

FIRST REGULAR SESSION

[PERFECTED]

# HOUSE BILL NO. 683

## 95TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES SCHIEFFER (Sponsor), DIXON, WRIGHT, WEBB, ENGLUND, HOLSMAN, FAITH, FALLERT, AULL, KUESSNER, WILDBERGER, RUCKER, McCLANAHAN, KOMO, HODGES, MEINERS, STORCH, ZIMMERMAN, HARRIS, FISCHER (107), GATSCHENBERGER, ATKINS, CASEY, TILLEY AND SWINGER (Co-sponsors).

1576L.02P

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To repeal section 301.140, RSMo, and to enact in lieu thereof one new section relating to temporary license plates.

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

Section A. Section 301.140, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.140, to read as follows:

301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the certificate of registration and the right to use the number plates shall expire and the number plates shall be removed by the owner at the time of the transfer of possession, and it shall be unlawful for any person other than the person to whom such number plates were originally issued to have the same in his or her possession whether in use or not; except that the buyer of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach the license plates from the traded-in motor vehicle or trailer to the newly purchased motor vehicle or trailer. The operation of a motor vehicle with such transferred plates shall be lawful for no more than thirty days. As used in this subsection, the term "trade-in motor vehicle or trailer" shall include any single motor vehicle or trailer sold by the buyer of the newly purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or trailer are still valid.

2. In the case of a transfer of ownership the original owner may register another motor vehicle under the same number, upon the payment of a fee of two dollars, if the motor vehicle

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.

14 is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle)  
15 seating capacity, not in excess of that originally registered. When such motor vehicle is of  
16 greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor  
17 vehicle) seating capacity, for which a greater fee is prescribed, applicant shall pay a transfer fee  
18 of two dollars and a pro rata portion for the difference in fees. When such vehicle is of less  
19 horsepower, gross weight or (in case of a passenger-carrying commercial motor vehicle) seating  
20 capacity, for which a lesser fee is prescribed, applicant shall not be entitled to a refund.

21 3. License plates may be transferred from a motor vehicle which will no longer be  
22 operated to a newly purchased motor vehicle by the owner of such vehicles. The owner shall pay  
23 a transfer fee of two dollars if the newly purchased vehicle is of horsepower, gross weight or (in  
24 the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that  
25 of the vehicle which will no longer be operated. When the newly purchased motor vehicle is of  
26 greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor  
27 vehicle) seating capacity, for which a greater fee is prescribed, the applicant shall pay a transfer  
28 fee of two dollars and a pro rata portion of the difference in fees. When the newly purchased  
29 vehicle is of less horsepower, gross weight or (in the case of a passenger-carrying commercial  
30 motor vehicle) seating capacity, for which a lesser fee is prescribed, the applicant shall not be  
31 entitled to a refund.

32 4. Upon the sale of a motor vehicle or trailer by a dealer, a buyer who has made  
33 application for registration, by mail or otherwise, may operate the same for a period of thirty days  
34 after taking possession thereof, if during such period the motor vehicle or trailer shall have  
35 attached thereto, in the manner required by section 301.130, number plates issued to the dealer.  
36 Upon application and presentation of **proof of financial responsibility as required under**  
37 **subsection 5 of this section and** satisfactory evidence that the buyer has applied for registration,  
38 a dealer may furnish such number plates to the buyer for such temporary use. In such event, the  
39 dealer shall require the buyer to deposit the sum of ten dollars and fifty cents to be returned to  
40 the buyer upon return of the number plates as a guarantee that said buyer will return to the dealer  
41 such number plates within thirty days. The director shall issue a temporary permit authorizing  
42 the operation of a motor vehicle or trailer by a buyer for not more than thirty days of the date of  
43 purchase.

44 5. The temporary permit shall be made available by the director of revenue and may be  
45 purchased from the department of revenue upon proof of purchase of a motor vehicle or trailer  
46 for which the buyer has no registration plate available for transfer **and upon proof of financial**  
47 **responsibility**, or from a dealer upon purchase of a motor vehicle or trailer for which the buyer  
48 has no registration plate available for transfer. The director shall make temporary permits  
49 available to registered dealers in this state or authorized agents of the department of revenue in

50 sets of ten permits. The fee for the temporary permit shall be seven dollars and fifty cents for  
51 each permit or plate issued. No dealer or authorized agent shall charge more than seven dollars  
52 and fifty cents for each permit issued. The permit shall be valid for a period of thirty days from  
53 the date of purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle  
54 or trailer by a dealer for which the purchaser obtains a permit as set out above. **No permit shall**  
55 **be issued for a vehicle under this section unless the buyer shows proof of financial**  
56 **responsibility.**

57         6. The permit shall be issued on a form prescribed by the director and issued only for the  
58 applicant's use in the operation of the motor vehicle or trailer purchased to enable the applicant  
59 to legally operate the vehicle while proper title and registration plate are being obtained, and  
60 shall be displayed on no other vehicle. Temporary permits issued pursuant to this section shall  
61 not be transferable or renewable and shall not be valid upon issuance of proper registration plates  
62 for the motor vehicle or trailer. The director shall determine the size and numbering  
63 configuration, construction, and color of the permit.

64         7. The dealer or authorized agent shall insert the date of issuance and expiration date,  
65 year, make, and manufacturer's number of vehicle on the permit when issued to the buyer. The  
66 dealer shall also insert such dealer's number on the permit. Every dealer that issues a temporary  
67 permit shall keep, for inspection of proper officers, a correct record of each permit issued by  
68 recording the permit or plate number, buyer's name and address, year, make, manufacturer's  
69 vehicle identification number on which the permit is to be used, and the date of issuance.

70         8. Upon the transfer of ownership of any currently registered motor vehicle wherein the  
71 owner cannot transfer the license plates due to a change of vehicle category, the owner may  
72 surrender the license plates issued to the motor vehicle and receive credit for any unused portion  
73 of the original registration fee against the registration fee of another motor vehicle. Such credit  
74 shall be granted based upon the date the license plates are surrendered. No refunds shall be made  
75 on the unused portion of any license plates surrendered for such credit.

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