

SECOND REGULAR SESSION

HOUSE BILL NO. 2219

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE NAEGER.

Read 1st time March 15, 2002, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

5040L.011

AN ACT

To repeal section 577.600, RSMo, and to enact in lieu thereof one new section relating to intoxication-related traffic offenses.

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

Section A. Section 577.600, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 577.600, to read as follows:

577.600. 1. In addition to any other provisions of law, a court may require that any person who is found guilty of or pleads guilty to a first **or second** intoxication-related traffic offense, as defined in section 577.023, [and a court shall require that any person who is found guilty of or pleads guilty to a second or subsequent intoxication-related traffic offense, as defined in section 577.023,] shall not operate any motor vehicle unless that vehicle is equipped with a functioning, certified ignition interlock device for a period of not less than one month from the date [of reinstatement of the person's driver's license. In addition, any court authorized to grant a limited driving privilege under section 302.309, RSMo, to any person who is found guilty of or pleads guilty to a second or subsequent intoxication-related traffic offense shall require the use of an ignition interlock device on all vehicles operated by the person as a required condition of the limited driving privilege] **such person was placed on probation and required to use the device**. Any person required to use an ignition interlock device shall comply with the court order, subject to the penalties provided by this section.

2. No person shall knowingly rent, lease or lend a motor vehicle to a person known to have had that person's driving privilege restricted as provided in subsection 1 of this section, unless the vehicle is equipped with a functioning, certified ignition interlock device. Any person

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

17 whose driving privilege is restricted as provided in subsection 1 of this section shall notify any
18 other person who rents, leases or loans a motor vehicle to that person of the driving restriction
19 imposed pursuant to this section.

20 **3. Notwithstanding the provisions of chapter 302, RSMo, the department of**
21 **revenue shall not, as a result of a first or second intoxication-related traffic offense,**
22 **suspend or revoke the driving privilege of any person who is found guilty of or pleads**
23 **guilty to a first or second intoxication-related traffic offense, as defined in section 577.023,**
24 **and who is required to use an ignition interlock device pursuant to subsection 1 of this**
25 **section.**

26 **4.** Any person convicted of a violation of this section shall be guilty of a class A
27 misdemeanor.