

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 1050**  
99TH GENERAL ASSEMBLY

---

Reported from the Committee on Transportation, Infrastructure and Public Safety, March 29, 2018, with recommendation that the Senate Committee Substitute do pass.

6654S.02C

ADRIANE D. CROUSE, Secretary.

---

**AN ACT**

To repeal sections 108.120, 137.555, 227.240, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 304.001, 304.005, 304.044, and 307.175, RSMo, and to enact in lieu thereof fifteen new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

---

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

Section A. Sections 108.120, 137.555, 227.240, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 304.001, 304.005, 304.044, and 307.175, RSMo, are repealed and fifteen new sections enacted in lieu thereof, to be known as sections 108.120, 137.555, 227.240, 227.541, 227.542, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 304.001, 304.005, 304.044, and 307.175, to read as follows:

108.120. 1. The county commissions of the counties of this state are hereby authorized to issue bonds for and on behalf of their respective counties for the construction, reconstruction, improvement, maintenance and repair of any and all public roads, highways, bridges [and], culverts, **streets, avenues, or alleys** within such county, including the payment of any cost, judgment and expense for property, or rights in property, acquired by purchase or eminent domain, as may be provided by law, in such amount and such manner as may be provided by the general law authorizing the issuance of bonds by counties.

2. The proceeds of all bonds issued under the provisions of this section shall be paid into the county treasury where they shall be kept as a separate fund to be known as "The Road Bond Construction Fund" and such proceeds shall be used only for the purpose mentioned herein. [Such funds may be used in the construction, reconstruction, improvement, maintenance and repair of any street,

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

14 avenue, road or alley in any incorporated city, town or village if such street,  
15 avenue, road or alley or any part thereof shall form a part of a continuous road,  
16 highway, bridge or culvert of said county leading into or through such city, town  
17 or village.] **The county may contract with any other political subdivision**  
18 **to share the proceeds of such bonds to be used for the purposes**  
19 **authorized.**

137.555. In addition to other levies authorized by law, the county  
2 commission in counties not adopting an alternative form of government and the  
3 proper administrative body in counties adopting an alternative form of  
4 government, in their discretion may levy an additional tax, not exceeding  
5 thirty-five cents on each one hundred dollars assessed valuation, all of such tax  
6 to be collected and turned into the county treasury, where it shall be known and  
7 designated as "The Special Road and Bridge Fund" to be used for road and bridge  
8 purposes and for no other purpose whatever; except that the term "road and  
9 bridge purposes" may include certain storm water control projects off rights of  
10 way that are directly related to the construction of roads and bridges, in any  
11 county of the first classification without a charter form of government with a  
12 population of at least ninety thousand inhabitants but not more than one  
13 hundred thousand inhabitants, in any county of the first classification without  
14 a charter form of government with a population of at least two hundred thousand  
15 inhabitants, in any county of the first classification without a charter form of  
16 government and bordered by one county of the first classification and one county  
17 of the second classification or in any county of the first classification with a  
18 charter form of government and containing part of a city with a population of  
19 three hundred thousand or more inhabitants; provided, however, that all that  
20 part or portion of such tax which shall arise from and be collected and paid upon  
21 any property lying and being within any special road district shall be paid into  
22 the county treasury and four-fifths of such part or portion of such tax so arising  
23 from and collected and paid upon any property lying and being within any such  
24 special road district shall be placed to the credit of such special road district from  
25 which it arose and shall be paid out to such special road district upon warrants  
26 of the county commission, in favor of the commissioners or treasurer of the  
27 district as the case may be; provided further, that the part of such special road  
28 and bridge tax arising from and paid upon property not situated in any special  
29 road district and the one-fifth part retained in the county treasury may, in the  
30 discretion of the county commission **and pursuant to a written contract**, be

31 **shared with any other political subdivision to be used [in] for road and**  
32 **bridge purposes within the county, including but not limited to**  
33 **constructing**, improving or repairing [any street in any incorporated city or  
34 village in the county, if such street shall form a part of a continuous highway of  
35 such county leading through such city or village] **streets, avenues, or alleys**  
36 **of such political subdivision.**

227.240. 1. The location and removal of all telephone, cable television,  
2 and electric light and power transmission lines, poles, wires, and conduits and all  
3 pipelines and tramways, erected or constructed, or hereafter to be erected or  
4 constructed by any corporation, municipality, public water supply district, sewer  
5 district, association or persons, within the right-of-way of any state highway,  
6 insofar as the public travel and traffic is concerned, and insofar as the same may  
7 interfere with the construction or maintenance of any such highway, shall be  
8 under the control and supervision of the state highways and transportation  
9 commission.

10 2. A cable television corporation or company shall be permitted to place  
11 its lines within the right-of-way of any state highway, consistent with the rules  
12 and regulations of the state highways and transportation commission. The state  
13 highways and transportation commission shall establish a system for receiving  
14 and resolving complaints with respect to cable television lines placed in, or  
15 removed from, the right-of-way of a state highway.

16 3. **The department of transportation utility corridor established**  
17 **for the placement of utility facilities on the right-of-way of highways in**  
18 **the state highway system shall be up to twelve feet in width when space**  
19 **is reasonably available, with the location of the utility corridor to be**  
20 **determined by the state highways and transportation commission. The**  
21 **location, construction, maintenance, removal, and relocation of any**  
22 **utility facility within the utility corridor or the right-of-way of any**  
23 **highway in the state highway system due to the implementation of this**  
24 **subsection shall be in accordance with subsections 1 and 4 of this**  
25 **section. The commission shall promulgate rules setting forth a**  
26 **standardized statewide system for requesting and issuing variances to**  
27 **requirements set forth in this section.**

28 4. The commission or some officer selected by the commission shall serve  
29 a written notice upon the entity, person or corporation owning or maintaining any  
30 such lines, poles, wires, conduits, pipelines, or tramways, which notice shall

31 contain a plan or chart indicating the places on the right-of-way at which such  
32 lines, poles, wires, conduits, pipelines or tramways may be maintained. The  
33 notice shall also state the time when the work of hard surfacing said roads is  
34 proposed to commence, and shall further state that a hearing shall be had upon  
35 the proposed plan of location and matters incidental thereto, giving the place and  
36 date of such hearing. Immediately after such hearing the said owner shall be  
37 given a notice of the findings and orders of the commission and shall be given a  
38 reasonable time thereafter to comply therewith; provided, however, that the effect  
39 of any change ordered by the commission shall not be to remove all or any part  
40 of such lines, poles, wires, conduits, pipelines or tramways from the right-of-way  
41 of the highway. The removal of the same shall be made at the cost and expense  
42 of the owners thereof unless otherwise provided by said commission, and in the  
43 event of the failure of such owners to remove the same at the time so determined  
44 they may be removed by the state highways and transportation commission, or  
45 under its direction, and the cost thereof collected from such owners, and such  
46 owners shall not be liable in any way to any person for the placing and  
47 maintaining of such lines, poles, wires, conduits, pipelines and tramways at the  
48 places prescribed by the commission.

49 [4.] 5. The commission is authorized in the name of the state of Missouri  
50 to institute and maintain, through the attorney general, such suits and actions  
51 as may be necessary to enforce the provisions of this section. Any corporation,  
52 association or the officers or agents of such corporations or associations, or any  
53 other person who shall erect or maintain any such lines, poles, wires, conduits,  
54 pipelines or tramways, within the right-of-way of such roads which are  
55 hard-surfaced, which are not in accordance with such orders of the commission,  
56 shall be deemed guilty of a misdemeanor.

**227.541. The portion of Interstate 70 from Rangeline Street  
2 continuing west to Business Loop 70 in Boone County shall be  
3 designated as "Highway Patrol Sgt. Benjamin Booth Memorial  
4 Highway". The department of transportation shall erect and maintain  
5 appropriate signs designating such highway, with the costs to be paid  
6 by private donations.**

**227.542. The portion of Interstate Highway 70 from the eastern  
2 edge of the intersection of U.S. Highway 63 and Interstate 70 continuing  
3 west to Rangeline Street in Boone County shall be designated as  
4 "Sheriff Roger I. Wilson Memorial Highway". The department of**

5 **transportation shall erect and maintain appropriate signs designating**  
6 **such highway, with the costs to be paid by private donations.**

292.606. 1. Fees shall be collected for a period of six years from August  
2 28, [2012] **2018.**

3 2. (1) Any employer required to report under subsection 1 of section  
4 292.605, except local governments and family-owned farm operations, shall  
5 submit an annual fee to the commission of one hundred dollars along with the  
6 Tier II form. Owners or operators of petroleum retail facilities shall pay a fee of  
7 no more than fifty dollars for each such facility. Any person, firm or corporation  
8 selling, delivering or transporting petroleum or petroleum products and whose  
9 primary business deals with petroleum products or who is covered by the  
10 provisions of chapter 323, if such person, firm or corporation is paying fees under  
11 the provisions of the federal hazardous materials transportation registration and  
12 fee assessment program, shall deduct such federal fees from those fees owed to  
13 the state under the provisions of this subsection. If the federal fees exceed or are  
14 equal to what would otherwise be owed under this subsection, such employer  
15 shall not be liable for state fees under this subsection. In relation to petroleum  
16 products "primary business" shall mean that the person, firm or corporation shall  
17 earn more than fifty percent of hazardous chemical revenues from the sale,  
18 delivery or transport of petroleum products. For the purpose of calculating fees,  
19 all grades of gasoline are considered to be one product, all grades of heating oils,  
20 diesel fuels, kerosenes, naphthas, aviation turbine fuel, and all other heavy  
21 distillate products except for grades of gasoline are considered to be one product,  
22 and all varieties of motor lubricating oil are considered to be one product. For  
23 the purposes of this section "facility" shall mean all buildings, equipment,  
24 structures and other stationary items that are located on a single site or on  
25 contiguous or adjacent sites and which are owned or operated by the same person.  
26 If more than three hazardous substances or mixtures are reported on the Tier II  
27 form, the employer shall submit an additional twenty dollar fee for each  
28 hazardous substance or mixture. Fees collected under this subdivision shall be  
29 for each hazardous chemical on hand at any one time in excess of ten thousand  
30 pounds or for extremely hazardous substances on hand at any one time in excess  
31 of five hundred pounds or the threshold planning quantity, whichever is less, or  
32 for explosives or blasting agents on hand at any one time in excess of one  
33 hundred pounds. However, no employer shall pay more than ten thousand dollars  
34 per year in fees. Moneys acquired through litigation and any administrative fees

35 paid pursuant to subsection 3 of this section shall not be applied toward this cap.

36 (2) Employers engaged in transporting hazardous materials by pipeline  
37 except local gas distribution companies regulated by the Missouri public service  
38 commission shall pay to the commission a fee of two hundred fifty dollars for each  
39 county in which they operate.

40 (3) Payment of fees is due each year by March first. A late fee of ten  
41 percent of the total owed, plus one percent per month of the total, may be  
42 assessed by the commission.

43 (4) If, on March first of each year, fees collected under this section and  
44 natural resources damages made available pursuant to section 640.235 exceed one  
45 million dollars, any excess over one million dollars shall be proportionately  
46 credited to fees payable in the succeeding year by each employer who was  
47 required to pay a fee and who did pay a fee in the year in which the excess  
48 occurred. The limit of one million dollars contained herein shall be reviewed by  
49 the commission concurrent with the review of fees as required in subsection 1 of  
50 this section.

51 3. Beginning January 1, 2013, any employer filing its Tier II form  
52 pursuant to subsection 1 of section 292.605 may request that the commission  
53 distribute that employer's Tier II report to the local emergency planning  
54 committees and fire departments listed in its Tier II report. Any employer opting  
55 to have the commission distribute its Tier II report shall pay an additional fee of  
56 ten dollars for each facility listed in the report at the time of filing to recoup the  
57 commission's distribution costs. Fees shall be deposited in the chemical  
58 emergency preparedness fund established under section 292.607. An employer  
59 who pays the additional fee and whose Tier II report includes all local emergency  
60 planning committees and fire departments required to be notified under  
61 subsection 1 of section 292.605 shall satisfy the reporting requirements of  
62 subsection 1 of section 292.605. The commission shall develop a mechanism for  
63 an employer to exercise its option to have the commission distribute its Tier II  
64 report.

65 4. Local emergency planning committees receiving funds under section  
66 292.604 shall coordinate with the commission and the department in chemical  
67 emergency planning, training, preparedness, and response activities. Local  
68 emergency planning committees receiving funds under this section, section  
69 260.394, sections 292.602, 292.604, 292.605, 292.615 and section 640.235 shall  
70 provide to the commission an annual report of expenditures and activities.

71           5. Fees collected by the department and all funds provided to local  
72 emergency planning committees shall be used for chemical emergency  
73 preparedness purposes as outlined in sections 292.600 to 292.625 and the federal  
74 act, including contingency planning for chemical releases; exercising, evaluating,  
75 and distributing plans, providing training related to chemical emergency  
76 preparedness and prevention of chemical accidents; identifying facilities required  
77 to report; processing the information submitted by facilities and making it  
78 available to the public; receiving and handling emergency notifications of  
79 chemical releases; operating a local emergency planning committee; and providing  
80 public notice of chemical preparedness activities. Local emergency planning  
81 committees receiving funds under this section may combine such funds with other  
82 local emergency planning committees to further the purposes of sections 292.600  
83 to 292.625, or the federal act.

84           6. The commission shall establish criteria and guidance on how funds  
85 received by local emergency planning committees may be used.

          301.010. As used in this chapter and sections 304.010 to 304.040, 304.120  
2 to 304.260, and sections 307.010 to 307.175, the following terms mean:

3           (1) "All-terrain vehicle", any motorized vehicle manufactured and used  
4 exclusively for off-highway use which is fifty inches or less in width, with an  
5 unladen dry weight of one thousand five hundred pounds or less, traveling on  
6 three, four or more nonhighway tires;

7           (2) "**Autocycle**", a **three-wheeled motor vehicle which the drivers**  
8 **and passengers ride in a partially or completely enclosed nonstraddle**  
9 **seating area, that is designed to be controlled with a steering wheel**  
10 **and pedals, and that has met applicable Department of Transportation**  
11 **National Highway Traffic Safety Administration requirements or**  
12 **Federal Motorcycle Safety Standards;**

13           (3) "Automobile transporter", any vehicle combination capable of carrying  
14 cargo on the power unit and designed and used for the transport of assembled  
15 motor vehicles, including truck camper units;

16           [(3)] (4) "Axle load", the total load transmitted to the road by all wheels  
17 whose centers are included between two parallel transverse vertical planes forty  
18 inches apart, extending across the full width of the vehicle;

19           [(4)] (5) "Backhaul", the return trip of a vehicle transporting cargo or  
20 general freight, especially when carrying goods back over all or part of the same  
21 route;

22            [(5)] (6) "Boat transporter", any vehicle combination capable of carrying  
23 cargo on the power unit and designed and used specifically to transport  
24 assembled boats and boat hulls. Boats may be partially disassembled to facilitate  
25 transporting;

26            [(6)] (7) "Body shop", a business that repairs physical damage on motor  
27 vehicles that are not owned by the shop or its officers or employees by mending,  
28 straightening, replacing body parts, or painting;

29            [(7)] (8) "Bus", a motor vehicle primarily for the transportation of a  
30 driver and eight or more passengers but not including shuttle buses;

31            [(8)] (9) "Commercial motor vehicle", a motor vehicle designed or  
32 regularly used for carrying freight and merchandise, or more than eight  
33 passengers but not including vanpools or shuttle buses;

34            [(9)] (10) "Cotton trailer", a trailer designed and used exclusively for  
35 transporting cotton at speeds less than forty miles per hour from field to field or  
36 from field to market and return;

37            [(10)] (11) "Dealer", any person, firm, corporation, association, agent or  
38 subagent engaged in the sale or exchange of new, used or reconstructed motor  
39 vehicles or trailers;

40            [(11)] (12) "Director" or "director of revenue", the director of the  
41 department of revenue;

42            [(12)] (13) "Driveaway operation":

43            (a) The movement of a motor vehicle or trailer by any person or motor  
44 carrier other than a dealer over any public highway, under its own power singly,  
45 or in a fixed combination of two or more vehicles, for the purpose of delivery for  
46 sale or for delivery either before or after sale;

47            (b) The movement of any vehicle or vehicles, not owned by the transporter,  
48 constituting the commodity being transported, by a person engaged in the  
49 business of furnishing drivers and operators for the purpose of transporting  
50 vehicles in transit from one place to another by the driveaway or towaway  
51 methods; or

52            (c) The movement of a motor vehicle by any person who is lawfully  
53 engaged in the business of transporting or delivering vehicles that are not the  
54 person's own and vehicles of a type otherwise required to be registered, by the  
55 driveaway or towaway methods, from a point of manufacture, assembly or  
56 distribution or from the owner of the vehicles to a dealer or sales agent of a  
57 manufacturer or to any consignee designated by the shipper or consignor;



58 [(13)] (14) "Dromedary", a box, deck, or plate mounted behind the cab  
59 and forward of the fifth wheel on the frame of the power unit of a truck tractor-  
60 semitrailer combination. A truck tractor equipped with a dromedary may carry  
61 part of a load when operating independently or in a combination with a  
62 semitrailer;

63 [(14)] (15) "Farm tractor", a tractor used exclusively for agricultural  
64 purposes;

65 [(15)] (16) "Fleet", any group of ten or more motor vehicles owned by the  
66 same owner;

67 [(16)] (17) "Fleet vehicle", a motor vehicle which is included as part of  
68 a fleet;

69 [(17)] (18) "Fullmount", a vehicle mounted completely on the frame of  
70 either the first or last vehicle in a saddlemount combination;

71 [(18)] (19) "Gross weight", the weight of vehicle and/or vehicle  
72 combination without load, plus the weight of any load thereon;

73 [(19)] (20) "Hail-damaged vehicle", any vehicle, the body of which has  
74 become dented as the result of the impact of hail;

75 [(20)] (21) "Highway", any public thoroughfare for vehicles, including  
76 state roads, county roads and public streets, avenues, boulevards, parkways or  
77 alleys in any municipality;

78 [(21)] (22) "Improved highway", a highway which has been paved with  
79 gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that  
80 it shall have a hard, smooth surface;

81 [(22)] (23) "Intersecting highway", any highway which joins another,  
82 whether or not it crosses the same;

83 [(23)] (24) "Junk vehicle", a vehicle which:

84 (a) Is incapable of operation or use upon the highways and has no resale  
85 value except as a source of parts or scrap; or

86 (b) Has been designated as junk or a substantially equivalent designation  
87 by this state or any other state;

88 [(24)] (25) "Kit vehicle", a motor vehicle assembled by a person other  
89 than a generally recognized manufacturer of motor vehicles by the use of a glider  
90 kit or replica purchased from an authorized manufacturer and accompanied by  
91 a manufacturer's statement of origin;

92 [(25)] (26) "Land improvement contractors' commercial motor vehicle",  
93 any not-for-hire commercial motor vehicle the operation of which is confined to:

94 (a) An area that extends not more than a radius of one hundred miles  
95 from its home base of operations when transporting its owner's machinery,  
96 equipment, or auxiliary supplies to or from projects involving soil and water  
97 conservation, or to and from equipment dealers' maintenance facilities for  
98 maintenance purposes; or

99 (b) An area that extends not more than a radius of fifty miles from its  
100 home base of operations when transporting its owner's machinery, equipment, or  
101 auxiliary supplies to or from projects not involving soil and water conservation.  
102 Nothing in this subdivision shall be construed to prevent any motor vehicle from  
103 being registered as a commercial motor vehicle or local commercial motor vehicle;

104 [(26)] (27) "Local commercial motor vehicle", a commercial motor vehicle  
105 whose operations are confined to a municipality and that area extending not more  
106 than fifty miles therefrom, or a commercial motor vehicle whose property-carrying  
107 operations are confined solely to the transportation of property owned by any  
108 person who is the owner or operator of such vehicle to or from a farm owned by  
109 such person or under the person's control by virtue of a landlord and tenant lease;  
110 provided that any such property transported to any such farm is for use in the  
111 operation of such farm;

112 [(27)] (28) "Local log truck", a commercial motor vehicle which is  
113 registered pursuant to this chapter to operate as a motor vehicle on the public  
114 highways of this state, used exclusively in this state, used to transport harvested  
115 forest products, operated solely at a forested site and in an area extending not  
116 more than a one hundred mile radius from such site, carries a load with  
117 dimensions not in excess of twenty-five cubic yards per two axles with dual  
118 wheels, and when operated on the national system of interstate and defense  
119 highways described in 23 U.S.C. Section 103, as amended, or outside the one  
120 hundred mile radius from such site with an extended distance local log truck  
121 permit, such vehicle shall not exceed the weight limits of section 304.180, does  
122 not have more than four axles, and does not pull a trailer which has more than  
123 two axles. Harvesting equipment which is used specifically for cutting, felling,  
124 trimming, delimiting, debarking, chipping, skidding, loading, unloading, and  
125 stacking may be transported on a local log truck. A local log truck may not  
126 exceed the limits required by law, however, if the truck does exceed such limits  
127 as determined by the inspecting officer, then notwithstanding any other  
128 provisions of law to the contrary, such truck shall be subject to the weight limits  
129 required by such sections as licensed for eighty thousand pounds;

130 [(28)] **(29)** "Local log truck tractor", a commercial motor vehicle which is  
131 registered under this chapter to operate as a motor vehicle on the public  
132 highways of this state, used exclusively in this state, used to transport harvested  
133 forest products, operated at a forested site and in an area extending not more  
134 than a one hundred mile radius from such site, operates with a weight not  
135 exceeding twenty-two thousand four hundred pounds on one axle or with a weight  
136 not exceeding forty-four thousand eight hundred pounds on any tandem axle, and  
137 when operated on the national system of interstate and defense highways  
138 described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile  
139 radius from such site with an extended distance local log truck permit, such  
140 vehicle does not exceed the weight limits contained in section 304.180, and does  
141 not have more than three axles and does not pull a trailer which has more than  
142 two axles. Violations of axle weight limitations shall be subject to the load limit  
143 penalty as described for in sections 304.180 to 304.220;

144 [(29)] **(30)** "Local transit bus", a bus whose operations are confined  
145 wholly within a municipal corporation, or wholly within a municipal corporation  
146 and a commercial zone, as defined in section 390.020, adjacent thereto, forming  
147 a part of a public transportation system within such municipal corporation and  
148 such municipal corporation and adjacent commercial zone;

149 [(30)] **(31)** "Log truck", a vehicle which is not a local log truck or local log  
150 truck tractor and is used exclusively to transport harvested forest products to and  
151 from forested sites which is registered pursuant to this chapter to operate as a  
152 motor vehicle on the public highways of this state for the transportation of  
153 harvested forest products;

154 [(31)] **(32)** "Major component parts", the rear clip, cowl, frame, body, cab,  
155 front-end assembly, and front clip, as those terms are defined by the director of  
156 revenue pursuant to rules and regulations or by illustrations;

157 [(32)] **(33)** "Manufacturer", any person, firm, corporation or association  
158 engaged in the business of manufacturing or assembling motor vehicles, trailers  
159 or vessels for sale;

160 [(33)] **(34)** "Motor change vehicle", a vehicle manufactured prior to  
161 August, 1957, which receives a new, rebuilt or used engine, and which used the  
162 number stamped on the original engine as the vehicle identification number;

163 [(34)] **(35)** "Motor vehicle", any self-propelled vehicle not operated  
164 exclusively upon tracks, except farm tractors;

165 [(35)] **(36)** "Motor vehicle primarily for business use", any vehicle other

166 than a recreational motor vehicle, motorcycle, motortricycle, **autocycle**, or any  
167 commercial motor vehicle licensed for over twelve thousand pounds:

168 (a) Offered for hire or lease; or

169 (b) The owner of which also owns ten or more such motor vehicles;

170 [(36)] **(37)** "Motorcycle", a motor vehicle operated on two wheels;

171 [(37)] **(38)** "Motorized bicycle", any two-wheeled or three-wheeled device  
172 having an automatic transmission and a motor with a cylinder capacity of not  
173 more than fifty cubic centimeters, which produces less than three gross brake  
174 horsepower, and is capable of propelling the device at a maximum speed of not  
175 more than thirty miles per hour on level ground;

176 [(38)] **(39)** "Motortricycle", a motor vehicle **upon which the operator**  
177 **straddles or sits astride that is designed to be controlled by handle bars**  
178 **and is** operated on three wheels, including a motorcycle while operated with any  
179 conveyance, temporary or otherwise, requiring the use of a third wheel. A  
180 motortricycle shall not be included in the definition of all-terrain vehicle;

181 [(39)] **(40)** "Municipality", any city, town or village, whether incorporated  
182 or not;

183 [(40)] **(41)** "Nonresident", a resident of a state or country other than the  
184 state of Missouri;

185 [(41)] **(42)** "Non-USA-std motor vehicle", a motor vehicle not originally  
186 manufactured in compliance with United States emissions or safety standards;

187 [(42)] **(43)** "Operator", any person who operates or drives a motor vehicle;

188 [(43)] **(44)** "Owner", any person, firm, corporation or association, who  
189 holds the legal title to a vehicle or in the event a vehicle is the subject of an  
190 agreement for the conditional sale or lease thereof with the right of purchase  
191 upon performance of the conditions stated in the agreement and with an  
192 immediate right of possession vested in the conditional vendee or lessee, or in the  
193 event a mortgagor of a vehicle is entitled to possession, then such conditional  
194 vendee or lessee or mortgagor shall be deemed the owner;

195 [(44)] **(45)** "Public garage", a place of business where motor vehicles are  
196 housed, stored, repaired, reconstructed or repainted for persons other than the  
197 owners or operators of such place of business;

198 [(45)] **(46)** "Rebuilder", a business that repairs or rebuilds motor vehicles  
199 owned by the rebuilder, but does not include certificated common or contract  
200 carriers of persons or property;

201 [(46)] **(47)** "Reconstructed motor vehicle", a vehicle that is altered from

202 its original construction by the addition or substitution of two or more new or  
203 used major component parts, excluding motor vehicles made from all new parts,  
204 and new multistage manufactured vehicles;

205 [(47)] **(48)** "Recreational motor vehicle", any motor vehicle designed,  
206 constructed or substantially modified so that it may be used and is used for the  
207 purposes of temporary housing quarters, including therein sleeping and eating  
208 facilities which are either permanently attached to the motor vehicle or attached  
209 to a unit which is securely attached to the motor vehicle. Nothing herein shall  
210 prevent any motor vehicle from being registered as a commercial motor vehicle  
211 if the motor vehicle could otherwise be so registered;

212 [(48)] **(49)** "Recreational off-highway vehicle", any motorized vehicle  
213 manufactured and used exclusively for off-highway use which is more than fifty  
214 inches but no more than sixty-seven inches in width, with an unladen dry weight  
215 of two thousand pounds or less, traveling on four or more nonhighway tires and  
216 which may have access to ATV trails;

217 [(49)] **(50)** "Rollback or car carrier", any vehicle specifically designed to  
218 transport wrecked, disabled or otherwise inoperable vehicles, when the  
219 transportation is directly connected to a wrecker or towing service;

220 [(50)] **(51)** "Saddlemount combination", a combination of vehicles in  
221 which a truck or truck tractor tows one or more trucks or truck tractors, each  
222 connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The  
223 "saddle" is a mechanism that connects the front axle of the towed vehicle to the  
224 frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin  
225 connection. When two vehicles are towed in this manner the combination is  
226 called a "double saddlemount combination". When three vehicles are towed in  
227 this manner, the combination is called a "triple saddlemount combination";

228 [(51)] **(52)** "Salvage dealer and dismantler", a business that dismantles  
229 used motor vehicles for the sale of the parts thereof, and buys and sells used  
230 motor vehicle parts and accessories;

231 [(52)] **(53)** "Salvage vehicle", a motor vehicle, semitrailer, or house trailer  
232 which:

233 (a) Was damaged during a year that is no more than six years after the  
234 manufacturer's model year designation for such vehicle to the extent that the  
235 total cost of repairs to rebuild or reconstruct the vehicle to its condition  
236 immediately before it was damaged for legal operation on the roads or highways  
237 exceeds eighty percent of the fair market value of the vehicle immediately

238 preceding the time it was damaged;

239 (b) By reason of condition or circumstance, has been declared salvage,  
240 either by its owner, or by a person, firm, corporation, or other legal entity  
241 exercising the right of security interest in it;

242 (c) Has been declared salvage by an insurance company as a result of  
243 settlement of a claim;

244 (d) Ownership of which is evidenced by a salvage title; or

245 (e) Is abandoned property which is titled pursuant to section 304.155 or  
246 section 304.157 and designated with the words "salvage/abandoned  
247 property". The total cost of repairs to rebuild or reconstruct the vehicle shall not  
248 include the cost of repairing, replacing, or reinstalling inflatable safety restraints,  
249 tires, sound systems, or damage as a result of hail, or any sales tax on parts or  
250 materials to rebuild or reconstruct the vehicle. For purposes of this definition,  
251 "fair market value" means the retail value of a motor vehicle as:

252 a. Set forth in a current edition of any nationally recognized compilation  
253 of retail values, including automated databases, or from publications commonly  
254 used by the automotive and insurance industries to establish the values of motor  
255 vehicles;

256 b. Determined pursuant to a market survey of comparable vehicles with  
257 regard to condition and equipment; and

258 c. Determined by an insurance company using any other procedure  
259 recognized by the insurance industry, including market surveys, that is applied  
260 by the company in a uniform manner;

261 [(53)] **(54)** "School bus", any motor vehicle used solely to transport  
262 students to or from school or to transport students to or from any place for  
263 educational purposes;

264 [(54)] **(55)** "Scrap processor", a business that, through the use of fixed or  
265 mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and  
266 vehicle parts for processing or transportation to a shredder or scrap metal  
267 operator for recycling;

268 [(55)] **(56)** "Shuttle bus", a motor vehicle used or maintained by any  
269 person, firm, or corporation as an incidental service to transport patrons or  
270 customers of the regular business of such person, firm, or corporation to and from  
271 the place of business of the person, firm, or corporation providing the service at  
272 no fee or charge. Shuttle buses shall not be registered as buses or as commercial  
273 motor vehicles;

274 [(56)] (57) "Special mobile equipment", every self-propelled vehicle not  
275 designed or used primarily for the transportation of persons or property and  
276 incidentally operated or moved over the highways, including farm equipment,  
277 implements of husbandry, road construction or maintenance machinery, ditch-  
278 digging apparatus, stone crushers, air compressors, power shovels, cranes,  
279 graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt  
280 spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished  
281 machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers,  
282 drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This  
283 enumeration shall be deemed partial and shall not operate to exclude other such  
284 vehicles which are within the general terms of this section;

285 [(57)] (58) "Specially constructed motor vehicle", a motor vehicle which  
286 shall not have been originally constructed under a distinctive name, make, model  
287 or type by a manufacturer of motor vehicles. The term specially constructed  
288 motor vehicle includes kit vehicles;

289 [(58)] (59) "Stinger-steered combination", a truck tractor-semitrailer  
290 wherein the fifth wheel is located on a drop frame located behind and below the  
291 rearmost axle of the power unit;

292 [(59)] (60) "Tandem axle", a group of two or more axles, arranged one  
293 behind another, the distance between the extremes of which is more than forty  
294 inches and not more than ninety-six inches apart;

295 [(60)] (61) "Towaway trailer transporter combination", a combination of  
296 vehicles consisting of a trailer transporter towing unit and two trailers or  
297 semitrailers, with a total weight that does not exceed twenty-six thousand  
298 pounds; and in which the trailers or semitrailers carry no property and constitute  
299 inventory property of a manufacturer, distributor, or dealer of such trailers or  
300 semitrailers;

301 [(61)] (62) "Tractor", "truck tractor" or "truck-tractor", a self-propelled  
302 motor vehicle designed for drawing other vehicles, but not for the carriage of any  
303 load when operating independently. When attached to a semitrailer, it supports  
304 a part of the weight thereof;

305 [(62)] (63) "Trailer", any vehicle without motive power designed for  
306 carrying property or passengers on its own structure and for being drawn by a  
307 self-propelled vehicle, except those running exclusively on tracks, including a  
308 semitrailer or vehicle of the trailer type so designed and used in conjunction with  
309 a self-propelled vehicle that a considerable part of its own weight rests upon and

310 is carried by the towing vehicle. The term trailer shall not include cotton trailers  
311 as defined in this section and shall not include manufactured homes as defined  
312 in section 700.010;

313 [(63)] **(64)** "Trailer transporter towing unit", a power unit that is not  
314 used to carry property when operating in a towaway trailer transporter  
315 combination;

316 [(64)] **(65)** "Truck", a motor vehicle designed, used, or maintained for the  
317 transportation of property;

318 [(65)] **(66)** "Truck-tractor semitrailer-semitrailer", a combination vehicle  
319 in which the two trailing units are connected with a B-train assembly which is  
320 a rigid frame extension attached to the rear frame of a first semitrailer which  
321 allows for a fifth-wheel connection point for the second semitrailer and has one  
322 less articulation point than the conventional A-dolly connected truck-tractor  
323 semitrailer-trailer combination;

324 [(66)] **(67)** "Truck-trailer boat transporter combination", a boat  
325 transporter combination consisting of a straight truck towing a trailer using  
326 typically a ball and socket connection with the trailer axle located substantially  
327 at the trailer center of gravity rather than the rear of the trailer but so as to  
328 maintain a downward force on the trailer tongue;

329 [(67)] **(68)** "Used parts dealer", a business that buys and sells used motor  
330 vehicle parts or accessories, but not including a business that sells only new,  
331 remanufactured or rebuilt parts. Business does not include isolated sales at a  
332 swap meet of less than three days;

333 [(68)] **(69)** "Utility vehicle", any motorized vehicle manufactured and  
334 used exclusively for off-highway use which is more than fifty inches but no more  
335 than sixty-seven inches in width, with an unladen dry weight of two thousand  
336 pounds or less, traveling on four or six wheels, to be used primarily for  
337 landscaping, lawn care, or maintenance purposes;

338 [(69)] **(70)** "Vanpool", any van or other motor vehicle used or maintained  
339 by any person, group, firm, corporation, association, city, county or state agency,  
340 or any member thereof, for the transportation of not less than eight nor more  
341 than forty-eight employees, per motor vehicle, to and from their place of  
342 employment; however, a vanpool shall not be included in the definition of the  
343 term bus or commercial motor vehicle as defined in this section, nor shall a  
344 vanpool driver be deemed a chauffeur as that term is defined by section 303.020;  
345 nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational,



346 personal, or maintenance uses constitute an unlicensed use of the motor vehicle,  
347 unless used for monetary profit other than for use in a ride-sharing arrangement;

348       [(70)] **(71)** "Vehicle", any mechanical device on wheels, designed  
349 primarily for use, or used, on highways, except motorized bicycles, vehicles  
350 propelled or drawn by horses or human power, or vehicles used exclusively on  
351 fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by  
352 handicapped persons;

353       [(71)] **(72)** "Wrecker" or "tow truck", any emergency commercial vehicle  
354 equipped, designed and used to assist or render aid and transport or tow disabled  
355 or wrecked vehicles from a highway, road, street or highway rights-of-way to a  
356 point of storage or repair, including towing a replacement vehicle to replace a  
357 disabled or wrecked vehicle;

358       [(72)] **(73)** "Wrecker or towing service", the act of transporting, towing  
359 or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not  
360 owned by the operator of the wrecker, tow truck, rollback or car carrier for which  
361 the operator directly or indirectly receives compensation or other personal gain.

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

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

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

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

15       2. If the vehicle is a motor vehicle primarily for business use as defined  
16 in section 301.010 and if such vehicle is five years of age or less, the director of  
17 revenue shall retain the odometer information provided in the vehicle inspection  
18 report, and provide for prompt access to such information, together with the  
19 vehicle identification number for the motor vehicle to which such information  
20 pertains, for a period of five years after the receipt of such information. This

21 section shall not apply unless:

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

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

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

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

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

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

57 identification number, the applicant shall submit the required application and  
58 application fee. All applications required under this subsection shall be  
59 submitted with any applicable taxes which may be due on the purchase of the  
60 vehicle or parts. The director of revenue shall appropriately designate  
61 "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor  
62 Vehicle", or "Specially Constructed Motor Vehicle" on the current and all  
63 subsequent issues of the certificate of ownership of such vehicle.

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

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

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

92         8. An applicant for registration may make a donation of one dollar to

93 promote an organ donor program. The director of revenue shall collect the  
 94 donations and deposit all such donations in the state treasury to the credit of the  
 95 organ donor program fund as established in sections 194.297 to 194.304. Moneys  
 96 in the organ donor fund shall be used solely for the purposes established in  
 97 sections 194.297 to 194.304, except that the department of revenue shall retain  
 98 no more than one percent for its administrative costs. The donation prescribed  
 99 in this subsection is voluntary and may be refused by the applicant for  
 100 registration at the time of issuance or renewal. The director shall inquire of each  
 101 applicant at the time the applicant presents the completed application to the  
 102 director whether the applicant is interested in making the one dollar donation  
 103 prescribed in this subsection.

301.055. 1. The annual registration fee for motor vehicles other than  
 2 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
12	<b>Autocycles</b>	<b>10.25</b>

13 **2. Notwithstanding any other provision of law, the registration**  
 14 **of any autocycle registered as a motorcycle or motortricycle prior to**  
 15 **August 28, 2018, shall remain in effect until the expiration of the**  
 16 **registration period for such vehicle at which time the owner shall be**  
 17 **required to renew the motor vehicle's registration under the autocycle**  
 18 **classification and pay the appropriate registration fee.**

301.130. 1. The director of revenue, upon receipt of a proper application  
 2 for registration, required fees and any other information which may be required  
 3 by law, shall issue to the applicant a certificate of registration in such manner  
 4 and form as the director of revenue may prescribe and a set of license plates, or  
 5 other evidence of registration, as provided by this section. Each set of license  
 6 plates shall bear the name or abbreviated name of this state, the words "SHOW-  
 7 ME STATE", the month and year in which the registration shall expire, and an

8 arrangement of numbers or letters, or both, as shall be assigned from year to year  
9 by the director of revenue. The plates shall also contain fully reflective material  
10 with a common color scheme and design for each type of license plate issued  
11 pursuant to this chapter. The plates shall be clearly visible at night, and shall  
12 be aesthetically attractive. Special plates for qualified disabled veterans will  
13 have the "DISABLED VETERAN" wording on the license plates in preference to  
14 the words "SHOW-ME STATE" and special plates for members of the National  
15 Guard will have the "NATIONAL GUARD" wording in preference to the words  
16 "SHOW-ME STATE".

17         2. The arrangement of letters and numbers of license plates shall be  
18 uniform throughout each classification of registration. The director may provide  
19 for the arrangement of the numbers in groups or otherwise, and for other  
20 distinguishing marks on the plates.

21         3. All property-carrying commercial motor vehicles to be registered at a  
22 gross weight in excess of twelve thousand pounds, all passenger-carrying  
23 commercial motor vehicles, local transit buses, school buses, trailers, semitrailers,  
24 motorcycles, motortricycles, **autocycles**, motorscooters, and driveaway vehicles  
25 shall be registered with the director of revenue as provided for in subsection 3 of  
26 section 301.030, or with the state highways and transportation commission as  
27 otherwise provided in this chapter, but only one license plate shall be issued for  
28 each such vehicle, except as provided in this subsection. The applicant for  
29 registration of any property-carrying commercial vehicle registered at a gross  
30 weight in excess of twelve thousand pounds may request and be issued two  
31 license plates for such vehicle, and if such plates are issued, the director of  
32 revenue shall provide for distinguishing marks on the plates indicating one plate  
33 is for the front and the other is for the rear of such vehicle. The director may  
34 assess and collect an additional charge from the applicant in an amount not to  
35 exceed the fee prescribed for personalized license plates in subsection 1 of section  
36 301.144.

37         4. The plates issued to manufacturers and dealers shall bear the letters  
38 and numbers as prescribed by section 301.560, and the director may place upon  
39 the plates other letters or marks to distinguish commercial motor vehicles and  
40 trailers and other types of motor vehicles.

41         5. No motor vehicle or trailer shall be operated on any highway of this  
42 state unless it shall have displayed thereon the license plate or set of license  
43 plates issued by the director of revenue or the state highways and transportation

44 commission and authorized by section 301.140. Each such plate shall be securely  
45 fastened to the motor vehicle or trailer in a manner so that all parts thereof shall  
46 be plainly visible and reasonably clean so that the reflective qualities thereof are  
47 not impaired. Each such plate may be encased in a transparent cover so long as  
48 the plate is plainly visible and its reflective qualities are not impaired. License  
49 plates shall be fastened to all motor vehicles except trucks, tractors, truck  
50 tractors or truck-tractors licensed in excess of twelve thousand pounds on the  
51 front and rear of such vehicles not less than eight nor more than forty-eight  
52 inches above the ground, with the letters and numbers thereon right side up. The  
53 license plates on trailers, motorcycles, motortricycles, **autocycles**, and  
54 motorscooters shall be displayed on the rear of such vehicles either horizontally  
55 or vertically, with the letters and numbers plainly visible. The license plate on  
56 buses, other than school buses, and on trucks, tractors, truck tractors or truck-  
57 tractors licensed in excess of twelve thousand pounds shall be displayed on the  
58 front of such vehicles not less than eight nor more than forty-eight inches above  
59 the ground, with the letters and numbers thereon right side up or if two plates  
60 are issued for the vehicle pursuant to subsection 3 of this section, displayed in  
61 the same manner on the front and rear of such vehicles. The license plate or  
62 plates authorized by section 301.140, when properly attached, shall be prima facie  
63 evidence that the required fees have been paid.

64           6. (1) The director of revenue shall issue annually or biennially a tab or  
65 set of tabs as provided by law as evidence of the annual payment of registration  
66 fees and the current registration of a vehicle in lieu of the set of  
67 plates. Beginning January 1, 2010, the director may prescribe any additional  
68 information recorded on the tab or tabs to ensure that the tab or tabs positively  
69 correlate with the license plate or plates issued by the department of revenue for  
70 such vehicle. Such tabs shall be produced in each license bureau office.

71           (2) The vehicle owner to whom a tab or set of tabs is issued shall affix and  
72 display such tab or tabs in the designated area of the license plate, no more than  
73 one per plate.

74           (3) A tab or set of tabs issued by the director of revenue when attached  
75 to a vehicle in the prescribed manner shall be prima facie evidence that the  
76 registration fee for such vehicle has been paid.

77           (4) Except as otherwise provided in this section, the director of revenue  
78 shall issue plates for a period of at least six years.

79           (5) For those commercial motor vehicles and trailers registered pursuant

80 to section 301.041, the plate issued by the highways and transportation  
81 commission shall be a permanent nonexpiring license plate for which no tabs  
82 shall be issued. Nothing in this section shall relieve the owner of any vehicle  
83 permanently registered pursuant to this section from the obligation to pay the  
84 annual registration fee due for the vehicle. The permanent nonexpiring license  
85 plate shall be returned to the highways and transportation commission upon the  
86 sale or disposal of the vehicle by the owner to whom the permanent nonexpiring  
87 license plate is issued, or the plate may be transferred to a replacement  
88 commercial motor vehicle when the owner files a supplemental application with  
89 the Missouri highways and transportation commission for the registration of such  
90 replacement commercial motor vehicle. Upon payment of the annual registration  
91 fee, the highways and transportation commission shall issue a certificate of  
92 registration or other suitable evidence of payment of the annual fee, and such  
93 evidence of payment shall be carried at all times in the vehicle for which it is  
94 issued.

95 (6) Upon the sale or disposal of any vehicle permanently registered under  
96 this section, or upon the termination of a lease of any such vehicle, the permanent  
97 nonexpiring plate issued for such vehicle shall be returned to the highways and  
98 transportation commission and shall not be valid for operation of such vehicle, or  
99 the plate may be transferred to a replacement vehicle when the owner files a  
100 supplemental application with the Missouri highways and transportation  
101 commission for the registration of such replacement vehicle. If a vehicle which  
102 is permanently registered under this section is sold, wrecked or otherwise  
103 disposed of, or the lease terminated, the registrant shall be given credit for any  
104 unused portion of the annual registration fee when the vehicle is replaced by the  
105 purchase or lease of another vehicle during the registration year.

106 7. The director of revenue and the highways and transportation  
107 commission may prescribe rules and regulations for the effective administration  
108 of this section. No rule or portion of a rule promulgated under the authority of  
109 this section shall become effective unless it has been promulgated pursuant to the  
110 provisions of section 536.024.

111 8. Notwithstanding the provisions of any other law to the contrary, owners  
112 of motor vehicles other than apportioned motor vehicles or commercial motor  
113 vehicles licensed in excess of twenty-four thousand pounds gross weight may  
114 apply for special personalized license plates. Vehicles licensed for twenty-four  
115 thousand pounds that display special personalized license plates shall be subject

116 to the provisions of subsections 1 and 2 of section 301.030. On and after August  
117 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or  
118 commercial motor vehicles licensed in excess of twenty-four thousand pounds  
119 gross weight, may apply for any preexisting or hereafter statutorily created  
120 special personalized license plates.

121 9. No later than January 1, 2019, the director of revenue shall commence  
122 the reissuance of new license plates of such design as approved by the advisory  
123 committee under section 301.125 consistent with the terms, conditions, and  
124 provisions of section 301.125 and this chapter. Except as otherwise provided in  
125 this section, in addition to all other fees required by law, applicants for  
126 registration of vehicles with license plates that expire during the period of  
127 reissuance, applicants for registration of trailers or semitrailers with license  
128 plates that expire during the period of reissuance and applicants for registration  
129 of vehicles that are to be issued new license plates during the period of reissuance  
130 shall pay the cost of the plates required by this subsection. The additional cost  
131 prescribed in this subsection shall not be charged to persons receiving special  
132 license plates issued under section 301.073 or 301.443. Historic motor vehicle  
133 license plates registered pursuant to section 301.131 and specialized license  
134 plates are exempt from the provisions of this subsection. Except for new,  
135 replacement, and transfer applications, permanent nonexpiring license plates  
136 issued to commercial motor vehicles and trailers registered under section 301.041  
137 are exempt from the provisions of this subsection.

301.350. 1. Upon receipt of an application for registration of a motor  
2 vehicle, trailer, manufacturer or dealer, as provided in this chapter, the director  
3 of revenue shall file such application and register such motor vehicle, trailer,  
4 manufacturer or dealer, together with the facts stated in the application, under  
5 a distinctive number assigned to such motor vehicle, trailer, manufacturer or  
6 dealer. Separate records shall be kept as follows:

- 7 (1) Motor vehicles registered by owners;
- 8 (2) Commercial motor vehicles;
- 9 (3) Trailers;
- 10 (4) Motorcycles and motor tricycles;
- 11 (5) **Autocycles;**
- 12 (6) **Manufacturers and dealers.**

13 2. The director of revenue may keep such other classifications and records  
14 as he may deem necessary and may enter contracts or agreements or otherwise



15 make arrangements for computerized access to odometer and title information.

16 3. All of such books and records shall be kept open to public inspection  
17 during reasonable business hours.

18 4. The governor may cause the records of the department of revenue to be  
19 audited by the state auditor at any time.

304.001. As used in this chapter and chapter 307, the following terms  
2 shall mean:

3 (1) "Abandoned property", any unattended motor vehicle, trailer,  
4 all-terrain vehicle, outboard motor or vessel removed or subject to removal from  
5 public or private property as provided in sections 304.155 and 304.157, whether  
6 or not operational. For any vehicle towed from the scene of an accident at the  
7 request of law enforcement and not retrieved by the vehicle's owner within five  
8 days of the accident, the agency requesting the tow shall be required to write an  
9 abandoned property report or a crime inquiry and inspection report;

10 (2) "Commercial vehicle enforcement officers", employees of the Missouri  
11 state highway patrol who are not members of the patrol but who are appointed  
12 by the superintendent of the highway patrol to enforce the laws, rules, and  
13 regulations pertaining to commercial vehicles, trailers, special mobile equipment  
14 and drivers of such vehicles;

15 (3) "Commercial vehicle inspectors", employees of the Missouri state  
16 highway patrol who are not members of the patrol but who are appointed by the  
17 superintendent of the highway patrol to supervise or operate permanent or  
18 portable weigh stations in the enforcement of commercial vehicle laws;

19 (4) "Commission", the state highways and transportation commission;

20 (5) "Department", the state transportation department;

21 (6) "Freeway", a divided state highway with four or more lanes, with no  
22 access to the throughways except the established interchanges and with no  
23 at-grade crossings;

24 (7) "Interstate highway", a state highway included in the national system  
25 of interstate highways located within the boundaries of Missouri, as officially  
26 designated or as may be hereafter designated by the state highways and  
27 transportation commission with the approval of the Secretary of Transportation,  
28 pursuant to Title 23, U.S.C., as amended;

29 (8) "Members of the patrol", the superintendent, lieutenant colonel,  
30 majors, captains, director of radio, lieutenants, sergeants, corporals and  
31 patrolmen of the Missouri state highway patrol;

32 (9) "Off-road vehicle", any vehicle designed for or capable of cross-country  
33 travel on or immediately over land, water, ice, snow, marsh, swampland, or other  
34 natural terrain without benefit of a road or trail:

35 (a) Including, without limitation, the following:

36 a. Jeeps;

37 b. All-terrain vehicles;

38 c. Dune buggies;

39 d. Multiwheel drive or low-pressure tire vehicles;

40 e. Vehicle using an endless belt, or tread or treads, or a combination of  
41 tread and low-pressure tires;

42 f. Motorcycles, trail bikes, minibikes and related vehicles;

43 g. Any other means of transportation deriving power from any source  
44 other than muscle or wind; and

45 (b) Excluding the following:

46 a. Registered motorboats;

47 b. Aircraft;

48 c. Any military, fire or law enforcement vehicle;

49 d. Farm-type tractors and other self-propelled equipment for harvesting  
50 and transporting farm or forest products;

51 e. Any vehicle being used for farm purposes, earth moving, or construction  
52 while being used for such purposes on the work site;

53 f. Self-propelled lawnmowers, or lawn or garden tractors, or golf carts,  
54 while being used exclusively for their designed purpose; and

55 g. Any vehicle being used for the purpose of transporting a handicapped  
56 person;

57 (10) "Person", any natural person, corporation, or other legal entity;

58 (11) **"Platoon", a group of individual motor vehicles traveling in**  
59 **a unified manner at electronically coordinated speeds at following**  
60 **distances that are closer than would be reasonable and prudent without**  
61 **such coordination;**

62 (12) "Right-of-way", the entire width of land between the boundary lines  
63 of a state highway, including any roadway;

64 [(12)] (13) "Roadway", that portion of a state highway ordinarily used for  
65 vehicular travel, exclusive of the berm or shoulder;

66 [(13)] (14) "State highway", a highway constructed or maintained by the  
67 state highways and transportation commission with the aid of state funds or

68 United States government funds, or any highway included by authority of law in  
69 the state highway system, including all right-of-way;

70 [(14)] (15) "Towing company", any person or entity which tows, removes  
71 or stores abandoned property;

72 [(15)] (16) "Urbanized area", an area with a population of fifty thousand  
73 or more designated by the Bureau of the Census, within boundaries to be fixed  
74 by the state highways and transportation commission and local officials in  
75 cooperation with each other and approved by the Secretary of  
76 Transportation. The boundary of an urbanized area shall, at a minimum,  
77 encompass the entire urbanized area as designed by the Bureau of the Census.

304.005. 1. As used in this section, the term "autocycle" means a  
2 three-wheeled motor vehicle which the drivers and passengers ride in a partially  
3 or completely enclosed nonstraddle seating area, that is designed to be controlled  
4 with a steering wheel and pedals, and that has met applicable Department of  
5 Transportation National Highway Traffic Safety Administration requirements or  
6 Federal Motorcycle Safety Standards.

7 2. Notwithstanding subsection 2 of section 302.020, a person operating or  
8 riding in an autocycle shall not be required to wear protective headgear [if the  
9 vehicle is equipped with a roof that meets or exceeds the standards established  
10 for protective headgear].

11 3. No person shall operate an autocycle on any highway or street in this  
12 state unless the person has a valid driver's license. The operator of an autocycle,  
13 however, shall not be required to obtain a motorcycle or motortricycle license or  
14 endorsement pursuant to sections 302.010 to 302.340.

304.044. 1. The following terms as used in this section shall mean:

2 (1) "Bus", any vehicle or motor car designed and used for the purpose of  
3 carrying more than seven persons;

4 (2) "Truck", any vehicle, machine, tractor, trailer or semitrailer, or any  
5 combination thereof, propelled or drawn by mechanical power and designed or  
6 used in the transportation of property upon the highways.

7 2. The driver of any truck or bus, when traveling upon a public highway  
8 of this state outside of a business or residential district, shall not follow within  
9 three hundred feet of another such vehicle; provided, the provisions of this section  
10 shall not be construed to prevent the overtaking and passing, by any such truck  
11 or bus, of another similar vehicle.

12 3. **The following-distance provisions of this section shall not**

13 **apply to a nonlead vehicle in a platoon, as such term is defined in**  
14 **section 304.001.**

15 4. Any person who shall violate the provisions of this section shall be  
16 deemed guilty of a class C misdemeanor, and upon conviction thereof shall be  
17 punished accordingly.

18 5. **The highways and transportation commission is authorized to**  
19 **promulgate administrative rules that are reasonable and necessary to**  
20 **implement platooning. Any rule or portion of a rule, as that term is**  
21 **defined in section 536.010, that is created under the authority delegated**  
22 **in this section shall become effective only if it complies with and is**  
23 **subject to all of the provisions of chapter 536, and, if applicable, section**  
24 **536.028. This section and chapter 536 are nonseverable, and if any of**  
25 **the powers vested with the general assembly pursuant to chapter 536**  
26 **to review, to delay the effective date, or to disapprove and annul a rule**  
27 **are subsequently held unconstitutional, then the grant of rulemaking**  
28 **authority and any rule proposed or adopted after August 28, 2018, shall**  
29 **be invalid and void.**

307.175. 1. Motor vehicles and equipment which are operated by any  
2 member of an organized fire department, ambulance association, or rescue squad,  
3 whether paid or volunteer, may be operated on streets and highways in this state  
4 as an emergency vehicle under the provisions of section 304.022 while responding  
5 to a fire call or ambulance call or at the scene of a fire call or ambulance call and  
6 while using or sounding a warning siren and using or displaying thereon fixed,  
7 flashing or rotating blue lights, but sirens and blue lights shall be used only in  
8 bona fide emergencies.

9 2. (1) Notwithstanding subsection 1 of this section, the following vehicles  
10 may use or display fixed, flashing, or rotating red or red and blue lights:

11 (a) Emergency vehicles, as defined in section 304.022, when responding  
12 to an emergency;

13 (b) Vehicles operated as described in subsection 1 of this section;

14 (c) **Vehicles and equipment owned or leased** by a contractor or  
15 subcontractor performing work for the department of transportation, except that  
16 the red or red and blue lights shall be displayed on vehicles **or equipment**  
17 described in this paragraph only between dusk and dawn, when such vehicles **or**  
18 **equipment** are stationary, such vehicles **or equipment** are located in a work  
19 zone as defined in section 304.580, highway workers as defined in section 304.580

20 are present, and such work zone is designated by a sign or signs. **No more than**  
21 **two vehicles or pieces of equipment in a work zone may display fixed,**  
22 **flashing, or rotating lights under this subdivision.**

23 (2) The following vehicles **and equipment** may use or display fixed,  
24 flashing, or rotating amber or amber and white lights:

25 (a) Vehicles **and equipment** owned or leased by the state highways and  
26 transportation commission and operated by an authorized employee of the  
27 department of transportation, **except that the amber or amber and white**  
28 **lights shall be displayed on vehicles or equipment described in this**  
29 **paragraph only when such vehicles or equipment are located in a work**  
30 **zone as defined in section 304.580, highway workers as defined in**  
31 **section 304.580 are present, and such work zone is designated by a sign**  
32 **or signs;**

33 (b) Vehicles **and equipment** owned **or leased** by a contractor or  
34 subcontractor performing work for the department of transportation, except that  
35 the amber or amber and white lights shall be displayed on vehicles described in  
36 this paragraph only when such vehicles **or equipment** are [stationary] **located**  
37 **in a work zone as defined in section 304.580, highway workers as**  
38 **defined in section 304.580 are present, and such work zone is**  
39 **designated by a sign or signs;**

40 (c) Vehicles **and equipment** operated by a utility worker performing  
41 work for the utility, except that the amber or amber and white lights shall be  
42 displayed on vehicles described in this paragraph only when such vehicles are  
43 stationary, **such vehicles or equipment are located in a work zone as**  
44 **defined in section 304.580, a utility worker is present, and such work**  
45 **zone is designated by a sign or signs.** As used in this paragraph, the term  
46 "utility worker" means any employee while in performance of his or her job  
47 duties, including any person employed under contract of a utility that provides  
48 gas, heat, electricity, water, steam, telecommunications or cable services, or sewer  
49 services, whether privately, municipally, or cooperatively owned.

50 3. Permits for the operation of such vehicles equipped with sirens or blue  
51 lights shall be in writing and shall be issued and may be revoked by the chief of  
52 an organized fire department, organized ambulance association, rescue squad, or  
53 the state highways and transportation commission and no person shall use or  
54 display a siren or blue lights on a motor vehicle, fire, ambulance, or rescue  
55 equipment without a valid permit authorizing the use. A permit to use a siren

56 or lights as heretofore set out does not relieve the operator of the vehicle so  
57 equipped with complying with all other traffic laws and regulations. Violation of  
58 this section constitutes a class A misdemeanor.

Section B. Because of the need to protect lives on our roads and highways,  
2 the repeal and reenactment of section 307.175 of this act is deemed necessary for  
3 the immediate preservation of the public health, welfare, peace and safety, and  
4 is hereby declared to be an emergency act within the meaning of the constitution,  
5 and the repeal and reenactment of section 307.175 of this act shall be in full force  
6 and effect upon its passage and approval.

Unofficial ✓

Bill

Copy