AN ACT

To repeal sections 301.020, 301.055, and 301.070, RSMo, and to enact in lieu thereof three new sections relating to a miles per gallon based vehicle registration fee.

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

Section A. Sections 301.020, 301.055, and 301.070, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 301.020, 301.055, and 301.070, to read as follows:

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

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the [amount of] motive power of the motor vehicle [stated in figures of horsepower], the combined city/highway miles per gallon of the motor vehicle provided on the motor vehicle's Environmental Protection Agency fuel economy label, and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

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

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

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.
odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

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

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

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

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

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

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

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

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

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

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

<table>
<thead>
<tr>
<th>Horsepower Range</th>
<th>Fee</th>
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</thead>
<tbody>
<tr>
<td>Less than 12 horsepower</td>
<td>$18.00</td>
</tr>
<tr>
<td>12 horsepower and less than 24 horsepower</td>
<td>$21.00</td>
</tr>
<tr>
<td>24 horsepower and less than 36 horsepower</td>
<td>$24.00</td>
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<tr>
<td>36 horsepower and less than 48 horsepower</td>
<td>$33.00</td>
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<tr>
<td>48 horsepower and less than 60 horsepower</td>
<td>$39.00</td>
</tr>
<tr>
<td>60 horsepower and less than 72 horsepower</td>
<td>$45.00</td>
</tr>
<tr>
<td>72 horsepower and more</td>
<td>$51.00</td>
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<tr>
<td>Motorcycles</td>
<td>$8.50</td>
</tr>
<tr>
<td>Motortricycles</td>
<td>$10.00</td>
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In addition, there is a base fee of twenty-nine dollars plus an additional fee based on the combined city/highway miles per gallon of the motor vehicle provided on the motor vehicle's Environmental Protection Agency fuel economy label as follows:

1. Motor vehicles with a rating of twenty-nine miles per gallon or less shall not pay an additional fee;
2. Motor vehicles with a rating above twenty-nine miles per gallon, up to and including ninety-eight miles per gallon, shall pay an additional fee of three dollars for each mile per gallon the motor vehicle is rated above twenty-nine miles per gallon;
3. Motor vehicles with a rating of ninety-nine miles per gallon and above shall pay a fee of two hundred ten dollars;
4. Motorcycles shall pay an additional fee of eight dollars and fifty cents; and
5. Motortricycles shall pay an additional fee of ten dollars.

301.070. 1. In determining fees based on the miles per gallon of motor vehicles propelled by the horsepower of any motive power, except commercial motor vehicles, the miles per gallon shall be computed and recorded upon the following formula established by the National Automobile Chamber of Commerce: 

\[ \text{Square the bore of the cylinder in inches multiplied by the number of cylinders, divided by two and one-half.} \]

2. The horsepower of all motor vehicles propelled by steam may be accepted as rated by the manufacturers thereof, or may be determined in accordance with regulations promulgated by the director.

3. The horsepower of all motor vehicles, except commercial motor vehicles, propelled by electric power, shall be rated as being between twelve and twenty-four horsepower.

4. The director may promulgate administrative rules that are reasonable and necessary to implement a miles per gallon registration fee. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in
this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

3. Fees of commercial motor vehicles, other than passenger-carrying commercial motor vehicles, shall be based on the gross weight of the vehicle or any combination of vehicles and the maximum load to be carried at any one time during the license period, except the fee for a wrecker, tow truck, rollback or car carrier used in a towing service shall be based on the empty weight of such vehicle fully equipped for the recovery or towing of vehicles.

4. The decision of the director as to the type of motor vehicles and their classification for the purpose of registration and the computation of fees therefor shall be final and conclusive.

5. For purposes of this section, "miles per gallon" means the distance traveled in a motor vehicle powered by one gallon of fuel.