

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 95, Page 1, Line 3 in the Title, by deleting
2 all of said line and inserting in lieu thereof the words "legal separation or dissolution of marriage";
3 and
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5 Further amend said bill and page, Section A, Line 2, by inserting after all of said section and line the
6 following:

7 "302.314. 1. Notwithstanding any provision of this chapter or sections 454.1000 to 454.1031, any
8 person whose driver's license is suspended due to child support arrearage may apply to the
9 department of revenue for limited driving privileges. Any application shall be made in writing to the
10 director of revenue, and the person's reasons for requesting the limited driving privilege shall be
11 made therein.

12 2. If the director of revenue finds that an operator is required to operate a motor vehicle in
13 connection with any of the following:

14 (1) A business, occupation, or employment;

15 (2) Seeking medical treatment for such operator;

16 (3) Attending school or another institution of higher education; or

17 (4) Any other circumstance the director finds would create an undue hardship on the
18 operator;

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20 the director may grant such limited driving privilege as the circumstances of the case justify if the
21 director finds undue hardship would result to the individual. While so operating a motor vehicle
22 within the restrictions and limitations of the limited driving privilege, the driver shall not be guilty of
23 operating a motor vehicle without a valid license. Upon the director's determination granting limited
24 driving privileges, the operator shall submit to the director a fee of two thousand dollars which shall
25 be applied towards the operator's child support arrearage; failure to pay such fee within ten days of
26 the grant of limited driving privileges shall result in immediate revocation of all driving privileges.

27 3. The director's grant of the limited driving privilege shall indicate the termination date of
28 the privilege, which shall be not later than the end of the period of suspension. The director of
29 revenue upon granting a limited driving privilege shall give a copy of the limited driving privilege to
30 the applicant. The applicant shall carry a copy of the limited driving privilege while operating a
31 motor vehicle. A conviction which results in the assessment of points under section 302.302, other
32 than a violation of a municipal stop sign ordinance where no accident is involved, against a driver
33 who is operating a vehicle pursuant to a limited driving privilege terminates the privilege, as of the
34 date the points are assessed to the person's driving record. If the date of arrest is prior to the issuance
35 of the limited driving privilege, the privilege shall not be terminated. Failure of the driver to
36 maintain proof of financial responsibility, as required by chapter 303, shall terminate the privilege.

Action Taken _____ Date _____

1 The director shall notify by ordinary mail the driver whose privilege is so terminated.

2 4. No person who possesses a commercial driver's license shall receive a limited driving
3 privilege issued for the purpose of operating a commercial motor vehicle if such person's driving
4 privilege is suspended for child support arrearage.

5 5. Any person who has received notice of denial of a request of limited driving privilege by
6 the director of revenue may make a request for a review of the director's determination in the circuit
7 court of the county in which the person resides or the county in which the person's principal place of
8 business or employment is located within thirty days of the date of mailing of the notice of denial.
9 Such review shall be based upon the records of the department of revenue and other competent
10 evidence and shall be limited to a review of whether the applicant was statutorily entitled to the
11 limited driving privilege.

12 6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
13 under the authority delegated in this section shall become effective only if it complies with and is
14 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
15 chapter 536 are nonseverable and if any of the powers vested with the general assembly under
16 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
17 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
18 August 28, 2015, shall be invalid and void.";and

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20 Further amend said bill by amending the title, enacting clause, and intersectional references
21 accordingly.