

SECOND REGULAR SESSION

SENATE BILL NO. 1015

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR EMERY.

Read 1st time February 18, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5438S.011

AN ACT

To repeal section 302.341, RSMo, and to enact in lieu thereof one new section relating to minor traffic violations.

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

Section A. Section 302.341, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 302.341, to read as follows:

302.341. 1. If a Missouri resident charged with a moving traffic violation
2 of this state or any county or municipality of this state fails to dispose of the
3 charges of which the resident is accused through authorized prepayment of fine
4 and court costs and fails to appear on the return date or at any subsequent date
5 to which the case has been continued, or without good cause fails to pay any fine
6 or court costs assessed against the resident for any such violation within the
7 period of time specified or in such installments as approved by the court or as
8 otherwise provided by law, any court having jurisdiction over the charges shall
9 within ten days of the failure to comply inform the defendant by ordinary mail
10 at the last address shown on the court records that the court will order the
11 director of revenue to suspend the defendant's driving privileges if the charges
12 are not disposed of and fully paid within thirty days from the date of
13 mailing. Thereafter, if the defendant fails to timely act to dispose of the charges
14 and fully pay any applicable fines and court costs, the court shall notify the
15 director of revenue of such failure and of the pending charges against the
16 defendant. Upon receipt of this notification, the director shall suspend the
17 license of the driver, effective immediately, and provide notice of the suspension
18 to the driver at the last address for the driver shown on the records of the
19 department of revenue. Such suspension shall remain in effect until the court

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 with the subject pending charge requests setting aside the noncompliance
21 suspension pending final disposition, or satisfactory evidence of disposition of
22 pending charges and payment of fine and court costs, if applicable, is furnished
23 to the director by the individual. The filing of financial responsibility with the
24 [bureau of safety responsibility,] department of revenue[,] shall not be required
25 as a condition of reinstatement of a driver's license suspended solely under the
26 provisions of this [section] **subsection.**

27 2. The provisions of subsection 1 of this section shall not apply to minor
28 traffic violations as defined in section 479.350; **however, minor traffic**
29 **violations shall be subject to subsection 3 of this section.**

30 3. (1) **If a Missouri resident charged with a minor traffic**
31 **violation of this state or any county or municipality of this state fails**
32 **to dispose of the charges of which the resident is accused through**
33 **authorized prepayment of fine and court costs and fails to appear on**
34 **two return dates, or without good cause fails to pay any fine or court**
35 **costs assessed against the resident for any such violation within the**
36 **period of time specified or in such installments as approved by the**
37 **court or as otherwise provided by law, any court having jurisdiction**
38 **over the charges shall, within ten days of the failure to comply, inform**
39 **the defendant by ordinary mail at the last address shown on the court**
40 **records that the court will order the director of revenue to suspend the**
41 **defendant's driving privileges if the charges are not disposed of and**
42 **fully paid within thirty days from the date of mailing. Thereafter, if**
43 **the defendant fails to timely act to dispose of the charges and fully pay**
44 **any applicable fines and court costs, the court shall notify the director**
45 **of revenue of such failure and of the pending charges against the**
46 **defendant. Upon receipt of this notification, the director shall suspend**
47 **the license of the driver, effective immediately, and provide notice of**
48 **the suspension to the driver at the last address for the driver shown on**
49 **the records of the department of revenue. Such suspension shall**
50 **remain in effect until the court with the subject pending charge**
51 **requests setting aside the noncompliance suspension pending final**
52 **disposition, or satisfactory evidence of disposition of pending charges**
53 **and payment of fine and court costs, if applicable, is furnished to the**
54 **director by the individual. The filing of financial responsibility with**
55 **the department of revenue shall not be required as a condition of**
56 **reinstatement of a driver's license suspended solely under the**

57 provisions of this subsection.

58 (2) Any notification of suspension as a result of failing to comply
59 with the provisions of this subsection shall be accompanied by an
60 issuance from the director of revenue of limited driving privileges for
61 all purposes identified under subdivision (2) of subsection 3 of section
62 302.309, unless the director finds the defendant is ineligible for such
63 privileges under the provisions of section 302.309.

✓

Unofficial

Bill

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