

SECOND REGULAR SESSION

HOUSE BILL NO. 2437

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MOON.

6082H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 302, RSMo, by adding thereto one new section relating to federal electronic logging device mandates.

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

Section A. Chapter 302, RSMo, is amended by adding thereto one new section, to be
2 known as section 302.785, to read as follows:

3 **302.785. 1. Notwithstanding any provision of this chapter or any other law to the**
4 **contrary, the state of Missouri and all of its political subdivisions including, but not limited**
5 **to, the department of revenue; the department of transportation; the state highway patrol;**
6 **and all other state departments, agencies, special districts, employees, officers, or agents**
7 **shall not implement, enact, promulgate, codify, enter into, or enforce any law, rule,**
8 **regulation, contract, or agreement relating to the federal electronic logging device**
9 **mandates authorized under section 32301(b) of the Commercial Motor Vehicle Safety**
10 **Enhancement Act of 2012 and implemented under 49 CFR Parts 385, 386, 390, and 395,**
11 **and the Moving Ahead for Progress in the 21st Century Act or "MAP-21", that would**
12 **require owners or drivers of commercial motor vehicles to install or to utilize an electronic**
13 **device to manage, record, store, or report information reflecting the driver's hours of**
14 **service.**

15 **2. No state officer, employee, or public official shall maintain records of compliance**
16 **with any federal logging device requirements for any purpose. No state officer, employee,**
17 **or public official shall provide the federal government with any information involving the**
use and installation of electronic logging devices on commercial vehicles except upon
presentation of a valid search warrant.

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.

18 **3. Nothing in this section shall prevent an individual or business entity of any kind**
19 **from voluntarily complying with federal law involving electronic logging devices.**

✓