

SECOND REGULAR SESSION

HOUSE BILL NO. 2600

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KORMAN.

6440H.011

D. ADAM CRUMBLISS, Chief Clerk

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Section A. Sections 301.020, 301.055, and 301.070, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 301.020, 301.055, and 301.070, to read as follows: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

17 odometer information provided in the vehicle inspection report, and provide for prompt access
18 to such information, together with the vehicle identification number for the motor vehicle to
19 which such information pertains, for a period of five years after the receipt of such information.

20 This section shall not apply unless:

21 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
22 1989; and

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

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

31 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
32 1990; and

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

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

53 "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and
54 all subsequent issues of the certificate of ownership of such vehicle.

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

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

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

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

301.055. The annual registration fee for motor vehicles other than commercial motor vehicles is[:

- 3 ~~———— Less than 12 horsepower ———— \$18.00~~
- 4 ~~———— 12 horsepower and less than 24 horsepower ———— 21.00~~
- 5 ~~———— 24 horsepower and less than 36 horsepower ———— 24.00~~
- 6 ~~———— 36 horsepower and less than 48 horsepower ———— 33.00~~
- 7 ~~———— 48 horsepower and less than 60 horsepower ———— 39.00~~
- 8 ~~———— 60 horsepower and less than 72 horsepower ———— 45.00~~
- 9 ~~———— 72 horsepower and more ———— 51.00~~
- 10 ~~———— Motorcycles ———— 8.50~~

11 ~~———— Motortricycles ———— 10.00]~~ **a base fee of twenty-nine dollars plus an additional fee**
 12 **based on the combined city/highway miles per gallon of the motor vehicle provided on the**
 13 **motor vehicle's Environmental Protection Agency fuel economy label as follows:**

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

301.070. 1. In determining fees based on the [~~horsepower~~] **miles per gallon** of motor
 2 vehicles propelled by [~~internal combustion engines, the horsepower~~] **any motive power, except**
 3 **commercial motor vehicles, the miles per gallon** shall be computed and recorded [~~upon the~~
 4 ~~following formula established by the National Automobile Chamber of Commerce: Square the~~
 5 ~~bore of the cylinder in inches multiplied by the number of cylinders, divided by two and one-half.~~

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

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

11 ~~———— 4.] in accordance with regulations promulgated by the director.~~

12 **2. The director may promulgate administrative rules that are reasonable and**
 13 **necessary to implement a miles per gallon registration fee. Any rule or portion of a rule,**
 14 **as that term is defined in section 536.010, that is created under the authority delegated in**

15 **this section shall become effective only if it complies with and is subject to all of the**
16 **provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536**
17 **are nonseverable, and if any of the powers vested with the general assembly pursuant to**
18 **chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are**
19 **subsequently held unconstitutional, then the grant of rulemaking authority and any rule**
20 **proposed or adopted after August 28, 2018, shall be invalid and void.**

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

26 ~~[5-]~~ **4.** The decision of the director as to the type of motor vehicles and their
27 classification for the purpose of registration and the computation of fees therefor shall be final
28 and conclusive.

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

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