

FIRST REGULAR SESSION

HOUSE BILL NO. 381

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES SILVEY (Sponsor), SCAVUZZO, NOLTE, TILLEY, PRATT, RICHARD, PARKINSON, GRILL, FRAME, WILDBERGER, SALVA, TALBOY, KOMO, WALSH, CASEY, JONES (89), FALLERT, NASHEED, ZIMMERMAN, BROWN (50), CORCORAN, SCHARNHORST, DOUGHERTY, MEADOWS, ROORDA, HOLSMAN, BURNETT, DENISON, LOW, KANDER, NORR, LeBLANC, CALLOWAY, HUGHES, FISCHER (107), BIERMANN, LeVOTA AND SCHOELLER (Co-sponsors).

0365L.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 136.055, RSMo, and to enact in lieu thereof one new section relating to fee agent offices.

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

Section A. Section 136.055, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 136.055, to read as follows:

136.055. 1. Any person who is selected or appointed by the state director of revenue to act as an agent of the department of revenue, whose duties shall be the sale of motor vehicle licenses and the collection of motor vehicle sales and use taxes under the provisions of section 144.440, RSMo, and who receives no salary from the department of revenue, shall be authorized to collect from the party requiring such services additional fees as compensation in full and for all services rendered on the following basis:

(1) For each motor vehicle or trailer license sold, renewed or transferred--two dollars and fifty cents beginning January 1, 1998; and four dollars beginning July 1, 2000; and five dollars beginning August 28, 2002, for those licenses biennially renewed pursuant to section 301.147, RSMo. Beginning July 1, 2003, for each motor vehicle or trailer license sold, renewed or transferred--three dollars and fifty cents and seven dollars for those licenses sold or biennially renewed pursuant to section 301.147, RSMo;

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.

13 (2) For each application or transfer of title--two dollars and fifty cents beginning January
14 1, 1998;

15 (3) For each instruction permit, nondriver license, chauffeur's, operator's or driver's
16 license issued for a period of three years or less--two dollars and fifty cents and five dollars for
17 licenses or instruction permits issued or renewed for a period exceeding three years;

18 (4) For each notice of lien processed--two dollars and fifty cents beginning August 28,
19 2000;

20 (5) No notary fee or other fee or additional charge shall be paid or collected except for
21 electronic telephone transmission reception--two dollars.

22 **2. Beginning August 28, 2010, no fee charged under this section shall be collected**
23 **if the party requiring such services has waited inside the fee office for such services for**
24 **thirty minutes or longer. The department shall develop and implement a procedure for**
25 **determining the length of time a party has waited for such services.**

26 **3.** All fees charged shall not exceed those in this section. Beginning July 1, 2003, the
27 fees imposed by this section shall be collected by all permanent branch offices and all full-time
28 or temporary offices maintained by the department of revenue.

29 **[3.] 4.** Any person acting as agent of the department of revenue for the sale and issuance
30 of licenses and other documents related to motor vehicles shall have an insurable interest in all
31 license plates, licenses, tabs, forms and other documents held on behalf of the department.

32 **[4.] 5.** The fee increases authorized by this section and approved by the general assembly
33 were requested by the fee agents. All fee agent offices shall display a three foot by four foot sign
34 with black letters of at least three inches in height on a white background which states:

35 The increased fees approved by the
36 Missouri Legislature and charged by
37 this fee office were requested by the
38 fee agents.

39 **6. (1) For all fee office contracts awarded after August 28, 2009, the department**
40 **of revenue shall develop a procedure to select agents for new fee office contracts to ensure**
41 **that the best interests of the state and the area served by the fee office are met. The**
42 **department shall award such contracts under this section with priority given to applicants**
43 **as follows:**

44 **(a) Organizations and entities that are exempt from taxation under Section**
45 **501(c)(3) or 501(c)(6) of the Internal Revenue Code of 1986, as amended. Such**
46 **organizations and entities include, but are not limited to, chambers of commerce, veterans'**
47 **organizations, and local school foundations;**

48 **(b) Municipalities, counties, and fire protection districts.**

49 (2) Any fees collected by a tax-exempt organization or entity, or by any local
50 political subdivision, shall be retained and used by such organization, entity, or local
51 political subdivision.

52 (3) No individual or for-profit organization or entity shall be awarded any fee office
53 contract under this section.

54 (4) The department of revenue shall assist all organizations, entities, and local
55 political subdivisions awarded fee office contracts under this section with any transition
56 between the existing fee agent and the agent awarded a fee office contract under this
57 section. Such assistance shall include the provision of support and equipment for the
58 operation of the fee office.

59 (5) No employee hired under any fee office contract awarded under this subsection
60 shall receive compensation for such services exceeding one hundred thousand dollars per
61 year.

62 7. By August 28, 2010, the department of revenue shall develop and implement an
63 electronic license renewal system which shall be used by all fee offices for renewing licenses
64 in an electronic format prescribed by the department. The electronic license renewal
65 system shall be able to operate using any operating environment with minimum standards
66 set by the department, and shall provide a method to renew licenses via an Internet web
67 site connection.

68 8. Once every twenty-four months, the state auditor shall have access to all records
69 maintained and established by the fee office. No confidential records shall be divulged in
70 such a way to reveal personally identifiable information.

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