

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 703,  
2 Page 34, Section 277.020, Line 17, by inserting after all of said section and line the following:

3  
4 "301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and  
5 sections 307.010 to 307.175, the following terms mean:

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

9 (2) "Automobile transporter", any vehicle combination designed and used specifically for  
10 the transport of assembled motor vehicles;

11 (3) "Axle load", the total load transmitted to the road by all wheels whose centers are  
12 included between two parallel transverse vertical planes forty inches apart, extending across the full  
13 width of the vehicle;

14 (4) "Boat transporter", any vehicle combination designed and used specifically to transport  
15 assembled boats and boat hulls;

16 (5) "Body shop", a business that repairs physical damage on motor vehicles that are not  
17 owned by the shop or its officers or employees by mending, straightening, replacing body parts, or  
18 painting;

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

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

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

25 (9) "Dealer", any person, firm, corporation, association, agent or subagent engaged in the  
26 sale or exchange of new, used or reconstructed motor vehicles or trailers;

27 (10) "Director" or "director of revenue", the director of the department of revenue;

28 (11) "Driveaway operation":

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

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

36 (c) The movement of a motor vehicle by any person who is lawfully engaged in the business

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1 of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise  
2 required to be registered, by the driveaway or towaway methods, from a point of manufacture,  
3 assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a  
4 manufacturer or to any consignee designated by the shipper or consignor;

5 (12) "Dromedary", a box, deck, or plate mounted behind the cab and forward of the fifth  
6 wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor  
7 equipped with a dromedary may carry part of a load when operating independently or in a  
8 combination with a semitrailer;

9 (13) "Farm tractor", a tractor used exclusively for agricultural purposes;

10 (14) "Fleet", any group of ten or more motor vehicles owned by the same owner;

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

12 (16) "Fullmount", a vehicle mounted completely on the frame of either the first or last  
13 vehicle in a saddlemount combination;

14 (17) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus  
15 the weight of any load thereon;

16 (18) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the  
17 result of the impact of hail;

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

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

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

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

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

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

29 (23) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized  
30 manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized  
31 manufacturer and accompanied by a manufacturer's statement of origin;

32 (24) "Land improvement contractors' commercial motor vehicle", any not-for-hire  
33 commercial motor vehicle the operation of which is confined to:

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

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

43 (25) "Local commercial motor vehicle", a commercial motor vehicle whose operations are  
44 confined solely to a municipality and that area extending not more than fifty miles therefrom, or a  
45 commercial motor vehicle whose property-carrying operations are confined solely to the  
46 transportation of property owned by any person who is the owner or operator of such vehicle to or  
47 from a farm owned by such person or under the person's control by virtue of a landlord and tenant  
48 lease; provided that any such property transported to any such farm is for use in the operation of

1 such farm;

2 (26) "Local log truck", a commercial motor vehicle which is registered pursuant to this  
3 chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this  
4 state, used to transport harvested forest products, operated [solely] at a forested site and in an area  
5 extending not more than a one hundred-mile radius from such site, carries a load with dimensions  
6 not in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the  
7 national system of interstate and defense highways described in Title 23, Section 103(e) of the  
8 United States Code or outside the one-hundred-mile radius from such site with an extended distance  
9 local log truck permit, such vehicle shall not exceed the weight limits of section 304.180, does not  
10 have more than four axles, and does not pull a trailer which has more than two axles. Harvesting  
11 equipment which is used specifically for cutting, felling, trimming, delimiting, debarking, chipping,  
12 skidding, loading, unloading, and stacking may be transported on a local log truck. A local log  
13 truck may not exceed the limits required by law, however, if the truck does exceed such limits as  
14 determined by the inspecting officer, then notwithstanding any other provisions of law to the  
15 contrary, such truck shall be subject to the weight limits required by such sections as licensed for  
16 eighty thousand pounds;

17 (27) "Local log truck tractor", a commercial motor vehicle which is registered under this  
18 chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this  
19 state, used to transport harvested forest products, operated [solely] at a forested site and in an area  
20 extending not more than a one hundred-mile radius from such site, operates with a weight not  
21 exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding  
22 forty-four thousand eight hundred pounds on any tandem axle, and when operated on the national  
23 system of interstate and defense highways described in Title 23, Section 103(e) of the United States  
24 Code or outside the one-hundred-mile radius from such site with an extended distance local log  
25 truck permit, such vehicle does not exceed the weight limits contained in section 304.180, and does  
26 not have more than three axles and does not pull a trailer which has more than two axles. Violations  
27 of axle weight limitations shall be subject to the load limit penalty as described for in sections  
28 304.180 to 304.220;

29 (28) "Local transit bus", a bus whose operations are confined wholly within a municipal  
30 corporation, or wholly within a municipal corporation and a commercial zone, as defined in section  
31 390.020, adjacent thereto, forming a part of a public transportation system within such municipal  
32 corporation and such municipal corporation and adjacent commercial zone;

33 (29) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is  
34 used exclusively to transport harvested forest products to and from forested sites which is registered  
35 pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the  
36 transportation of harvested forest products;

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

40 (31) "Manufacturer", any person, firm, corporation or association engaged in the business of  
41 manufacturing or assembling motor vehicles, trailers or vessels for sale;

42 (32) "Motor change vehicle", a vehicle manufactured prior to August, 1957, which receives  
43 a new, rebuilt or used engine, and which used the number stamped on the original engine as the  
44 vehicle identification number;

45 (33) "Motor vehicle", any self-propelled vehicle not operated exclusively upon tracks,  
46 except farm tractors;

47 (34) "Motor vehicle primarily for business use", any vehicle other than a recreational motor  
48 vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve

1 thousand pounds:

2 (a) Offered for hire or lease; or

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

4 (35) "Motorcycle", a motor vehicle operated on two wheels;

5 (36) "Motorized bicycle", any two-wheeled or three-wheeled device having an automatic  
6 transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which  
7 produces less than three gross brake horsepower, and is capable of propelling the device at a  
8 maximum speed of not more than thirty miles per hour on level ground;

9 (37) "Motortricycle", a motor vehicle operated on three wheels, including a motorcycle  
10 while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A  
11 motortricycle shall not be included in the definition of all-terrain vehicle;

12 (38) "Municipality", any city, town or village, whether incorporated or not;

13 (39) "Nonresident", a resident of a state or country other than the state of Missouri;

14 (40) "Non-USA-std motor vehicle", a motor vehicle not originally manufactured in  
15 compliance with United States emissions or safety standards;

16 (41) "Operator", any person who operates or drives a motor vehicle;

17 (42) "Owner", any person, firm, corporation or association, who holds the legal title to a  
18 vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease  
19 thereof with the right of purchase upon performance of the conditions stated in the agreement and  
20 with an immediate right of possession vested in the conditional vendee or lessee, or in the event a  
21 mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor  
22 shall be deemed the owner for the purpose of this law;

23 (43) "Public garage", a place of business where motor vehicles are housed, stored, repaired,  
24 reconstructed or repainted for persons other than the owners or operators of such place of business;

25 (44) "Rebuilder", a business that repairs or rebuilds motor vehicles owned by the rebuilder,  
26 but does not include certificated common or contract carriers of persons or property;

27 (45) "Reconstructed motor vehicle", a vehicle that is altered from its original construction  
28 by the addition or substitution of two or more new or used major component parts, excluding motor  
29 vehicles made from all new parts, and new multistage manufactured vehicles;

30 (46) "Recreational motor vehicle", any motor vehicle designed, constructed or substantially  
31 modified so that it may be used and is used for the purposes of temporary housing quarters,  
32 including therein sleeping and eating facilities which are either permanently attached to the motor  
33 vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall  
34 prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle  
35 could otherwise be so registered;

36 (47) "Recreational off-highway vehicle", any motorized vehicle manufactured and used  
37 exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches  
38 in width, with an unladen dry weight of two thousand pounds or less, traveling on four or more  
39 nonhighway tires and which may have access to ATV trails;

40 (48) "Rollback or car carrier", any vehicle specifically designed to transport wrecked,  
41 disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker  
42 or towing service;

43 (49) "Saddlemount combination", a combination of vehicles in which a truck or truck  
44 tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth  
45 wheel of the vehicle in front of it. The "saddle" is a mechanism that connects the front axle of the  
46 towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel  
47 kingpin connection. When two vehicles are towed in this manner the combination is called a  
48 "double saddlemount combination". When three vehicles are towed in this manner, the combination

1 is called a "triple saddlemount combination";

2 (50) "Salvage dealer and dismantler", a business that dismantles used motor vehicles for the  
3 sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

4 (51) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

5 (a) Was damaged during a year that is no more than six years after the manufacturer's model  
6 year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct  
7 the vehicle to its condition immediately before it was damaged for legal operation on the roads or  
8 highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the  
9 time it was damaged;

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

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

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

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

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

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

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

27 (52) "School bus", any motor vehicle used solely to transport students to or from school or  
28 to transport students to or from any place for educational purposes;

29 (53) "Scrap processor", a business that, through the use of fixed or mobile equipment,  
30 flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or  
31 transportation to a shredder or scrap metal operator for recycling;

32 (54) "Shuttle bus", a motor vehicle used or maintained by any person, firm, or corporation  
33 as an incidental service to transport patrons or customers of the regular business of such person,  
34 firm, or corporation to and from the place of business of the person, firm, or corporation providing  
35 the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial  
36 motor vehicles;

37 (55) "Special mobile equipment", every self-propelled vehicle not designed or used  
38 primarily for the transportation of persons or property and incidentally operated or moved over the  
39 highways, including farm equipment, implements of husbandry, road construction or maintenance  
40 machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders,  
41 rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous  
42 mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers,  
43 scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and  
44 earth-moving equipment. This enumeration shall be deemed partial and shall not operate to  
45 exclude other such vehicles which are within the general terms of this section;

46 (56) "Specially constructed motor vehicle", a motor vehicle which shall not have been  
47 originally constructed under a distinctive name, make, model or type by a manufacturer of motor  
48 vehicles. The term specially constructed motor vehicle includes kit vehicles;

1 (57) "Stinger-steered combination", a truck tractor-semitrailer wherein the fifth wheel is  
2 located on a drop frame located behind and below the rearmost axle of the power unit;

3 (58) "Tandem axle", a group of two or more axles, arranged one behind another, the  
4 distance between the extremes of which is more than forty inches and not more than ninety-six  
5 inches apart;

6 (59) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor vehicle designed for  
7 drawing other vehicles, but not for the carriage of any load when operating independently. When  
8 attached to a semitrailer, it supports a part of the weight thereof;

9 (60) "Trailer", any vehicle without motive power designed for carrying property or  
10 passengers on its own structure and for being drawn by a self-propelled vehicle, except those  
11 running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and  
12 used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests  
13 upon and is carried by the towing vehicle. The term "trailer" shall not include cotton trailers as  
14 defined in subdivision (8) of this section and shall not include manufactured homes as defined in  
15 section 700.010;

16 (61) "Truck", a motor vehicle designed, used, or maintained for the transportation of  
17 property;

18 (62) "Truck-tractor semitrailer-semitrailer", a combination vehicle in which the two trailing  
19 units are connected with a B-train assembly which is a rigid frame extension attached to the rear  
20 frame of a first semitrailer which allows for a fifth-wheel connection point for the second  
21 semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor  
22 semitrailer-trailer combination;

23 (63) "Truck-trailer boat transporter combination", a boat transporter combination consisting  
24 of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle  
25 located substantially at the trailer center of gravity rather than the rear of the trailer but so as to  
26 maintain a downward force on the trailer tongue;

27 (64) "Used parts dealer", a business that buys and sells used motor vehicle parts or  
28 accessories, but not including a business that sells only new, remanufactured or rebuilt parts.  
29 "Business" does not include isolated sales at a swap meet of less than three days;

30 (65) "Utility vehicle", any motorized vehicle manufactured and used exclusively for off-  
31 highway use which is more than fifty inches but no more than sixty-seven inches in width, with an  
32 unladen dry weight of two thousand pounds or less, traveling on four or six wheels, to be used  
33 primarily for landscaping, lawn care, or maintenance purposes;

34 (66) "Vanpool", any van or other motor vehicle used or maintained by any person, group,  
35 firm, corporation, association, city, county or state agency, or any member thereof, for the  
36 transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and  
37 from their place of employment; however, a vanpool shall not be included in the definition of the  
38 term bus or commercial motor vehicle as defined by subdivisions (6) and (7) of this section, nor  
39 shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall  
40 use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses  
41 constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use  
42 in a ride-sharing arrangement;

43 (67) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on  
44 highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or  
45 vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs  
46 operated by handicapped persons;

47 (68) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and  
48 used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road,

1 street or highway rights-of-way to a point of storage or repair, including towing a replacement  
2 vehicle to replace a disabled or wrecked vehicle;

3 (69) "Wrecker or towing service", the act of transporting, towing or recovering with a  
4 wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker,  
5 tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation  
6 or other personal gain.

7 301.062. 1. The annual registration fee for a local log truck, registered pursuant to this  
8 chapter, is three hundred dollars.

9 2. A local log truck may receive an extended distance local log truck permit for an  
10 additional fee of two hundred dollars. A local log truck with an extended distance local log truck  
11 permit shall be allowed to transport harvested or processed forest products outside of the one-  
12 hundred-mile radius from the forested site at the weight limits for commercial vehicles specified in  
13 304.180."; and

14  
15 Further amend said bill by amending the title, enacting clause, and intersectional references  
16 accordingly.