sections 301.010, 301.020, 301.055, and 301.070, RSMo, and to enact in lieu thereof four new sections relating to a miles per gallon based vehicle registration fee, with an existing penalty provision and a delayed effective date.

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

Section A. Sections 301.010, 301.020, 301.055, and 301.070, RSMo, are
2 repealed and four new sections enacted in lieu thereof, to be known as sections
3 301.010, 301.020, 301.055, and 301.070, to read as follows:

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

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

7 (2) "Autocycle", a three-wheeled motor vehicle which the drivers and
8 passengers ride in a partially or completely enclosed nonstraddle seating area,
9 that is designed to be controlled with a steering wheel and pedals, and that has
10 met applicable Department of Transportation National Highway Traffic Safety
11 Administration requirements or federal motorcycle safety standards;

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

15 (4) "Axle load", the total load transmitted to the road by all wheels whose
16 centers are included between two parallel transverse vertical planes forty inches

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

17 apart, extending across the full width of the vehicle;

18 (5) "Backhaul", the return trip of a vehicle transporting cargo or general
19 freight, especially when carrying goods back over all or part of the same route;

20 (6) "Boat transporter", any vehicle combination capable of carrying cargo
21 on the power unit and designed and used specifically to transport assembled
22 boats and boat hulls. Boats may be partially disassembled to facilitate
23 transporting;

24 (7) "Body shop", a business that repairs physical damage on motor
25 vehicles that are not owned by the shop or its officers or employees by mending,
26 straightening, replacing body parts, or painting;

27 (8) "Bus", a motor vehicle primarily for the transportation of a driver and
28 eight or more passengers but not including shuttle buses;

29 (9) "Commercial motor vehicle", a motor vehicle designed or regularly used
30 for carrying freight and merchandise, or more than eight passengers but not
31 including vanpools or shuttle buses;

32 (10) "Cotton trailer", a trailer designed and used exclusively for
33 transporting cotton at speeds less than forty miles per hour from field to field or
34 from field to market and return;

35 (11) "Dealer", any person, firm, corporation, association, agent or subagent
36 engaged in the sale or exchange of new, used or reconstructed motor vehicles or
37 trailers;

38 (12) "Director" or "director of revenue", the director of the department of
39 revenue;

40 (13) "Driveaway operation":

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

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

50 (c) The movement of a motor vehicle by any person who is lawfully
51 engaged in the business of transporting or delivering vehicles that are not the
52 person's own and vehicles of a type otherwise required to be registered, by the

53 driveaway or towaway methods, from a point of manufacture, assembly or
54 distribution or from the owner of the vehicles to a dealer or sales agent of a
55 manufacturer or to any consignee designated by the shipper or consignor;

56 (14) "Dromedary", a box, deck, or plate mounted behind the cab and
57 forward of the fifth wheel on the frame of the power unit of a truck
58 tractor-semitrailer combination. A truck tractor equipped with a dromedary may
59 carry part of a load when operating independently or in a combination with a
60 semitrailer;

61 (15) "Farm tractor", a tractor used exclusively for agricultural purposes;

62 (16) "Fleet", any group of ten or more motor vehicles owned by the same
63 owner;

64 (17) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

65 (18) "Fullmount", a vehicle mounted completely on the frame of either the
66 first or last vehicle in a saddlemount combination;

67 (19) "Gross weight", the weight of vehicle and/or vehicle combination
68 without load, plus the weight of any load thereon;

69 (20) "Hail-damaged vehicle", any vehicle, the body of which has become
70 dented as the result of the impact of hail;

71 (21) "Highway", any public thoroughfare for vehicles, including state
72 roads, county roads and public streets, avenues, boulevards, parkways or alleys
73 in any municipality;

74 (22) "Improved highway", a highway which has been paved with gravel,
75 macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall
76 have a hard, smooth surface;

77 (23) "Intersecting highway", any highway which joins another, whether
78 or not it crosses the same;

79 (24) "Junk vehicle", a vehicle which:

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

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

84 (25) "Kit vehicle", a motor vehicle assembled by a person other than a
85 generally recognized manufacturer of motor vehicles by the use of a glider kit or
86 replica purchased from an authorized manufacturer and accompanied by a
87 manufacturer's statement of origin;

88 (26) "Land improvement contractors' commercial motor vehicle", any

89 not-for-hire commercial motor vehicle the operation of which is confined to:

90 (a) An area that extends not more than a radius of one hundred miles
91 from its home base of operations when transporting its owner's machinery,
92 equipment, or auxiliary supplies to or from projects involving soil and water
93 conservation, or to and from equipment dealers' maintenance facilities for
94 maintenance purposes; or

95 (b) An area that extends not more than a radius of fifty miles from its
96 home base of operations when transporting its owner's machinery, equipment, or
97 auxiliary supplies to or from projects not involving soil and water conservation.
98 Nothing in this subdivision shall be construed to prevent any motor vehicle from
99 being registered as a commercial motor vehicle or local commercial motor vehicle;

100 (27) "Local commercial motor vehicle", a commercial motor vehicle whose
101 operations are confined to a municipality and that area extending not more than
102 fifty miles therefrom, or a commercial motor vehicle whose property-carrying
103 operations are confined solely to the transportation of property owned by any
104 person who is the owner or operator of such vehicle to or from a farm owned by
105 such person or under the person's control by virtue of a landlord and tenant lease;
106 provided that any such property transported to any such farm is for use in the
107 operation of such farm;

108 (28) "Local log truck", a commercial motor vehicle which is registered
109 pursuant to this chapter to operate as a motor vehicle on the public highways of
110 this state, used exclusively in this state, used to transport harvested forest
111 products, operated solely at a forested site and in an area extending not more
112 than a one hundred mile radius from such site, carries a load with dimensions not
113 in excess of twenty-five cubic yards per two axles with dual wheels, and when
114 operated on the national system of interstate and defense highways described in
115 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from
116 such site with an extended distance local log truck permit, such vehicle shall not
117 exceed the weight limits of section 304.180, does not have more than four axles,
118 and does not pull a trailer which has more than three axles. Harvesting
119 equipment which is used specifically for cutting, felling, trimming, delimiting,
120 debarking, chipping, skidding, loading, unloading, and stacking may be
121 transported on a local log truck. A local log truck may not exceed the limits
122 required by law, however, if the truck does exceed such limits as determined by
123 the inspecting officer, then notwithstanding any other provisions of law to the
124 contrary, such truck shall be subject to the weight limits required by such

125 sections as licensed for eighty thousand pounds;

126 (29) "Local log truck tractor", a commercial motor vehicle which is
127 registered under this chapter to operate as a motor vehicle on the public
128 highways of this state, used exclusively in this state, used to transport harvested
129 forest products, operated at a forested site and in an area extending not more
130 than a one hundred mile radius from such site, operates with a weight not
131 exceeding twenty-two thousand four hundred pounds on one axle or with a weight
132 not exceeding forty-four thousand eight hundred pounds on any tandem axle, and
133 when operated on the national system of interstate and defense highways
134 described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile
135 radius from such site with an extended distance local log truck permit, such
136 vehicle does not exceed the weight limits contained in section 304.180, and does
137 not have more than three axles and does not pull a trailer which has more than
138 three axles. Violations of axle weight limitations shall be subject to the load limit
139 penalty as described for in sections 304.180 to 304.220;

140 (30) "Local transit bus", a bus whose operations are confined wholly
141 within a municipal corporation, or wholly within a municipal corporation and a
142 commercial zone, as defined in section 390.020, adjacent thereto, forming a part
143 of a public transportation system within such municipal corporation and such
144 municipal corporation and adjacent commercial zone;

145 (31) "Log truck", a vehicle which is not a local log truck or local log truck
146 tractor and is used exclusively to transport harvested forest products to and from
147 forested sites which is registered pursuant to this chapter to operate as a motor
148 vehicle on the public highways of this state for the transportation of harvested
149 forest products;

150 (32) "Major component parts", the rear clip, cowl, frame, body, cab,
151 front-end assembly, and front clip, as those terms are defined by the director of
152 revenue pursuant to rules and regulations or by illustrations;

153 (33) "Manufacturer", any person, firm, corporation or association engaged
154 in the business of manufacturing or assembling motor vehicles, trailers or vessels
155 for sale;

156 (34) **"Miles per gallon" or "MPG", the rating of a vehicle's**
157 **combined city/highway miles per gallon fuel economy as specified by**
158 **the director under section 301.055;**

159 (35) "Motor change vehicle", a vehicle manufactured prior to August,
160 1957, which receives a new, rebuilt or used engine, and which used the number

161 stamped on the original engine as the vehicle identification number;

162 [(35)] **(36)** "Motor vehicle", any self-propelled vehicle not operated
163 exclusively upon tracks, except farm tractors;

164 [(36)] **(37)** "Motor vehicle primarily for business use", any vehicle other
165 than a recreational motor vehicle, motorcycle, motortricycle, or any commercial
166 motor vehicle licensed for over twelve thousand pounds:

167 (a) Offered for hire or lease; or

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

169 [(37)] **(38)** "Motorcycle", a motor vehicle operated on two wheels;

170 [(38)] **(39)** "Motorized bicycle", any two-wheeled or three-wheeled device
171 having an automatic transmission and a motor with a cylinder capacity of not
172 more than fifty cubic centimeters, which produces less than three gross brake
173 horsepower, and is capable of propelling the device at a maximum speed of not
174 more than thirty miles per hour on level ground;

175 [(39)] **(40)** "Motortricycle", a motor vehicle upon which the operator
176 straddles or sits astride that is designed to be controlled by handle bars and is
177 operated on three wheels, including a motorcycle while operated with any
178 conveyance, temporary or otherwise, requiring the use of a third wheel. A
179 motortricycle shall not be included in the definition of all-terrain vehicle;

180 [(40)] **(41)** "Municipality", any city, town or village, whether incorporated
181 or not;

182 [(41)] **(42)** "Nonresident", a resident of a state or country other than the
183 state of Missouri;

184 [(42)] **(43)** "Non-USA-std motor vehicle", a motor vehicle not originally
185 manufactured in compliance with United States emissions or safety standards;

186 [(43)] **(44)** "Operator", any person who operates or drives a motor vehicle;

187 [(44)] **(45)** "Owner", any person, firm, corporation or association, who
188 holds the legal title to a vehicle or in the event a vehicle is the subject of an
189 agreement for the conditional sale or lease thereof with the right of purchase
190 upon performance of the conditions stated in the agreement and with an
191 immediate right of possession vested in the conditional vendee or lessee, or in the
192 event a mortgagor of a vehicle is entitled to possession, then such conditional
193 vendee or lessee or mortgagor shall be deemed the owner;

194 [(45)] **(46)** "Public garage", a place of business where motor vehicles are
195 housed, stored, repaired, reconstructed or repainted for persons other than the
196 owners or operators of such place of business;

197 [(46)] **(47)** "Rebuilder", a business that repairs or rebuilds motor vehicles
198 owned by the rebuilder, but does not include certificated common or contract
199 carriers of persons or property;

200 [(47)] **(48)** "Reconstructed motor vehicle", a vehicle that is altered from
201 its original construction by the addition or substitution of two or more new or
202 used major component parts, excluding motor vehicles made from all new parts,
203 and new multistage manufactured vehicles;

204 [(48)] **(49)** "Recreational motor vehicle", any motor vehicle designed,
205 constructed or substantially modified so that it may be used and is used for the
206 purposes of temporary housing quarters, including therein sleeping and eating
207 facilities which are either permanently attached to the motor vehicle or attached
208 to a unit which is securely attached to the motor vehicle. Nothing herein shall
209 prevent any motor vehicle from being registered as a commercial motor vehicle
210 if the motor vehicle could otherwise be so registered;

211 [(49)] **(50)** "Recreational off-highway vehicle", any motorized vehicle
212 manufactured and used exclusively for off-highway use which is more than fifty
213 inches but no more than sixty-seven inches in width, with an unladen dry weight
214 of two thousand pounds or less, traveling on four or more nonhighway tires and
215 which may have access to ATV trails;

216 [(50)] **(51)** "Rollback or car carrier", any vehicle specifically designed to
217 transport wrecked, disabled or otherwise inoperable vehicles, when the
218 transportation is directly connected to a wrecker or towing service;

219 [(51)] **(52)** "Saddlemount combination", a combination of vehicles in
220 which a truck or truck tractor tows one or more trucks or truck tractors, each
221 connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The
222 "saddle" is a mechanism that connects the front axle of the towed vehicle to the
223 frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin
224 connection. When two vehicles are towed in this manner the combination is
225 called a "double saddlemount combination". When three vehicles are towed in
226 this manner, the combination is called a "triple saddlemount combination";

227 [(52)] **(53)** "Salvage dealer and dismantler", a business that dismantles
228 used motor vehicles for the sale of the parts thereof, and buys and sells used
229 motor vehicle parts and accessories;

230 [(53)] **(54)** "Salvage vehicle", a motor vehicle, semitrailer, or house trailer
231 which:

232 (a) Was damaged during a year that is no more than six years after the

233 manufacturer's model year designation for such vehicle to the extent that the
234 total cost of repairs to rebuild or reconstruct the vehicle to its condition
235 immediately before it was damaged for legal operation on the roads or highways
236 exceeds eighty percent of the fair market value of the vehicle immediately
237 preceding the time it was damaged;

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

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

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

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

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

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

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

260 [(54)] **(55)** "School bus", any motor vehicle used solely to transport
261 students to or from school or to transport students to or from any place for
262 educational purposes;

263 [(55)] **(56)** "Scrap processor", a business that, through the use of fixed or
264 mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and
265 vehicle parts for processing or transportation to a shredder or scrap metal
266 operator for recycling;

267 [(56)] **(57)** "Shuttle bus", a motor vehicle used or maintained by any
268 person, firm, or corporation as an incidental service to transport patrons or

269 customers of the regular business of such person, firm, or corporation to and from
270 the place of business of the person, firm, or corporation providing the service at
271 no fee or charge. Shuttle buses shall not be registered as buses or as commercial
272 motor vehicles;

273 [(57)] **(58)** "Special mobile equipment", every self-propelled vehicle not
274 designed or used primarily for the transportation of persons or property and
275 incidentally operated or moved over the highways, including farm equipment,
276 implements of husbandry, road construction or maintenance machinery,
277 ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes,
278 graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt
279 spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished
280 machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers,
281 drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This
282 enumeration shall be deemed partial and shall not operate to exclude other such
283 vehicles which are within the general terms of this section;

284 [(58)] **(59)** "Specially constructed motor vehicle", a motor vehicle which
285 shall not have been originally constructed under a distinctive name, make, model
286 or type by a manufacturer of motor vehicles. The term specially constructed
287 motor vehicle includes kit vehicles;

288 [(59)] **(60)** "Stinger-steered combination", a truck tractor-semitrailer
289 wherein the fifth wheel is located on a drop frame located behind and below the
290 rearmost axle of the power unit;

291 [(60)] **(61)** "Tandem axle", a group of two or more axles, arranged one
292 behind another, the distance between the extremes of which is more than forty
293 inches and not more than ninety-six inches apart;

294 [(61)] **(62)** "Towaway trailer transporter combination", a combination of
295 vehicles consisting of a trailer transporter towing unit and two trailers or
296 semitrailers, with a total weight that does not exceed twenty-six thousand
297 pounds; and in which the trailers or semitrailers carry no property and constitute
298 inventory property of a manufacturer, distributor, or dealer of such trailers or
299 semitrailers;

300 [(62)] **(63)** "Tractor", "truck tractor" or "truck-tractor", a self-propelled
301 motor vehicle designed for drawing other vehicles, but not for the carriage of any
302 load when operating independently. When attached to a semitrailer, it supports
303 a part of the weight thereof;

304 [(63)] **(64)** "Trailer", any vehicle without motive power designed for

305 carrying property or passengers on its own structure and for being drawn by a
306 self-propelled vehicle, except those running exclusively on tracks, including a
307 semitrailer or vehicle of the trailer type so designed and used in conjunction with
308 a self-propelled vehicle that a considerable part of its own weight rests upon and
309 is carried by the towing vehicle. The term trailer shall not include cotton trailers
310 as defined in this section and shall not include manufactured homes as defined
311 in section 700.010;

312 [(64)] **(65)** "Trailer transporter towing unit", a power unit that is not
313 used to carry property when operating in a towaway trailer transporter
314 combination;

315 [(65)] **(66)** "Truck", a motor vehicle designed, used, or maintained for the
316 transportation of property;

317 [(66)] **(67)** "Truck-tractor semitrailer-semitrailer", a combination vehicle
318 in which the two trailing units are connected with a B-train assembly which is
319 a rigid frame extension attached to the rear frame of a first semitrailer which
320 allows for a fifth-wheel connection point for the second semitrailer and has one
321 less articulation point than the conventional A-dolly connected truck-tractor
322 semitrailer-trailer combination;

323 [(67)] **(68)** "Truck-trailer boat transporter combination", a boat
324 transporter combination consisting of a straight truck towing a trailer using
325 typically a ball and socket connection with the trailer axle located substantially
326 at the trailer center of gravity rather than the rear of the trailer but so as to
327 maintain a downward force on the trailer tongue;

328 [(68)] **(69)** "Used parts dealer", a business that buys and sells used motor
329 vehicle parts or accessories, but not including a business that sells only new,
330 remanufactured or rebuilt parts. Business does not include isolated sales at a
331 swap meet of less than three days;

332 [(69)] **(70)** "Utility vehicle", any motorized vehicle manufactured and
333 used exclusively for off-highway use which is more than fifty inches but no more
334 than sixty-seven inches in width, with an unladen dry weight of two thousand
335 pounds or less, traveling on four or six wheels, to be used primarily for
336 landscaping, lawn care, or maintenance purposes;

337 [(70)] **(71)** "Vanpool", any van or other motor vehicle used or maintained
338 by any person, group, firm, corporation, association, city, county or state agency,
339 or any member thereof, for the transportation of not less than eight nor more
340 than forty-eight employees, per motor vehicle, to and from their place of

341 employment; however, a vanpool shall not be included in the definition of the
342 term bus or commercial motor vehicle as defined in this section, nor shall a
343 vanpool driver be deemed a chauffeur as that term is defined by section 303.020;
344 nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational,
345 personal, or maintenance uses constitute an unlicensed use of the motor vehicle,
346 unless used for monetary profit other than for use in a ride-sharing arrangement;

347 ~~[(71)]~~ **(72)** "Vehicle", any mechanical device on wheels, designed
348 primarily for use, or used, on highways, except motorized bicycles, vehicles
349 propelled or drawn by horses or human power, or vehicles used exclusively on
350 fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by
351 handicapped persons;

352 ~~[(72)]~~ **(73)** "Wrecker" or "tow truck", any emergency commercial vehicle
353 equipped, designed and used to assist or render aid and transport or tow disabled
354 or wrecked vehicles from a highway, road, street or highway rights-of-way to a
355 point of storage or repair, including towing a replacement vehicle to replace a
356 disabled or wrecked vehicle;

357 ~~[(73)]~~ **(74)** "Wrecker or towing service", the act of transporting, towing
358 or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not
359 owned by the operator of the wrecker, tow truck, rollback or car carrier for which
360 the operator directly or indirectly receives compensation or other personal gain.

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

6 (1) A brief description of the motor vehicle or trailer to be registered,
7 including the name of the manufacturer, the vehicle identification number, the
8 ~~[amount of motive power of the motor vehicle, stated in figures of horsepower]~~
9 **combined city/highway miles per gallon rating of the motor vehicle**, and
10 whether the motor vehicle is to be registered as a motor vehicle primarily for
11 business use as defined in section 301.010;

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

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

16 2. If the vehicle is a motor vehicle primarily for business use as defined

17 in section 301.010 and if such vehicle is five years of age or less, the director of
18 revenue shall retain the odometer information provided in the vehicle inspection
19 report, and provide for prompt access to such information, together with the
20 vehicle identification number for the motor vehicle to which such information
21 pertains, for a period of five years after the receipt of such information. This
22 section shall not apply unless:

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

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

27 3. If the vehicle is any motor vehicle other than a motor vehicle primarily
28 for business use, a recreational motor vehicle, motorcycle, motortricycle,
29 autocycle, bus, or any commercial motor vehicle licensed for over twelve thousand
30 pounds and if such motor vehicle is five years of age or less, the director of
31 revenue shall retain the odometer information provided in the vehicle inspection
32 report, and provide for prompt access to such information, together with the
33 vehicle identification number for the motor vehicle to which such information
34 pertains, for a period of five years after the receipt of such information. This
35 subsection shall not apply unless:

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

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

40 4. If the vehicle qualifies as a reconstructed motor vehicle, motor change
41 vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as
42 defined in section 301.010, or prior salvage as referenced in section 301.573, the
43 owner or lienholder shall surrender the certificate of ownership. The owner shall
44 make an application for a new certificate of ownership, pay the required title fee,
45 and obtain the vehicle examination certificate required pursuant to subsection 9
46 of section 301.190. If an insurance company pays a claim on a salvage vehicle as
47 defined in section 301.010 and the owner retains the vehicle, as prior salvage, the
48 vehicle shall only be required to meet the examination requirements under
49 subsection 10 of section 301.190. Notarized bills of sale along with a copy of the
50 front and back of the certificate of ownership for all major component parts
51 installed on the vehicle and invoices for all essential parts which are not defined
52 as major component parts shall accompany the application for a new certificate

53 of ownership. If the vehicle is a specially constructed motor vehicle, as defined
54 in section 301.010, two pictures of the vehicle shall be submitted with the
55 application. If the vehicle is a kit vehicle, the applicant shall submit the invoice
56 and the manufacturer's statement of origin on the kit. If the vehicle requires the
57 issuance of a special number by the director of revenue or a replacement vehicle
58 identification number, the applicant shall submit the required application and
59 application fee. All applications required under this subsection shall be
60 submitted with any applicable taxes which may be due on the purchase of the
61 vehicle or parts. The director of revenue shall appropriately designate
62 "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor
63 Vehicle", or "Specially Constructed Motor Vehicle" on the current and all
64 subsequent issues of the certificate of ownership of such vehicle.

65 5. Every insurance company that pays a claim for repair of a motor
66 vehicle which as the result of such repairs becomes a reconstructed motor vehicle
67 as defined in section 301.010 or that pays a claim on a salvage vehicle as defined
68 in section 301.010 and the owner is retaining the vehicle shall in writing notify
69 the owner of the vehicle, and in a first party claim, the lienholder if a lien is in
70 effect, that he is required to surrender the certificate of ownership, and the
71 documents and fees required pursuant to subsection 4 of this section to obtain a
72 prior salvage motor vehicle certificate of ownership or documents and fees as
73 otherwise required by law to obtain a salvage certificate of ownership, from the
74 director of revenue. The insurance company shall within thirty days of the
75 payment of such claims report to the director of revenue the name and address
76 of such owner, the year, make, model, vehicle identification number, and license
77 plate number of the vehicle, and the date of loss and payment.

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

80 7. An applicant for registration may make a donation of one dollar to
81 promote a blindness education, screening and treatment program. The director
82 of revenue shall collect the donations and deposit all such donations in the state
83 treasury to the credit of the blindness education, screening and treatment
84 program fund established in section 209.015. Moneys in the blindness education,
85 screening and treatment program fund shall be used solely for the purposes
86 established in section 209.015; except that the department of revenue shall retain
87 no more than one percent for its administrative costs. The donation prescribed
88 in this subsection is voluntary and may be refused by the applicant for

89 registration at the time of issuance or renewal. The director shall inquire of each
 90 applicant at the time the applicant presents the completed application to the
 91 director whether the applicant is interested in making the one dollar donation
 92 prescribed in this subsection.

93 8. An applicant for registration may make a donation of one dollar to
 94 promote an organ donor program. The director of revenue shall collect the
 95 donations and deposit all such donations in the state treasury to the credit of the
 96 organ donor program fund as established in sections 194.297 to 194.304. Moneys
 97 in the organ donor fund shall be used solely for the purposes established in
 98 sections 194.297 to 194.304, except that the department of revenue shall retain
 99 no more than one percent for its administrative costs. The donation prescribed
 100 in this subsection is voluntary and may be refused by the applicant for
 101 registration at the time of issuance or renewal. The director shall inquire of each
 102 applicant at the time the applicant presents the completed application to the
 103 director whether the applicant is interested in making the one dollar donation
 104 prescribed in this subsection.

301.055. 1. **Except as otherwise specified in subsection 2 of this**
 2 **section, the base annual registration fee for motor vehicles other than**
 3 **commercial motor vehicles is[:**

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

14 **twenty-four dollars. Motor vehicles subject to the base fee shall pay an**
 15 **additional fee based on the miles per gallon rating of the vehicle being**
 16 **registered, as specified in this subsection.**

17 **(1) Motor vehicles with a rating of twenty-nine miles per gallon**
 18 **or less shall not pay an additional fee;**

19 **(2) Motor vehicles with a rating above twenty-nine miles per**
 20 **gallon but less than sixty-one miles per gallon shall pay an additional**

21 fee of six dollars for each mile per gallon by which the motor vehicle's
22 rating exceeds twenty-nine miles per gallon;

23 (3) Motor vehicles with a rating of sixty-one or more miles per
24 gallon shall pay an additional fee equivalent to the additional fee for
25 a motor vehicle with a rating of sixty miles per gallon.

26 2. Notwithstanding the provisions of subsection 1 of this section,
27 the annual registration fee for certain motor vehicles other than
28 commercial motor vehicles shall be as follows:

29 (1) Motorcycles shall pay a total fee of eight dollars and fifty
30 cents;

31 (2) Motortricycles shall pay an annual registration fee of ten
32 dollars;

33 (3) Autocycles shall pay an annual registration fee of ten dollars;

34 (4) Motor vehicles required to pay an alternative fuel decal fee
35 under section 142.869 shall pay an annual registration fee equal to the
36 annual registration fee for a motor vehicle with a rating of sixty-one or
37 more miles per gallon, in addition to the fees specified in section
38 142.869.

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

45 4. The director of revenue shall determine miles per gallon
46 ratings for motor vehicles based on the motor vehicles' combined
47 city/highway miles per gallon rating as included on the fuel economy
48 label provided by the federal Environmental Protection Agency or its
49 successor agency, or as obtained using a vehicle identification number
50 decoding system. If a miles per gallon rating can not be obtained for
51 a model of vehicle as specified in this subsection, the vehicle shall be
52 determined to have a rating of twenty-nine miles per gallon if it is not
53 subject to the alternative decal fee under section 142.869, or shall not
54 be rated if it is subject to the alternative decal fee.

55 5. The director may promulgate rules as necessary to implement
56 the provisions of this section. Any rule or portion of a rule, as that
57 term is defined in section 536.010 that is created under the authority

58 **delegated in this section shall become effective only if it complies with**
59 **and is subject to all of the provisions of chapter 536, and, if applicable,**
60 **section 536.028. This section and chapter 536 are nonseverable and if**
61 **any of the powers vested with the general assembly pursuant to chapter**
62 **536, to review, to delay the effective date, or to disapprove and annul**
63 **a rule are subsequently held unconstitutional, then the grant of**
64 **rulemaking authority and any rule proposed or adopted after August**
65 **28, 2019, shall be invalid and void.**

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

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

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

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

Section B. Section A of this act shall become effective August 28, 2021.

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