

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14,
2 Section 301.010, Line 5, by inserting after all of said line the following:

3
4 "(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a
5 partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a
6 steering wheel and pedals, and that has met applicable Department of Transportation National
7 Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;"; and
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9 Further amend said bill and section by renumbering subdivisions accordingly; and
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11 Further amend said bill and section, page 18, Lines 143 to 145, by removing all of said lines from
12 the bill and inserting in lieu thereof the following:

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14 "[(38)] (39) "Motortricycle", a motor vehicle upon which the operator straddles or sits
15 astride that is designed to be controlled by handle bars and is operated on three wheels, including a
16 motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a
17 third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;"; and
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19 Further amend said bill and section, Page 22, Line 301, by inserting after all of said section and line
20 the following:

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22 "301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or
23 driven upon the highways of this state, except as herein otherwise expressly provided, shall annually
24 file, by mail or otherwise, in the office of the director of revenue, an application for registration on a
25 blank to be furnished by the director of revenue for that purpose containing:

26 (1) A brief description of the motor vehicle or trailer to be registered, including the name of
27 the manufacturer, the vehicle identification number, the amount of motive power of the motor
28 vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor
29 vehicle primarily for business use as defined in section 301.010;

30 (2) The name, the applicant's identification number and address of the owner of such motor
31 vehicle or trailer;

32 (3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a
33 commercial motor vehicle or trailer.

34 2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010
35 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer
36 information provided in the vehicle inspection report, and provide for prompt access to such

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1 information, together with the vehicle identification number for the motor vehicle to which such
2 information pertains, for a period of five years after the receipt of such information. This section
3 shall not apply unless:

4 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
5 1989; and

6 (2) The certificate was issued pursuant to a manufacturer's statement of origin.

7 3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use,
8 a recreational motor vehicle, motorcycle, motortricycle, autocycle, bus, or any commercial motor
9 vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or
10 less, the director of revenue shall retain the odometer information provided in the vehicle inspection
11 report, and provide for prompt access to such information, together with the vehicle identification
12 number for the motor vehicle to which such information pertains, for a period of five years after the
13 receipt of such information. This subsection shall not apply unless:

14 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
15 1990; and

16 (2) The certificate was issued pursuant to a manufacturer's statement of origin.

17 4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially
18 constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior
19 salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of
20 ownership. The owner shall make an application for a new certificate of ownership, pay the
21 required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of
22 section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section
23 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to
24 meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale
25 along with a copy of the front and back of the certificate of ownership for all major component parts
26 installed on the vehicle and invoices for all essential parts which are not defined as major
27 component parts shall accompany the application for a new certificate of ownership. If the vehicle
28 is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle
29 shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the
30 invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of
31 a special number by the director of revenue or a replacement vehicle identification number, the
32 applicant shall submit the required application and application fee. All applications required under
33 this subsection shall be submitted with any applicable taxes which may be due on the purchase of
34 the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor
35 Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor
36 Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

37 5. Every insurance company that pays a claim for repair of a motor vehicle which as the
38 result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that
39 pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the
40 vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a
41 lien is in effect, that he is required to surrender the certificate of ownership, and the documents and
42 fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle
43 certificate of ownership or documents and fees as otherwise required by law to obtain a salvage
44 certificate of ownership, from the director of revenue. The insurance company shall within thirty
45 days of the payment of such claims report to the director of revenue the name and address of such
46 owner, the year, make, model, vehicle identification number, and license plate number of the
47 vehicle, and the date of loss and payment.

48 6. Anyone who fails to comply with the requirements of this section shall be guilty of a

1 class B misdemeanor.

2 7. An applicant for registration may make a donation of one dollar to promote a blindness
3 education, screening and treatment program. The director of revenue shall collect the donations and
4 deposit all such donations in the state treasury to the credit of the blindness education, screening and
5 treatment program fund established in section 209.015. Moneys in the blindness education,
6 screening and treatment program fund shall be used solely for the purposes established in section
7 209.015; except that the department of revenue shall retain no more than one percent for its
8 administrative costs. The donation prescribed in this subsection is voluntary and may be refused by
9 the applicant for registration at the time of issuance or renewal. The director shall inquire of each
10 applicant at the time the applicant presents the completed application to the director whether the
11 applicant is interested in making the one dollar donation prescribed in this subsection.

12 8. An applicant for registration may make a donation of one dollar to promote an organ
13 donor program. The director of revenue shall collect the donations and deposit all such donations in
14 the state treasury to the credit of the organ donor program fund as established in sections 194.297 to
15 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in
16 sections 194.297 to 194.304, except that the department of revenue shall retain no more than one
17 percent for its administrative costs. The donation prescribed in this subsection is voluntary and may
18 be refused by the applicant for registration at the time of issuance or renewal. The director shall
19 inquire of each applicant at the time the applicant presents the completed application to the director
20 whether the applicant is interested in making the one dollar donation prescribed in this subsection.

21 301.055. 1. The annual registration fee for motor vehicles other than commercial motor
22 vehicles is:

23	Less than 12 horsepower	\$18.00
24	12 horsepower and less than 24 horsepower	21.00
25	24 horsepower and less than 36 horsepower	24.00
26	36 horsepower and less than 48 horsepower	33.00
27	48 horsepower and less than 60 horsepower	39.00
28	60 horsepower and less than 72 horsepower	45.00
29	72 horsepower and more	51.00
30	Motorcycles	8.50
31	Motortricycles	10.00
32	<u>Autocycles</u>	<u>10.00</u>

33 2. Notwithstanding any other provision of law, the registration of any autocycle registered
34 as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the expiration
35 of the registration period for such vehicle at which time the owner shall be required to renew the
36 motor vehicle's registration under the autocycle classification and pay the appropriate registration
37 fee."; and

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39 Further amend said bill, Page 23, Section 301.075, Line 4, by inserting after all of said section and
40 line the following:

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42 "301.130. 1. The director of revenue, upon receipt of a proper application for registration,
43 required fees and any other information which may be required by law, shall issue to the applicant a
44 certificate of registration in such manner and form as the director of revenue may prescribe and a set
45 of license plates, or other evidence of registration, as provided by this section. Each set of license
46 plates shall bear the name or abbreviated name of this state, the words "SHOW-ME STATE", the
47 month and year in which the registration shall expire, and an arrangement of numbers or letters, or
48 both, as shall be assigned from year to year by the director of revenue. The plates shall also contain

1 fully reflective material with a common color scheme and design for each type of license plate
2 issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically
3 attractive. Special plates for qualified disabled veterans will have the “DISABLED VETERAN”
4 wording on the license plates in preference to the words “SHOW-ME STATE” and special plates for
5 members of the National Guard will have the “NATIONAL GUARD” wording in preference to the
6 words “SHOW-ME STATE”.

7 2. The arrangement of letters and numbers of license plates shall be uniform throughout
8 each classification of registration. The director may provide for the arrangement of the numbers in
9 groups or otherwise, and for other distinguishing marks on the plates.

10 3. All property-carrying commercial motor vehicles to be registered at a gross weight in
11 excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit
12 buses, school buses, trailers, semitrailers, motorcycles, motortricycles, autocycles, motorscooters,
13 and driveaway vehicles shall be registered with the director of revenue as provided for in subsection
14 3 of section 301.030, or with the state highways and transportation commission as otherwise
15 provided in this chapter, but only one license plate shall be issued for each such vehicle, except as
16 provided in this subsection. The applicant for registration of any property-carrying commercial
17 vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued
18 two license plates for such vehicle, and if such plates are issued, the director of revenue shall
19 provide for distinguishing marks on the plates indicating one plate is for the front and the other is
20 for the rear of such vehicle. The director may assess and collect an additional charge from the
21 applicant in an amount not to exceed the fee prescribed for personalized license plates in subsection
22 1 of section 301.144.

23 4. The plates issued to manufacturers and dealers shall bear the letters and numbers as
24 prescribed by section 301.560, and the director may place upon the plates other letters or marks to
25 distinguish commercial motor vehicles and trailers and other types of motor vehicles.

26 5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall
27 have displayed thereon the license plate or set of license plates issued by the director of revenue or
28 the state highways and transportation commission and authorized by section 301.140. Each such
29 plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof
30 shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired.
31 Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its
32 reflective qualities are not impaired. License plates shall be fastened to all motor vehicles except
33 trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds on the
34 front and rear of such vehicles not less than eight nor more than forty-eight inches above the
35 ground, with the letters and numbers thereon right side up. The license plates on trailers,
36 motorcycles, motortricycles, autocycles, and motorscooters shall be displayed on the rear of such
37 vehicles either horizontally or vertically, with the letters and numbers plainly visible. The license
38 plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors
39 licensed in excess of twelve thousand pounds shall be displayed on the front of such vehicles not
40 less than eight nor more than forty-eight inches above the ground, with the letters and numbers
41 thereon right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this
42 section, displayed in the same manner on the front and rear of such vehicles. The license plate or
43 plates authorized by section 301.140, when properly attached, shall be prima facie evidence that the
44 required fees have been paid.

45 6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as
46 provided by law as evidence of the annual payment of registration fees and the current registration
47 of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any
48 additional information recorded on the tab or tabs to ensure that the tab or tabs positively correlate

1 with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall
2 be produced in each license bureau office.

3 (2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab
4 or tabs in the designated area of the license plate, no more than one per plate.

5 (3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the
6 prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been
7 paid.

8 (4) Except as otherwise provided in this section, the director of revenue shall issue plates for
9 a period of at least six years.

10 (5) For those commercial motor vehicles and trailers registered pursuant to section 301.041,
11 the plate issued by the highways and transportation commission shall be a permanent nonexpiring
12 license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any
13 vehicle permanently registered pursuant to this section from the obligation to pay the annual
14 registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to
15 the highways and transportation commission upon the sale or disposal of the vehicle by the owner to
16 whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a
17 replacement commercial motor vehicle when the owner files a supplemental application with the
18 Missouri highways and transportation commission for the registration of such replacement
19 commercial motor vehicle. Upon payment of the annual registration fee, the highways and
20 transportation commission shall issue a certificate of registration or other suitable evidence of
21 payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle
22 for which it is issued.

23 (6) Upon the sale or disposal of any vehicle permanently registered under this section, or
24 upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such
25 vehicle shall be returned to the highways and transportation commission and shall not be valid for
26 operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner
27 files a supplemental application with the Missouri highways and transportation commission for the
28 registration of such replacement vehicle. If a vehicle which is permanently registered under this
29 section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be
30 given credit for any unused portion of the annual registration fee when the vehicle is replaced by the
31 purchase or lease of another vehicle during the registration year.

32 7. The director of revenue and the highways and transportation commission may prescribe
33 rules and regulations for the effective administration of this section. No rule or portion of a rule
34 promulgated under the authority of this section shall become effective unless it has been
35 promulgated pursuant to the provisions of section 536.024.

36 8. Notwithstanding the provisions of any other law to the contrary, owners of motor
37 vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess of
38 twenty-four thousand pounds gross weight may apply for special personalized license plates.
39 Vehicles licensed for twenty-four thousand pounds that display special personalized license plates
40 shall be subject to the provisions of subsections 1 and 2 of section 301.030. On and after August
41 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or commercial motor
42 vehicles licensed in excess of twenty-four thousand pounds gross weight, may apply for any
43 preexisting or hereafter statutorily created special personalized license plates.

44 9. No later than January 1, 2019, the director of revenue shall commence the reissuance of
45 new license plates of such design as approved by the advisory committee under section 301.125
46 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as
47 otherwise provided in this section, in addition to all other fees required by law, applicants for
48 registration of vehicles with license plates that expire during the period of reissuance, applicants for

1 registration of trailers or semitrailers with license plates that expire during the period of reissuance
 2 and applicants for registration of vehicles that are to be issued new license plates during the period
 3 of reissuance shall pay the cost of the plates required by this subsection. The additional cost
 4 prescribed in this subsection shall not be charged to persons receiving special license plates issued
 5 under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to
 6 section 301.131 and specialized license plates are exempt from the provisions of this subsection.
 7 Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued
 8 to commercial motor vehicles and trailers registered under section 301.041 are exempt from the
 9 provisions of this subsection."; and

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 11 Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and
 12 line the following:

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 14 "301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer,
 15 manufacturer or dealer, as provided in this chapter, the director of revenue shall file such application
 16 and register such motor vehicle, trailer, manufacturer or dealer, together with the facts stated in the
 17 application, under a distinctive number assigned to such motor vehicle, trailer, manufacturer or
 18 dealer. Separate records shall be kept as follows:

- 19 (1) Motor vehicles registered by owners;
- 20 (2) Commercial motor vehicles;
- 21 (3) Trailers;
- 22 (4) Motorcycles and motor tricycles;
- 23 (5) Autocycles;
- 24 (6) Manufacturers and dealers.

25 2. The director of revenue may keep such other classifications and records as he may deem
 26 necessary and may enter contracts or agreements or otherwise make arrangements for computerized
 27 access to odometer and title information.

28 3. All of such books and records shall be kept open to public inspection during reasonable
 29 business hours.

30 4. The governor may cause the records of the department of revenue to be audited by the
 31 state auditor at any time."; and

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 33 Further amend said bill, Page 32, Section 302.170, Line 163, by inserting after all of said section
 34 and line the following:

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 36 "304.005. 1. As used in this section, the term "autocycle" means a three-wheeled motor
 37 vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle
 38 seating area, that is designed to be controlled with a steering wheel and pedals, and that has met
 39 applicable Department of Transportation National Highway Traffic Safety Administration
 40 requirements or Federal Motorcycle Safety Standards.

41 2. Notwithstanding subsection 2 of section 302.020, a person operating or riding in an
 42 autocycle [shall] may not be required to wear protective headgear [~~if the vehicle is equipped with a~~
 43 ~~roof that meets or exceeds the standards established for protective headgear~~].

44 3. No person shall operate an autocycle on any highway or street in this state unless the
 45 person has a valid driver's license. The operator of an autocycle, however, shall not be required to
 46 obtain a motorcycle or motortricycle license or endorsement pursuant to sections 302.010 to
 47 302.340."; and

48

- 1 Further amend said bill by amending the title, enacting clause, and intersectional references
- 2 accordingly.