

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill Nos. 2277 & 1983, Page 1, Section A, Line 2,
2 by inserting after all of said section and line the following:

3
4 "301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven
5 upon the highways of this state, except for all-terrain vehicles and utility vehicles and as herein
6 otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director
7 of revenue, an application for registration on a blank to be furnished by the director of revenue for
8 that purpose containing:

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

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

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

17 2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010
18 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer
19 information provided in the vehicle inspection report, and provide for prompt access to such
20 information, together with the vehicle identification number for the motor vehicle to which such
21 information pertains, for a period of five years after the receipt of such information. This section
22 shall not apply unless:

23 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
24 1989; and

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

26 3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use,
27 a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle
28 licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the
29 director of revenue shall retain the odometer information provided in the vehicle inspection report,
30 and provide for prompt access to such information, together with the vehicle identification number

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1 for the motor vehicle to which such information pertains, for a period of five years after the receipt
2 of such information. This subsection shall not apply unless:

3 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
4 1990; and

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

6 4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially
7 constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior
8 salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of
9 ownership. The owner shall make an application for a new certificate of ownership, pay the
10 required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of
11 section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section
12 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to
13 meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale
14 along with a copy of the front and back of the certificate of ownership for all major component parts
15 installed on the vehicle and invoices for all essential parts which are not defined as major
16 component parts shall accompany the application for a new certificate of ownership. If the vehicle
17 is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle
18 shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the
19 invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of
20 a special number by the director of revenue or a replacement vehicle identification number, the
21 applicant shall submit the required application and application fee. All applications required under
22 this subsection shall be submitted with any applicable taxes which may be due on the purchase of
23 the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor
24 Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor
25 Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

26 5. Every insurance company that pays a claim for repair of a motor vehicle which as the
27 result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that
28 pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the
29 vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a
30 lien is in effect, that he is required to surrender the certificate of ownership, and the documents and
31 fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle
32 certificate of ownership or documents and fees as otherwise required by law to obtain a salvage
33 certificate of ownership, from the director of revenue. The insurance company shall within thirty
34 days of the payment of such claims report to the director of revenue the name and address of such
35 owner, the year, make, model, vehicle identification number, and license plate number of the
36 vehicle, and the date of loss and payment.

37 6. Anyone who fails to comply with the requirements of this section shall be guilty of a
38 class B misdemeanor.

39 7. An applicant for registration may make a donation of one dollar to promote a blindness
40 education, screening and treatment program. The director of revenue shall collect the donations and
41 deposit all such donations in the state treasury to the credit of the blindness education, screening and

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

8 8. An applicant for registration may make a donation of one dollar to promote an organ
9 donor program. The director of revenue shall collect the donations and deposit all such donations in
10 the state treasury to the credit of the organ donor program fund as established in sections 194.297 to
11 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in
12 sections 194.297 to 194.304, except that the department of revenue shall retain no more than one
13 percent for its administrative costs. The donation prescribed in this subsection is voluntary and may
14 be refused by the applicant for registration at the time of issuance or renewal. The director shall
15 inquire of each applicant at the time the applicant presents the completed application to the director
16 whether the applicant is interested in making the one dollar donation prescribed in this subsection.

17 9. Notwithstanding any provision of this section or any other law to the contrary, all-terrain
18 vehicles and utility vehicles, as such terms are defined in section 301.010, shall not be subject to the
19 titling and registration requirements of this section.

20 301.030. 1. The director shall provide for the retention of license plates by the owners of
21 motor vehicles, other than commercial motor vehicles, and shall establish a system of registration on
22 a monthly series basis to distribute the work of registering motor vehicles as uniformly as
23 practicable throughout the twelve months of the calendar year. For the purpose of assigning license
24 plate numbers, each type of motor vehicle shall be considered a separate class. Commencing July 1,
25 1949, motor vehicles, other than commercial motor vehicles, shall be registered for a period of
26 twelve consecutive calendar months. There are established twelve registration periods, each of
27 which shall start on the first day of each calendar month of the year and shall end on the last date of
28 the twelfth month from the date of beginning.

29 2. Motor vehicles, other than commercial motor vehicles, operated for the first time upon
30 the public highways of this state, to and including the fifteenth day of any given month, shall be
31 subject to registration and payment of a fee for the twelve-month period commencing the first day
32 of the month of such operation; motor vehicles, other than commercial motor vehicles, operated for
33 the first time on the public highways of this state after the fifteenth day of any given month shall be
34 subject to registration and payment of a fee for the twelve-month period commencing the first day
35 of the next following calendar month.

36 3. All commercial motor vehicles and trailers, except those licensed under section 301.035
37 and those operated under agreements as provided for in sections 301.271 to 301.279, shall be
38 registered either on a calendar year basis or on a prorated basis as provided in this section. The fees
39 for commercial motor vehicles, trailers, semitrailers, and driveaway vehicles, other than those to be
40 operated under agreements as provided for in sections 301.271 to 301.279 shall be payable not later
41 than the last day of February of each year, except when such vehicle is licensed between April first

1 and July first the fee shall be three-fourths the annual fee, when licensed between July first and
 2 October first the fee shall be one-half the annual fee and when licensed on or after October first the
 3 fee shall be one-fourth the annual fee. Such license plates shall be made with fully reflective
 4 material with a common color scheme and design, shall be clearly visible at night, and shall be
 5 aesthetically attractive, as prescribed by section 301.130. Local commercial motor vehicle license
 6 plates may also be so stamped, marked or designed as to indicate they are to be used only on local
 7 commercial motor vehicles and, in addition to such stamp, mark or design, the letter "F" shall also
 8 be displayed on local commercial motor vehicle license plates issued to motor vehicles used for
 9 farm or farming transportation operations as defined in section 301.010 in the manner prescribed by
 10 the advisory committee established in section 301.129. In addition, all commercial motor vehicle
 11 license plates may be so stamped or marked with a letter, figure or other emblem as to indicate the
 12 gross weight for which issued.

13 4. The director shall, upon application, issue registration and license plates for nine
 14 thousand pounds gross weight for property-carrying commercial motor vehicles referred to herein,
 15 upon payment of the fees prescribed for twelve thousand pounds gross weight as provided in section
 16 301.057.

17 5. Notwithstanding any provision of this section or any other law to the contrary, all-terrain
 18 vehicles and utility vehicles, as such terms are defined in section 301.010, shall not be subject to the
 19 titling and registration requirements of this section.

20 301.055. 1. The annual registration fee for motor vehicles other than commercial motor
 21 vehicles is:

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

31 2. Notwithstanding any provision of this section or any other law to the contrary, all-terrain
 32 vehicles and utility vehicles, as such terms are defined in section 301.010, shall not be subject to the
 33 registration fees of this section."; and

34
 35 Further amend said bill and section, Page 7, Line 217, by inserting after all of said section and line
 36 the following:

37
 38 "301.193. 1. Any person who purchases or is the owner of real property on which vehicles,
 39 as defined in section 301.010, vessels or watercraft, as defined in section 306.010, [~~or outboard~~
 40 ~~motors, as that term is used in section 306.530,~~] have been abandoned, without the consent of said
 41 purchaser or owner of the real property, may apply to the department of revenue for a certificate of

1 title. Any insurer which purchases a vehicle through the claims adjustment process for which the
2 insurer is unable to obtain a negotiable title may make an application to the department of revenue
3 for a salvage certificate of title pursuant to this section. Prior to making application for a certificate
4 of title on a vehicle under this section, the insurer or owner of the real estate shall have the vehicle
5 inspected by law enforcement pursuant to subsection 9 of section 301.190, and shall have law
6 enforcement perform a check in the national crime information center and any appropriate statewide
7 law enforcement computer to determine if the vehicle has been reported stolen and the name and
8 address of the person to whom the vehicle was last titled and any lienholders of record. The insurer
9 or owner or purchaser of the real estate shall, thirty days prior to making application for title, notify
10 any owners or lienholders of record for the vehicle by certified mail that the owner intends to apply
11 for a certificate of title from the director for the abandoned vehicle. The application for title shall
12 be accompanied by:

13 (1) A statement explaining the circumstances by which the property came into the insurer,
14 owner or purchaser's possession; a description of the property including the year, make, model,
15 vehicle identification number and any decal or license plate that may be affixed to the vehicle; the
16 current location of the property; and the retail value of the property;

17 (2) An inspection report of the property, if it is a vehicle, by a law enforcement agency
18 pursuant to subsection 9 of section 301.190; and

19 (3) A copy of the thirty-day notice and certified mail receipt mailed to any owner and any
20 person holding a valid security interest of record.

21 2. Upon receipt of the application and supporting documents, the director shall search the
22 records of the department of revenue, or initiate an inquiry with another state, if the evidence
23 presented indicated the property described in the application was registered or titled in another state,
24 to verify the name and address of any owners and any lienholders. If the latest owner or lienholder
25 was not notified the director shall inform the insurer, owner, or purchaser of the real estate of the
26 latest owner and lienholder information so that notice may be given as required by subsection 1 of
27 this section. Any owner or lienholder receiving notification may protest the issuance of title by,
28 within the thirty-day notice period and may file a petition to recover the vehicle, naming the insurer
29 or owner of the real estate and serving a copy of the petition on the director of revenue. The
30 director shall not be a party to such petition but shall, upon receipt of the petition, suspend the
31 processing of any further certificate of title until the rights of all parties to the vehicle are
32 determined by the court. Once all requirements are satisfied the director shall issue one of the
33 following:

34 (1) An original certificate of title if the vehicle examination certificate, as provided in
35 section 301.190, indicates that the vehicle was not previously in a salvaged condition or rebuilt;

36 (2) An original certificate of title designated as prior salvage if the vehicle examination
37 certificate as provided in section 301.190 indicates the vehicle was previously in a salvaged
38 condition or rebuilt;

39 (3) A salvage certificate of title designated with the words "salvage/abandoned property" or
40 junking certificate based on the condition of the property as stated in the inspection report. An
41 insurer purchasing a vehicle through the claims adjustment process under this section shall only be

1 eligible to obtain a salvage certificate of title or junking certificate.

2 3. Any insurer which purchases a vehicle that is currently titled in Missouri through the
3 claims adjustment process for which the insurer is unable to obtain a negotiable title may make
4 application to the department of revenue for a salvage certificate of title or junking certificate. Such
5 application may be made by the insurer or its designated salvage pool on a form provided by the
6 department and signed under penalty of perjury. The application shall include a declaration that the
7 insurer has made at least two written attempts to obtain the certificate of title, transfer documents, or
8 other acceptable evidence of title, and be accompanied by proof of claims payment from the insurer,
9 evidence that letters were sent to the vehicle owner, a statement explaining the circumstances by
10 which the property came into the insurer's possession, a description of the property including the
11 year, make, model, vehicle identification number, and current location of the property, and the fee
12 prescribed in subsection 5 of section 301.190. The insurer shall, thirty days prior to making
13 application for title, notify any owners or lienholders of record for the vehicle that the insurer
14 intends to apply for a certificate of title from the director for the vehicle. Upon receipt of the
15 application and supporting documents, the director shall search the records of the department of
16 revenue to verify the name and address of any owners and any lienholders. If the director identifies
17 any additional owner or lienholder who has not been notified by the insurer, the director shall
18 inform the insurer of such additional owner or lienholder and the insurer shall notify the additional
19 owner or lienholder of the insurer's intent to obtain title as prescribed in this section. If no valid
20 lienholders have notified the department of the existence of a lien, the department shall issue a
21 salvage certificate of title or junking certificate for the vehicle in the name of the insurer."; and

22 306.015. 1. The owner of a vessel kept within this state shall cause it to be registered in the
23 office of the director of revenue who shall issue a certificate of title for the same.

24 2. The owner of any vessel acquired or brought into the state shall file his application for
25 title within sixty days after it is acquired or brought into this state. The director of revenue may
26 grant extensions of time for titling to any person in deserving cases.

27 3. The fee for the certificate of title shall be seven dollars fifty cents and shall be paid to the
28 director of revenue at the time of making application. If application for certificate of title is not
29 made within sixty days after the vessel is acquired or brought into the state, a delinquency penalty
30 fee of ten dollars for each thirty days of delinquency, not to exceed a total of thirty dollars, shall be
31 imposed. If the director of revenue learns that any person has failed to make application for
32 certificate of title within sixty days after acquiring or bringing into the state a vessel or has sold a
33 vessel without obtaining a certificate of title, he shall cancel the registration of all motorboats,
34 vessels, and watercraft registered in the name of the person, either as sole owner or as co-owner, and
35 shall notify the person that the cancellation will remain in force until the person pays the
36 delinquency penalty fee provided in this section together with all fees, charges, and payments which
37 he should have paid in connection with the certificate of title of the vessel.

38 4. In the event of a sale or transfer of ownership of a vessel [or outboard motor] for which a
39 certificate of ownership or manufacturer's statement of origin has been issued, the holder of such
40 certificate shall endorse on the same an assignment thereof, with warranty of title in form printed
41 thereon, and prescribed by the director of revenue, with a statement of all liens or encumbrances on

1 such vessel [~~or outboard motor~~], and deliver the same to the buyer at the time of delivery to the
2 buyer of such vessel [~~or outboard motor~~]; provided that, when the transfer of a vessel [or outboard
3 motor] occurs within a corporation which holds a license to operate as a motor vehicle or boat
4 dealer under sections 301.550 to 301.573 and this section, the provisions of subdivision (3) of
5 subsection 6 of section 144.070 shall not apply.

6 306.016. 1. By January 1, 1995, the owner of any vessel documented by the United States
7 Coast Guard on August 28, 1994, and the new owner of any vessel purchased after August 28, 1994,
8 who upon the sale or transfer of the vessel desires to document the vessel with the United States
9 Coast Guard, shall apply for a vessel certificate of registration and pay a certification fee of seven
10 dollars and fifty cents, an initial registration fee in an amount equal to the amount required for a
11 certificate of number under section 306.030 and all applicable state and local or in lieu watercraft
12 taxes as provided by law in effect on the date the vessel was documented or submit proof that all
13 applicable registration fees have been paid to the department of revenue and all applicable taxes or
14 in lieu watercraft taxes have been paid in this or another state. Such application shall include the
15 county in which such vessel will be normally maintained by the new owner. A certificate of
16 registration and a set of registration decals in a form the director shall prescribe shall be issued for a
17 documented vessel. A Missouri resident shall make application for a vessel certificate of
18 registration within thirty days of acquiring or bringing the vessel into this state. A nonresident shall
19 make application for a vessel certificate of registration within sixty days after acquiring a vessel in
20 this state or bringing a vessel into this state if the vessel will be kept in this state for a period in
21 excess of sixty consecutive days. A delinquency penalty fee of ten dollars shall be imposed for each
22 thirty days of delinquency, not to exceed a total of thirty dollars. If the director of revenue learns
23 that any person has failed to make application for a vessel certificate of registration in accordance
24 with this section or has sold a vessel documented by the United States Coast Guard without
25 obtaining a certificate of registration as provided in this section, the director shall cancel the
26 registration of all vessels [~~and outboard motors~~] registered in the name of the person, either as sole
27 owner or a co-owner, and shall notify the person that the cancellation will remain in force until the
28 person pays the delinquency penalty fee together with all fees, charges, and payments which the
29 person should have paid in connection with the vessel certificate of registration.

30 2. A boat or vessel documented by the United States Coast Guard or other agency of the
31 federal government and operated on the waters of this state shall not be liable for the payment of
32 any state or local sales or use tax on the purchase, but shall be liable for the payment of an in-lieu
33 watercraft tax, which is hereby imposed. The fee in lieu of tax imposed pursuant to this section
34 shall not apply to United States Coast Guard registered vessels purchased for purposes of marine
35 construction including, but not limited to, barges, dredges, marine cranes, and other marine
36 equipment utilized for construction or dredging of waterways. The in-lieu watercraft tax shall be
37 collected by the director of revenue and deposited in the state treasury to the credit of general
38 revenue and shall be appropriated for use by the water patrol division. Watercraft dealers in this
39 state shall report to the director of revenue on forms furnished by the director the sale of each
40 watercraft sold to a resident of this state. If the watercraft is registered and licensed pursuant to the
41 provisions of this chapter and all applicable sales taxes have been paid, the director shall not collect

1 the in-lieu tax imposed by this subsection. If the watercraft is registered with the United States
 2 Coast Guard or other agency of the federal government and not under the provisions of this chapter
 3 the director shall bill the purchaser of the watercraft for the in-lieu tax imposed by this subsection.
 4 Any person who fails to pay the in-lieu tax due under this section, within thirty days after receipt of
 5 the bill from the director of revenue, shall be liable to the same penalties imposed by law for failure
 6 to pay sales and use taxes due the state. The in-lieu tax shall be determined as follows:

7 PURCHASE PRICE OF WATERCRAFT TAX DUE

8	Less than		\$ 15,000	\$ 500.00
9	\$ 15,001	to	\$ 30,000	650.00
10	\$ 30,001	to	\$ 50,000	1,000.00
11	\$ 50,001	to	\$100,000	1,400.00
12	\$100,001	to	\$150,000	2,000.00
13	\$150,001	to	\$200,000	3,000.00
14	\$200,001	to	\$250,000	4,000.00
15	\$250,001	to	\$300,000	5,000.00
16	\$300,001	to	\$350,000	5,500.00
17	\$350,001	to	\$400,000	6,000.00
18	\$400,001	to	\$450,000	6,500.00
19	\$450,001	to	\$500,000	7,500.00
20	\$500,001	to	\$550,000	8,500.00
21	\$550,001	to	\$650,000	9,500.00
22	\$650,001	to	\$750,000	10,500.00
23	\$750,001		and above	add an additional

24
 25 1,500.00 for each

26 \$100,000 increment

27 3. The registration decals for any vessel documented by the United States Coast Guard shall
 28 be in force and effect for a period of three years so long as the vessel is owned or held by the
 29 original holder of the certificate of registration and shall be renewed upon application and payment
 30 of a registration renewal fee equal to the amount required for a certificate of number under section
 31 306.030. The owner shall attach the registration decals to both sides of the forward half of the bow
 32 of the documented vessel in a place that is fully visible.

33 4. The department of revenue may issue a temporary vessel certificate of registration
 34 authorizing the operation of a vessel to be documented by the United States Coast Guard for not
 35 more than sixty days. The temporary registration shall be made available by the department of
 36 revenue and may be purchased from the department of revenue or from a dealer upon proof of
 37 purchase of a vessel. The department shall make temporary certificates of registration available to
 38 registered dealers in this state in sets of ten. The fee for the temporary certificates of registration
 39 shall be five dollars each. No dealer shall charge more than five dollars for each temporary
 40 certificate of registration issued. The temporary registration shall be valid for a period of sixty days
 41 from the date of issuance by the department of revenue to the purchaser of the vessel or from the

1 date of sale of the vessel by a dealer from which the purchaser obtains a certificate of registration.
2 The temporary certificate of registration shall be issued on a form prescribed by the department of
3 revenue and issued only for the purchaser's use in the operation of the vessel purchased to enable the
4 purchaser to legally operate the vessel while a certificate of registration is being obtained, and shall
5 be displayed on no other vessel. Temporary certificates of registration issued under this section
6 shall not be transferable or renewable and shall not be valid upon issuance of a proper certificate of
7 registration. The dealer or authorized agent shall insert the date of issuance and expiration date,
8 year, make and the manufacturer's identification number of the vessel on the temporary registration
9 when issued to the purchaser. The dealer shall complete the information on the temporary
10 registration in full. Every dealer that issues a temporary certificate of registration shall keep, for
11 inspection by authorized officers, a correct record of each temporary certificate of registration
12 issued by the dealer by recording the registration number, purchaser's name and address, year, make
13 and manufacturer's identification number of the vessel on which the temporary certificate of
14 registration is to be used and the date of issuance.

15 5. Upon the sale or transfer of any vessel documented by the United States Coast Guard for
16 which a certificate of registration has been issued, the registration shall be terminated. If the new
17 owner elects to have the vessel documented by the United States Coast Guard, the new owner shall
18 submit, in addition to the properly assigned certificate of registration, proof of release from the
19 documentation provided by the United States Coast Guard and shall comply with the provisions of
20 this section. If the new owner elects not to document the vessel with the United States Coast Guard,
21 the owner shall comply with the applicable provisions of this chapter.

22 6. The certificate of registration shall be available at all times for inspection on the vessel
23 for which it is issued, whenever the vessel is in operation.

24 306.031. 1. If an original, manufacturer's, or other distinguishing number on any [~~outboard~~
25 ~~motor or~~] vessel has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent,
26 the director of revenue, upon application, payment of seven dollars and fifty cents, proper
27 inspection, and satisfactory proof of ownership by the owner, shall issue a new or replacement
28 identification number plate to be affixed to the [~~outboard motor or~~] vessel. The number plate shall
29 be in the form prescribed by the director of revenue.

30 2. The owner or the owner's designee shall securely fasten the identification number plate
31 immediately to the outside of the [~~outboard motor or~~] vessel close to the area where the original or
32 manufacturer's identification number plate would typically be. After the identification number plate
33 has been secured to the [~~outboard motor or~~] vessel as required, such number shall be the lawful
34 number of the [~~outboard motor or~~] vessel for the purpose of identification and registration. No
35 person shall destroy, remove, cover, alter or deface such number. Any person who violates the
36 provisions of this subsection is guilty of a class B misdemeanor.

37 306.035. The form of the certificate of title prescribed by section 306.030 shall be set by the
38 director of revenue, and the certificate of title shall be issued as nearly as practicable as certificates
39 of title for outboard motors are issued under the provisions of sections 306.530 to [~~306.575~~]
40 306.465.

41 306.400. 1. As used in sections 306.400 to 306.440, the terms motorboat, vessel, and

1 watercraft shall have the same meanings given them in section 306.010~~[, and the term outboard~~
2 ~~motor shall include outboard motors governed by section 306.530].~~

3 2. Unless excepted by section 306.425, a lien or encumbrance on ~~[an outboard motor,]~~ a
4 motorboat, vessel, or watercraft shall not be valid against subsequent transferees or lienholders of
5 the ~~[outboard motor,]~~ motorboat, vessel or watercraft, who took without knowledge of the lien or
6 encumbrance unless the lien or encumbrance is perfected as provided in sections 306.400 to
7 306.430.

8 3. A lien or encumbrance on ~~[an outboard motor,]~~ a motorboat, vessel or watercraft is
9 perfected by the delivery to the director of revenue of a notice of lien in a format as prescribed by
10 the director. Such lien or encumbrance shall be perfected as of the time of its creation if the
11 delivery of the items required in this subsection to the director of revenue is completed within thirty
12 days thereafter, otherwise such lien or encumbrance shall be perfected as of the time of the delivery.
13 A notice of lien shall contain the name and address of the owner of the ~~[outboard motor,]~~
14 motorboat, vessel or watercraft and the secured party, a description of the ~~[outboard motor,]~~
15 motorboat, vessel or watercraft motor, including any identification number, and such other
16 information as the department of revenue may prescribe. A notice of lien substantially complying
17 with the requirements of this section is effective even though it contains minor errors which are not
18 seriously misleading. Provided the lienholder submits complete and legible documents, the director
19 of revenue shall mail confirmation or electronically confirm receipt of each notice of lien to the
20 lienholder as soon as possible, but no later than fifteen business days after the filing of the notice of
21 lien.

22 4. Notwithstanding the provisions of section 306.410, on a refinance by a different lender of
23 a prior loan secured by ~~[an outboard motor,]~~ a motorboat, vessel or watercraft, a lien is perfected by
24 the delivery to the director of revenue of a notice of lien completed by the refinancing lender in a
25 format prescribed by the director of revenue.

26 5. Liens may secure future advances. The future advances may be evidenced by one or
27 more notes or other documents evidencing indebtedness and shall not be required to be executed or
28 delivered prior to the date of the future advance lien securing them. The fact that a lien may secure
29 future advances shall be clearly stated on the security agreement and noted as "subject to future
30 advances" in the second lienholder's portion of the notice of lien. To secure future advances when
31 an existing lien on ~~[an outboard motor,]~~ a motorboat, vessel or watercraft does not secure future
32 advances, the lienholder shall file a notice of lien reflecting the lien to secure future advances. A
33 lien to secure future advances is perfected in the same time and manner as any other lien, except as
34 follows. Proof of the lien for future advances is maintained by the department of revenue; however,
35 there shall be additional proof of such lien when the notice of lien reflects such lien for future
36 advances, is receipted for by the department of revenue, and returned to the lienholder.

37 6. Whether ~~[an outboard motor,]~~ a motorboat, vessel, or watercraft is subject to a lien or
38 encumbrance shall be determined by the laws of the jurisdiction where the ~~[outboard motor,]~~
39 motorboat, vessel, or watercraft was when the lien or encumbrance attached, subject to the
40 following:

41 (1) If the parties understood at the time the lien or encumbrances attached that the [outboard

1 motor,] motorboat, vessel, or watercraft would be kept in this state and it is brought into this state
2 within thirty days thereafter for purposes other than transportation through this state, the validity
3 and effect of the lien or encumbrance in this state shall be determined by the laws of this state;

4 (2) If the lien or encumbrance was perfected pursuant to the laws of the jurisdiction where
5 the [~~outboard motor,~~] motorboat, vessel, or watercraft was when the lien or encumbrance attached,
6 the following rules apply:

7 (a) If the name of the lienholder is shown on an existing certificate of title or ownership
8 issued by that jurisdiction, his or her lien or encumbrance continues perfected in this state;

9 (b) If the name of the lienholder is not shown on an existing certificate of title or ownership
10 issued by the jurisdiction, the lien or encumbrance continues perfected in this state for three months
11 after the first certificate of title of the [~~outboard motor,~~] motorboat, vessel, or watercraft is issued in
12 this state, and also thereafter if, within the three-month period, it is perfected in this state. The lien
13 or encumbrance may also be perfected in this state after the expiration of the three-month period, in
14 which case perfection dates from the time of perfection in this state;

15 (3) If the lien or encumbrance was not perfected pursuant to the laws of the jurisdiction
16 where the [~~outboard motor,~~] motorboat, vessel, or watercraft was when the lien or encumbrance
17 attached, it may be perfected in this state, in which case perfection dates from the time of perfection
18 in this state;

19 (4) A lien or encumbrance may be perfected pursuant to paragraph (b) of subdivision (2) or
20 subdivision (3) of this subsection in the same manner as provided in subsection 3 of this section.

21 7. The director of revenue shall by rules and regulations establish a security procedure to
22 verify that an electronic notice or lien or notice of satisfaction of a lien on [an outboard motor,] a
23 motorboat, vessel or watercraft given pursuant to sections 306.400 to 306.440 is that of the
24 lienholder, to verify that an electronic notice of confirmation of ownership and perfection of a lien
25 given pursuant to section 306.410 is that of the director of revenue and to detect error in the
26 transmission or the content of any such notice. Such a security procedure may require the use of
27 algorithms or other codes, identifying words or numbers, encryption, callback procedures or similar
28 security devices. Comparison of a signature on a communication with an authorized specimen
29 signature shall not by itself constitute a security procedure.

30 306.405. 1. All certificates of title of [~~an outboard motor,~~] a motorboat, vessel, or
31 watercraft issued by the director of revenue shall be mailed to the owner named therein. If the
32 certificate of ownership is being held electronically by the director of revenue at the election of a
33 lienholder, then confirmation of such ownership shall be electronically transmitted or mailed to the
34 first lienholder named in such certificate.

35 2. A lienholder may elect to have the director of revenue retain possession of an electronic
36 certificate of title and the director shall issue regulations to govern the procedure for making such an
37 election. Each such certificate of title shall require a separate election unless the director provides
38 otherwise by regulation. A subordinate lienholder shall be bound by the election of the superior
39 lienholder with respect to the certificate involved.

40 3. "Electronic certificate of title" means any electronic record of ownership, including liens
41 that may be recorded.

1 306.410. 1. If an owner creates a lien or encumbrance on [~~an outboard motor,~~] a motorboat,
2 vessel, or watercraft:

3 (1) The owner shall immediately execute the application, either in the space provided
4 therefor on the certificate of title or on a separate form the director of revenue prescribes, to name
5 the lienholder on the certificate of title, showing the name and address of the lienholder and the date
6 of his or her security agreement, and shall cause the certificate of title, the application and the
7 required fee to be mailed or delivered to the director of revenue. Failure of the owner to do so is a
8 class A misdemeanor;

9 (2) The lienholder or an authorized agent licensed pursuant to sections 301.112 to 301.119
10 shall deliver to the director of revenue a notice of lien as prescribed by the director accompanied by
11 all other necessary documentation to perfect a lien pursuant to section 306.400;

12 (3) To perfect a lien for a subordinate lienholder when a transfer of ownership occurs, the
13 subordinate lienholder shall either mail or deliver, or cause to be mailed or delivered, a completed
14 notice of lien to the department of revenue, accompanied by authorization from the first lienholder.
15 The owner shall ensure the subordinate lienholder is recorded on the application for title at the time
16 the application is made to the department of revenue. To perfect a lien for a subordinate lienholder
17 when there is no transfer of ownership, the owner or lienholder in possession of the certificate shall
18 either mail or deliver, or cause to be mailed or delivered, the owner's application for title, certificate,
19 notice of lien, authorization from the first lienholder and title fee to the department of revenue. The
20 delivery of the certificate and executing a notice of authorization to add a subordinate lien does not
21 affect the rights of the first lienholder under the security agreement;

22 (4) Upon receipt of the documents and fee required in subdivision (3) of this section, the
23 director of revenue shall issue a new certificate of title containing the name and address of the new
24 lienholder, and mail the certificate of title to the owner named in it or if a lienholder has elected to
25 have the director of revenue retain possession of an electronic certificate of title, the lienholder shall
26 either mail or deliver to the director a notice of authorization for the director to add a subordinate
27 lienholder to the existing certificate as prescribed in section 306.405. Upon receipt of such
28 authorization and a notice of lien from a subordinate lienholder, the director shall add the
29 subordinate lienholder to the certificate of title being electronically retained by the director and
30 provide confirmation of the addition to both lienholders.

31 2. When an owner wants to add or delete a name or names on an application for certificates
32 of title of [~~an outboard motor,~~] a motorboat, vessel, or watercraft that would cause it to be
33 inconsistent with the name or names listed on the notice of lien, the owner shall provide the director
34 with documentation evidencing the lienholder's authorization to add or delete a name or names on
35 an application for certificate of title.

36 306.415. 1. A lienholder may assign, absolutely or otherwise, his or her lien or
37 encumbrance on the [~~outboard motor,~~] motorboat, vessel, or watercraft to a person other than the
38 owner without affecting the interest of the owner or the validity or effect of the lien or
39 encumbrance, but any person without notice of the assignment is protected in dealing with the
40 lienholder as the holder of the lien or encumbrance and the lienholder shall remain liable for any
41 obligations as lienholder until the assignee is named as lienholder on the certificate of title.

1 2. An assignee pursuant to subsection 1 of this section may, but need not to perfect the
2 assignment, have the certificate of title issued with the assignee named as lienholder, upon
3 delivering to the director of revenue the certificate of title, an assignment by the lienholder named in
4 the certificate of title, and the required fee in the form the director of revenue prescribes.

5 3. If the certificate of title is being electronically retained by the director of revenue, the
6 original lienholder may mail or deliver a notice of assignment of lien to the director in a form
7 prescribed by the director. Upon receipt of notice of assignment, the director shall update the
8 electronic certificate of title to reflect the assignment of lien and lienholder.

9 306.420. 1. Upon the satisfaction of a lien or encumbrance on [~~an outboard motor,~~] a
10 motorboat, vessel, or watercraft, the lienholder shall within ten days execute a release of his or her
11 lien or encumbrance on the certificate, on a separate document, or electronically under section
12 32.096 and any rules and regulations adopted thereunder, and mail or deliver the certificate or
13 separate document to the owner or any person who delivers to the lienholder an authorization from
14 the owner to receive the documentation. The release on the certificate or separate document shall be
15 notarized. Each perfected subordinate lienholder, if any, shall release such lien or encumbrance as
16 provided in this section for the first lienholder. The owner may cause the certificate of title, the
17 release, and the required fee to be mailed or delivered to the director of revenue, who shall release
18 the lienholder's rights on the certificate and issue a new certificate of title.

19 2. If the electronic certificate of title is in the possession of the director of revenue, the
20 lienholder shall notify the director within ten business days of any release of lien and provide the
21 director with the most current address of the owner. The director shall note such release on the
22 electronic certificate and if no other lien exists, the director shall mail or deliver the certificate free
23 of any lien to the owner.

24 3. Any person who knowingly and intentionally sends in a separate document releasing a
25 lien of another without authority to do so shall be guilty of a class D felony.

26 306.425. 1. Sections 306.400 to 306.430 shall not apply to or affect:

27 (1) A lien given by statute or rule of law to a supplier of services or materials for the
28 [~~outboard motor,~~] motorboat, vessel, or watercraft;

29 (2) A lien given by statute to the United States, this state or any political subdivision of this
30 state;

31 (3) A lien or encumbrance on [~~an outboard motor,~~] a motorboat, vessel, or watercraft
32 created by a manufacturer or dealer who holds the [~~outboard motor,~~] motorboat, vessel, or
33 watercraft for sale.

34 2. The method provided in sections 306.400 to 306.430 of perfecting and giving notice of
35 liens or encumbrances subject to sections 306.400 to 306.430 is exclusive.

36 306.430. All transactions involving liens or encumbrances on [~~outboard motors,~~]
37 motorboats, vessels, or watercraft entered into before July 1, 2003, and the rights, duties, and
38 interests flowing from such transactions shall remain valid after July 1, 2003, and may be
39 terminated, completed, consummated, or enforced as required or permitted by any statute or other
40 law amended or repealed by sections 306.400 to 306.430 as though such repeal or amendment had
41 not occurred.

1 306.435. 1. When the holder of any indebtedness secured by a security agreement or other
2 contract for security covering [~~an outboard motor,~~] a motorboat, vessel, or watercraft who has a
3 notice of lien on file with the director of revenue repossesses the [~~outboard motor,~~] motorboat,
4 vessel, or watercraft either by legal process or in accordance with the terms of a contract authorizing
5 the repossession of the [~~outboard motor,~~] motorboat, vessel, or watercraft without legal process, the
6 holder may obtain a certificate of ownership from the director of revenue upon presentation of:

7 (1) An application form furnished by the director of revenue which shall contain a full
8 description of the [~~outboard motor,~~] motorboat, vessel, or watercraft and the manufacturer's or other
9 identifying number;

10 (2) A notice of lien receipt or the original certificate of ownership reflecting the holder's
11 lien; and

12 (3) An affidavit of the holder, certified under penalties of perjury for making a false
13 statement to a public official, that the debtor defaulted in payment of the debt, and that the holder
14 repossessed the [~~outboard motor,~~] motorboat, vessel, or watercraft either by legal process or in
15 accordance with the terms of the contract, and the specific address where the [~~outboard motor,~~]
16 motorboat, vessel, or watercraft is held. Such affidavit shall also state that the lienholder has the
17 written consent from all owners or lienholders of record to repossess the [~~outboard motor,~~]
18 motorboat, vessel, or watercraft or has provided all the owners or lienholders with written notice of
19 the repossession.

20 2. On [~~an outboard motor,~~] a motorboat, vessel, or watercraft, the lienholder shall first give:

21 (1) Ten days' written notice by first class United States mail, postage prepaid, to each of the
22 owners and other lienholders, if any, of the [~~outboard motor,~~] motorboat, vessel, or watercraft at
23 each of their last mailing addresses as shown by the last prior certificate of ownership, if any issued,
24 or the most recent address on the lienholder's records, that an application for a repossessed title will
25 be made; or

26 (2) The lienholder may, ten days prior to applying for a repossession title, include the
27 information in the above notice in the appropriate uniform commercial code notice under sections
28 400.9-613 or 400.9-614. Such alternative notice to all owners and lienholders shall be valid and
29 enforceable under both the uniform commercial code and this section, provided it otherwise
30 complies with the provisions of the uniform commercial code.

31 3. Upon the holder's presentation of the papers required by subsection 1 of this section and
32 the payment of a fee of ten dollars, the director of revenue, if he is satisfied with the genuineness of
33 the papers, shall issue and deliver to the holder a certificate of title which shall be in its usual form
34 except it shall be clearly captioned "Repossessed Title". Each repossessed title so issued shall, for
35 all purposes, be treated as an original certificate of ownership and shall supersede the outstanding
36 certificate of ownership, if any, and duplicates thereof, if any, on the [~~outboard motor,~~] motorboat,
37 vessel, or watercraft, all of which shall become null and void.

38 4. In any case where there is no certificate of ownership, or duplicate thereof, outstanding in
39 the name of the debtor on the repossessed [~~outboard motor,~~] motorboat, vessel, or watercraft, the
40 director of revenue shall issue a repossessed title to the holder and shall proceed to collect all unpaid
41 fees, taxes, charges and penalties from the debtor as provided in sections 306.015, 306.030, 306.530

1 and 306.535, in addition to the fee specified in subsection 3 of this section.

2 5. The director of revenue may prescribe rules and regulations for the effective
3 administration of this section. Any rule or portion of a rule, as that term is defined in section
4 536.010, that is created under the authority delegated in this section shall become effective only if it
5 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
6 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the
7 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and
8 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any
9 rule proposed or adopted after August 28, 2006, shall be invalid and void.

10 306.440. Failure by the owner to indicate the lienholder of a lien or encumbrance attached
11 to the [~~outboard motor,~~] motorboat, vessel, or watercraft at time of making application for title is a
12 class A misdemeanor.

13 306.455. When the director of revenue issues a certificate of title for [~~an outboard motor or~~]
14 a vessel in the names of two or more persons, it shall be presumed that ownership of the [~~outboard~~
15 ~~motor or~~] vessel is held by the persons shown on the title as joint tenants with right of survivorship
16 or as tenants by the entirety if the owners are husband and wife, unless at the time the application
17 for a certificate of title is filed with the director of revenue, the application states that ownership of
18 the [~~outboard motor or~~] vessel is held as tenants in common.

19 306.456. A certificate of title for [~~an outboard motor or~~] a vessel issued in the name of only
20 one person, on application of that person and payment of the fee required for an original certificate
21 of title, may be surrendered to and a new certificate issued by the director of revenue in the name of
22 that person and one or more other persons; and the current valid certificate of number shall be so
23 transferred into the names of the owners shown on the new certificate.

24 306.458. 1. A certificate of title for [~~an outboard motor or~~] a vessel issued in the names of
25 two or more persons that does not show on the face of the certificate that the persons hold their
26 interest in the [~~outboard motor or~~] vessel as tenants in common, on death of one of the named
27 persons, may be transferred to the surviving owner or owners. On proof of death of one of the
28 persons in whose names the certificate was issued, surrender of the outstanding certificate of title,
29 and on application and payment of the fee for an original certificate of title, the director of revenue
30 shall issue a new certificate for the [~~outboard motor or~~] vessel to the surviving owner or owners;
31 and the current valid certificate of number shall be so transferred. The directive to the director of
32 revenue also shall permit the beneficiary or beneficiaries to make one reassignment of the original
33 certificate of ownership upon the death of the owner to another owner without transferring the
34 certificate to the beneficiary or beneficiaries name.

35 2. A certificate of title for [~~an outboard motor or~~] a vessel, issued in the names of two or
36 more persons that shows on its face that the persons hold their interest in the [outboard motor or]
37 vessel as tenants in common, on death of one of the named persons, may be transferred by the
38 director of revenue on application by the surviving owners and the personal representative or
39 successors of the deceased owner. Upon being presented proof of death of one of the persons in
40 whose names the certificate of title was issued; surrender of the outstanding certificate of title, and
41 on application and payment of the fee for an original certificate of title, the director of revenue shall

1 issue a new certificate of title for the [~~outboard motor or~~] vessel to the surviving owners and
2 personal representative or successors of the deceased owner; and the current valid certificate of
3 number shall be transferred.

4 306.461. 1. A sole owner of [~~an outboard motor or~~] a vessel, and multiple owners of [~~an~~
5 ~~outboard motor or~~] a vessel who hold their interest as joint tenants with right of survivorship or as
6 tenants by the entirety, on application and payment of the fee required for an original certificate of
7 title, may request the director of revenue to issue a certificate of title for the [~~outboard motor or~~]
8 vessel in beneficiary form which includes a directive to the director of revenue to transfer the
9 certificate of title on death of the sole owner or on death of all multiple owners to one beneficiary or
10 to two or more beneficiaries as joint tenants with right of survivorship or as tenants by the entirety
11 named on the face of the certificate.

12 2. A certificate of title in beneficiary form may not be issued to persons who hold their
13 interest in [~~an outboard motor or~~] a vessel as tenants in common.

14 3. A certificate of title issued in beneficiary form shall include after the name of the owner,
15 or after the names of multiple owners, the words "transfer on death to" or the abbreviation "TOD"
16 followed by the name of the beneficiary or beneficiaries.

17 4. (1) During the lifetime of a sole owner or prior to the death of the last surviving multiple
18 owner, the signature or consent of the beneficiary or beneficiaries shall not be required for any
19 transaction relating to the [~~outboard motor or~~] vessel for which a certificate of title in beneficiary
20 form has been issued.

21 (2) A certificate of title in beneficiary form may be revoked or the beneficiary or
22 beneficiaries changed at any time before the death of the sole owner or the last surviving multiple
23 owner only by the following methods:

24 (a) By a sale of the [~~outboard motor or~~] vessel with proper assignment and delivery of the
25 certificate of title to another person; or

26 (b) By surrender of the outstanding certificate of title and filing an application to reissue the
27 certificate of title with no designation of a beneficiary or with the designation of a different
28 beneficiary or beneficiaries with the director of revenue in proper form and accompanied by the
29 payment of the fee for an original certificate of title.

30 (3) The beneficiary's or beneficiaries' interest in the [~~outboard motor or~~] vessel at death of
31 the owner or surviving owner shall be subject to any contract of sale, assignment of ownership or
32 security interest to which the owner or owners of the [~~outboard motor or~~] vessel were subject during
33 their lifetime.

34 (4) The designation of a beneficiary or beneficiaries in a certificate of title issued in
35 beneficiary form may not be changed or revoked by a will, any other instrument, or a change in
36 circumstances, or otherwise be changed or revoked except as provided by subdivision (2) of this
37 subsection.

38 5. (1) On proof of death of one of the owners of two or more multiple owners, or of a sole
39 owner, surrender of the outstanding certificate of title, and on application and payment of the fee for
40 an original certificate of title, the director of revenue shall issue a new certificate of title for the
41 outboard [~~motor or~~] vessel to the surviving owner or owners or, if none, to the surviving beneficiary

1 or beneficiaries, subject to any outstanding security interest; and the current valid certificate of
2 number shall be so transferred. If the surviving beneficiary or beneficiaries make a request of the
3 director of revenue, the director may allow the beneficiary or beneficiaries to make one assignment
4 of title.

5 (2) The director of revenue may rely on a death certificate or record or report that
6 constitutes prima facie proof or evidence of death under subdivisions (1) and (2) of section 472.290.

7 (3) The transfer of [~~an outboard motor or~~] a vessel at death pursuant to this section is
8 effective by reason of sections 301.675 to 301.682 and sections 306.455 to 306.465, and is not to be
9 considered testamentary, or to be subject to the requirements of section 473.087 or section 474.320.

10 [~~306.530. 1. The owner of an outboard motor kept within this state shall cause it to
11 be registered in the office of the director of revenue who shall issue a certificate of
12 title for the same.~~

13 ~~2. The owner of any outboard motor acquired or brought into the state shall file his
14 application for registration and pay the fee within sixty days after it is acquired or
15 brought into this state. The director of revenue may grant extensions of time for
16 registration to any person in deserving cases.~~

17 ~~3. Any make of outboard motor older than 1960 which is owned solely as a
18 collector's item and which is used and intended to be used for exhibition and
19 educational purposes only and will not be used on the waterways of this state will be
20 exempt from titling and registration pursuant to this chapter.]~~

21
22 [~~306.532. Effective August 28, 2012, the certificate of title for a new outboard
23 motor shall designate the year the outboard motor was manufactured as the "Year
24 Manufactured" and shall further designate the year the dealer received the new
25 outboard motor from the manufacturer as the "Model Year-NEW". Any outboard
26 motor manufactured on or after July first of any year shall be labeled with the "Year
27 Manufactured" with the calendar year immediately following the year manufactured,
28 unless the manufacturer indicates a specific model or program year.]~~

29
30 [~~306.535. 1. Applications shall be made on forms prescribed and furnished to the
31 applicant, upon demand, by the director of revenue.~~

32 ~~2. The application shall contain a brief description of the outboard motor to be
33 registered, the name of manufacturer, the factory number or serial number, the type
34 and color of the outboard motor, the amount of motive power stated in figures of
35 horsepower, and the name and address, including county, of the owner; and a
36 declaration and affidavit of ownership, showing the date and from whom purchased.~~

37 ~~3. The fee for registering and issuing a license shall be two dollars, and the fee for a
38 certificate of title shall be five dollars, both of which fees shall be paid to the director
39 of revenue at the time of making the application.~~

40 ~~4. If application for the certificate of title is not made within sixty days after the
41 outboard motor is acquired or brought into the state by the applicant, a delinquency~~

1 penalty fee of ten dollars for each thirty days of delinquency, not to exceed a total of
2 thirty dollars, shall be imposed. If the director of revenue learns that any person has
3 failed to make application for a certificate of title within sixty days after acquiring or
4 bringing into the state an outboard motor or has sold an outboard motor without
5 obtaining a certificate of title, he shall cancel the registration of all outboard motors
6 registered in the name of the person, either as sole owner or as a co-owner, and shall
7 notify the person that the cancellation shall remain in force until the person pays the
8 delinquency penalty fee provided in this subsection together with all fees, charges
9 and payments which he should have paid in connection with the certificate of title
10 and registration of the outboard motor.]

11
12 [~~306.540. Upon receipt of an application for registration of an outboard motor the~~
13 ~~director of revenue shall file the application in his office and register the described~~
14 ~~outboard motor, with the name, residence and business address of the owner, together~~
15 ~~with the essential facts stated in the application, in a book or books to be kept by him~~
16 ~~for the purpose, under the registration number to be assigned by him to the described~~
17 ~~outboard motor, which book, or books shall be open to public inspection during~~
18 ~~reasonable business hours.]~~

19
20 [~~306.545. 1. Upon the payment of the registration fee and the approval of the~~
21 ~~application, the director of revenue shall assign a registration number to the~~
22 ~~described outboard motor by which it may be identified during the current~~
23 ~~registration period; and shall issue and deliver to the applicant a certificate of~~
24 ~~registration containing the manufacturer's identification number or serial number,~~
25 ~~name and address of the owner, and other particulars shown in the application,~~
26 ~~together with one decal which shall contain the outboard motor registration number.~~
27 ~~The decal shall be in a form as the director shall prescribe.~~

28 ~~——— 2. The owner shall secure the registration decal to the outside of the~~
29 ~~outboard motor in a conspicuous place. Unless otherwise provided by law, no person~~
30 ~~shall operate, use or keep any outboard motor in this state unless a registration decal~~
31 ~~is affixed.]~~

32
33 [~~306.550. 1. When the certificate forms are printed, the director of revenue shall~~
34 ~~cause to be printed on the reverse side, a form for transfer of title to be used by the~~
35 ~~owner if the owner sells the registered outboard motor; to be completed and signed~~
36 ~~by the owner and delivered to the purchaser or transferee, as evidence of title.~~
37 ~~2. When an outboard motor is transferred, the seller shall remove the registration~~
38 ~~number decal from the outboard motor. The purchaser shall within thirty days~~
39 ~~thereafter file an application for registration of the outboard motor in the purchaser's~~
40 ~~name, accompanied by the transfer of title duly executed, and accompanied by the~~
41 ~~registration fee which shall be the same as though no former registration had been~~

1 made.

2 3. ~~The department of revenue may issue a one-time temporary registration number~~
3 ~~authorizing the operation of an outboard motor by a purchaser for not more than~~
4 ~~thirty days. A temporary registration issued under this section is not renewable. The~~
5 ~~department of revenue shall provide the temporary registration numbers. A person~~
6 ~~may purchase a temporary registration number from the department of revenue with~~
7 ~~proof of purchase of an outboard motor, or from the dealer, when the outboard motor~~
8 ~~is purchased. The department shall provide temporary registration numbers to~~
9 ~~registered dealers in this state in sets of ten registration numbers. The fee for the~~
10 ~~temporary registration number shall be two dollars for each registration number~~
11 ~~issued. A dealer may not charge more than two dollars for each registration number~~
12 ~~issued by the dealer. A registration number is valid for the legal operation of an~~
13 ~~outboard motor only by the purchaser of the outboard motor from the date the~~
14 ~~certificate is issued for either thirty days or until proper registration has been~~
15 ~~obtained, whichever first occurs. A registration number may not be transferred or~~
16 ~~displayed on any outboard motor other than the outboard motor for which it was~~
17 ~~issued. The department of revenue shall determine the size and numbering~~
18 ~~configuration, construction, and color of the temporary registration number.~~

19 4. ~~The department of revenue or the dealer or the dealer's authorized agent shall~~
20 ~~insert the date of issuance and expiration, year, make and manufacturer's~~
21 ~~identification number of the outboard motor on the temporary registration number~~
22 ~~when issued to the buyer. The dealer shall also insert the dealer's number on the~~
23 ~~temporary registration number. Every dealer that issues a temporary registration~~
24 ~~number shall keep, for inspection by authorized officers, an accurate record of each~~
25 ~~temporary registration number issued by the dealer by recording the registration~~
26 ~~number, buyer's name and address, year, make and manufacturer's identification~~
27 ~~number of the outboard motor on which the registration number is to be used, and the~~
28 ~~date of issuance.]~~

29
30 [306.555. ~~For the purposes of reasonable and proper administration and enforcement~~
31 ~~of the provisions of sections 306.530 to 306.575 all outboard motors within this state~~
32 ~~shall be subject to inspection by peace officers.]~~

33
34 [306.560. ~~The provisions of sections 306.530 to 306.575 requiring registration of~~
35 ~~outboard motors in the office of the director of revenue of this state shall not apply to~~
36 ~~manufacturers or dealers in new unregistered outboard motors; nor shall it apply to~~
37 ~~nonresident persons who may be visiting or vacationing in this state for not more~~
38 ~~than sixty consecutive days at one time, or to outboard motors used on motorboats~~
39 ~~designed and intended solely for racing while competing in any race previously~~
40 ~~approved by the water patrol division in accordance with section 306.130, including~~
41 ~~operation within a twenty-four-hour period prior to such approved race in order to~~

1 test or tune up the outboard motor.]

2
3 [~~306.565. All registration fees and other fees and money received by the director of~~
4 ~~revenue, pursuant to this law for registration of outboard motors, shall be paid into~~
5 ~~the state treasury to the credit of the general revenue fund.]~~

6
7 [~~306.570. The director of revenue is authorized, at his discretion, to destroy by~~
8 ~~burning with fire, any letters, correspondence, papers and documents, remaining in~~
9 ~~the files, pertaining to the registration of outboard motors, after four years from their~~
10 ~~date.]~~

11
12 [~~306.575. Any person, firm, partner, organization, association or corporation, or any~~
13 ~~agent or officer thereof, required by sections 306.530 to 306.575 to register an~~
14 ~~outboard motor and to pay the registration fee, who fails to do so in the time and~~
15 ~~manner prescribed, and any person who shall remove or obliterate the factory~~
16 ~~number or the serial number from any registered outboard motor or cause the same to~~
17 ~~be done without the written consent of the director of revenue, shall upon conviction~~
18 ~~be deemed guilty of a misdemeanor, and be punished as provided by law.]"~~; and

19
20 Further amend said bill by amending the title, enacting clause, and intersectional references
21 accordingly.