

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 148
97TH GENERAL ASSEMBLY
2013

0639H.03T

AN ACT

To repeal sections 137.090, 137.095, 301.140, as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 1402, merged with conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 470, merged with conference committee substitute for house committee substitute for senate bill no. 568, merged with conference committee substitute for senate bill no. 611, ninety-sixth general assembly, second regular session, 301.140, as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 1402, ninety-sixth general assembly, second regular session, and 301.193, RSMo, and to enact in lieu thereof five new sections relating to salvage motor vehicles.

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

Section A. Sections 137.090, 137.095, 301.140, as enacted by conference
2 committee substitute for senate substitute for senate committee substitute for
3 house committee substitute for house bill no. 1402, merged with conference
4 committee substitute for house committee substitute for senate substitute for
5 senate committee substitute for senate bill no. 470, merged with conference
6 committee substitute for house committee substitute for senate bill no. 568,
7 merged with conference committee substitute for senate bill no. 611, ninety-sixth
8 general assembly, second regular session, 301.140, as enacted by conference
9 committee substitute for senate substitute for senate committee substitute for
10 house committee substitute for house bill no. 1402, ninety-sixth general
11 assembly, second regular session, and 301.193, RSMo, are repealed and five new

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

12 sections enacted in lieu thereof, to be known as sections 137.090, 137.095,
13 301.140, 301.193, and 301.642, to read as follows:

137.090. 1. All tangible personal property of whatever nature and
2 character situate in a county other than the one in which the owner resides shall
3 be assessed in the county where the owner resides; except that, houseboats, cabin
4 cruisers, floating boat docks, and manufactured homes, as defined in section
5 700.010, used for lodging shall be assessed in the county where they are located,
6 and tangible personal property belonging to estates shall be assessed in the
7 county in which the probate division of the circuit court has
8 jurisdiction. Tangible personal property, other than motor vehicles as the term
9 is defined in section 301.010, used exclusively in connection with farm operations
10 of the owner and kept on the farmland, shall not be assessed by a city, town or
11 village unless the farmland is totally within the boundaries of the city, town or
12 village. No tangible personal property shall be simultaneously assessed in more
13 than one county.

14 **2. The assessed valuation of any tractor or trailer as defined in**
15 **section 301.010 owned by an individual, partner, or member and used**
16 **in interstate commerce must be apportioned to Missouri based on the**
17 **ratio of miles traveled in this state to miles traveled in the United**
18 **States in interstate commerce during the preceding tax year or on the**
19 **basis of the most recent annual mileage figures available.**

137.095. 1. The real and tangible personal property of all corporations
2 operating in any county in the state of Missouri and in the city of St. Louis, and
3 subject to assessment by county or township assessors, shall be assessed and
4 taxed in the county in which the property is situated on the first day of January
5 of the year for which the taxes are assessed, and every general or business
6 corporation having or owning tangible personal property on the first day of
7 January in each year, which is situated in any other county than the one in which
8 the corporation is located, shall make return to the assessor of the county or
9 township where the property is situated, in the same manner as other tangible
10 personal property is required by law to be returned, except that all motor vehicles
11 which are the property of the corporation and which are subject to regulation
12 under chapter 390 shall be assessed for tax purposes in the county in which the
13 motor vehicles are based.

14 2. For the purposes of subsection 1 of this section, the term "based" means

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intended to be omitted in the law.**

15 the place where the vehicle is most frequently dispatched, garaged, serviced,
16 maintained, operated or otherwise controlled, except that leased passenger
17 vehicles shall be assessed at the residence of the driver or, if the residence of the
18 driver is unknown, at the location of the lessee.

19 **3. The assessed valuation of any tractor or trailer as defined in**
20 **section 301.010 owned by a corporation and used in interstate**
21 **commerce must be apportioned to Missouri based on the ratio of miles**
22 **traveled in this state to miles traveled in the United States in interstate**
23 **commerce during the preceding tax year or on the basis of the most**
24 **recent annual mileage figures available.**

301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer,
2 the certificate of registration and the right to use the number plates shall expire
3 and the number plates shall be removed by the owner at the time of the transfer
4 of possession, and it shall be unlawful for any person other than the person to
5 whom such number plates were originally issued to have the same in his or her
6 possession whether in use or not, unless such possession is solely for charitable
7 purposes; except that the buyer of a motor vehicle or trailer who trades in a motor
8 vehicle or trailer may attach the license plates from the traded-in motor vehicle
9 or trailer to the newly purchased motor vehicle or trailer. The operation of a
10 motor vehicle with such transferred plates shall be lawful for no more than thirty
11 days. As used in this subsection, the term "trade-in motor vehicle or trailer" shall
12 include any single motor vehicle or trailer sold by the buyer of the newly
13 purchased vehicle or trailer, as long as the license plates for the trade-in motor
14 vehicle or trailer are still valid.

15 2. In the case of a transfer of ownership the original owner may register
16 another motor vehicle under the same number, upon the payment of a fee of two
17 dollars, if the motor vehicle is of horsepower, gross weight or (in the case of a
18 passenger-carrying commercial motor vehicle) seating capacity, not in excess of
19 that originally registered. When such motor vehicle is of greater horsepower,
20 gross weight or (in the case of a passenger-carrying commercial motor vehicle)
21 seating capacity, for which a greater fee is prescribed, applicant shall pay a
22 transfer fee of two dollars and a pro rata portion for the difference in fees. When
23 such vehicle is of less horsepower, gross weight or (in case of a passenger-carrying
24 commercial motor vehicle) seating capacity, for which a lesser fee is prescribed,
25 applicant shall not be entitled to a refund.

26 3. License plates may be transferred from a motor vehicle which will no

27 longer be operated to a newly purchased motor vehicle by the owner of such
28 vehicles. The owner shall pay a transfer fee of two dollars if the newly purchased
29 vehicle is of horsepower, gross weight or (in the case of a passenger-carrying
30 commercial motor vehicle) seating capacity, not in excess of that of the vehicle
31 which will no longer be operated. When the newly purchased motor vehicle is of
32 greater horsepower, gross weight or (in the case of a passenger-carrying
33 commercial motor vehicle) seating capacity, for which a greater fee is prescribed,
34 the applicant shall pay a transfer fee of two dollars and a pro rata portion of the
35 difference in fees. When the newly purchased vehicle is of less horsepower, gross
36 weight or (in the case of a passenger-carrying commercial motor vehicle) seating
37 capacity, for which a lesser fee is prescribed, the applicant shall not be entitled
38 to a refund.

39 4. The director of the department of revenue shall have authority to
40 produce or allow others to produce a weather resistant, nontearing temporary
41 permit authorizing the operation of a motor vehicle or trailer by a buyer for not
42 more than thirty days from the date of purchase. The temporary permit
43 authorized under this section may be purchased by the purchaser of a motor
44 vehicle or trailer from the central office of the department of revenue or from an
45 authorized agent of the department of revenue upon proof of purchase of a motor
46 vehicle or trailer for which the buyer has no registration plate available for
47 transfer and upon proof of financial responsibility, or from a motor vehicle dealer
48 upon purchase of a motor vehicle or trailer for which the buyer has no
49 registration plate available for transfer, or from a motor vehicle dealer upon
50 purchase of a motor vehicle or trailer for which the buyer has registered and is
51 awaiting receipt of registration plates. The director of the department of revenue
52 or a producer authorized by the director of the department of revenue may make
53 temporary permits available to registered dealers in this state, authorized agents
54 of the department of revenue or the department of revenue. The price paid by a
55 motor vehicle dealer, an authorized agent of the department of revenue or the
56 department of revenue for a temporary permit shall not exceed five dollars for
57 each permit. The director of the department of revenue shall direct motor vehicle
58 dealers and authorized agents to obtain temporary permits from an authorized
59 producer. Amounts received by the director of the department of revenue for
60 temporary permits shall constitute state revenue; however, amounts received by
61 an authorized producer other than the director of the department of revenue shall
62 not constitute state revenue and any amounts received by motor vehicle dealers

63 or authorized agents for temporary permits purchased from a producer other than
64 the director of the department of revenue shall not constitute state revenue. In
65 no event shall revenues from the general revenue fund or any other state fund be
66 utilized to compensate motor vehicle dealers or other producers for their role in
67 producing temporary permits as authorized under this section. Amounts that do
68 not constitute state revenue under this section shall also not constitute fees for
69 registration or certificates of title to be collected by the director of the department
70 of revenue under section 301.190. No motor vehicle dealer, authorized agent or
71 the department of revenue shall charge more than five dollars for each permit
72 issued. The permit shall be valid for a period of thirty days from the date of
73 purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle
74 or trailer by a motor vehicle dealer for which the purchaser obtains a permit as
75 set out above. No permit shall be issued for a vehicle under this section unless
76 the buyer shows proof of financial responsibility. Each temporary permit issued
77 shall be securely fastened to the back or rear of the motor vehicle in a manner
78 and place on the motor vehicle consistent with registration plates so that all parts
79 and qualities of the temporary permit thereof shall be plainly and clearly visible,
80 reasonably clean and are not impaired in any way.

81 5. The permit shall be issued on a form prescribed by the director of the
82 department of revenue and issued only for the applicant's temporary operation
83 of the motor vehicle or trailer purchased to enable the applicant to temporarily
84 operate the motor vehicle while proper title and registration plates are being
85 obtained, or while awaiting receipt of registration plates, and shall be displayed
86 on no other motor vehicle. Temporary permits issued pursuant to this section
87 shall not be transferable or renewable and shall not be valid upon issuance of
88 proper registration plates for the motor vehicle or trailer. The director of the
89 department of revenue shall determine the size, material, design, numbering
90 configuration, construction, and color of the permit. The director of the
91 department of revenue, at his or her discretion, shall have the authority to
92 reissue, and thereby extend the use of, a temporary permit previously and legally
93 issued for a motor vehicle or trailer while proper title and registration are being
94 obtained.

95 6. Every motor vehicle dealer that issues temporary permits shall keep,
96 for inspection by proper officers, an accurate record of each permit issued by
97 recording the permit number, the motor vehicle dealer's number, buyer's name
98 and address, the motor vehicle's year, make, and manufacturer's vehicle

99 identification number, and the permit's date of issuance and expiration
100 date. Upon the issuance of a temporary permit by either the central office of the
101 department of revenue, a motor vehicle dealer or an authorized agent of the
102 department of revenue, the director of the department of revenue shall make the
103 information associated with the issued temporary permit immediately available
104 to the law enforcement community of the state of Missouri.

105 7. Upon the transfer of ownership of any currently registered motor
106 vehicle wherein the owner cannot transfer the license plates due to a change of
107 motor vehicle category, the owner may surrender the license plates issued to the
108 motor vehicle and receive credit for any unused portion of the original
109 registration fee against the registration fee of another motor vehicle. Such credit
110 shall be granted based upon the date the license plates are surrendered. No
111 refunds shall be made on the unused portion of any license plates surrendered for
112 such credit.

113 8. The provisions of subsections 4, 5, and 6 of this section shall expire
114 July 1, 2019.

115 9. An additional temporary license plate produced in a manner and of
116 materials determined by the director to be the most cost-effective means of
117 production with a configuration that matches an existing or newly issued plate
118 may be purchased by a motor vehicle owner to be placed in the interior of the
119 vehicle's rear window such that the driver's view out of the rear window is not
120 obstructed and the plate configuration is clearly visible from the outside of the
121 vehicle to serve as the visible plate when a bicycle rack or other item obstructs
122 the view of the actual plate. Such temporary plate is only authorized for use
123 when the matching actual plate is affixed to the vehicle in the manner prescribed
124 in subsection 5 of section 301.130. The fee charged for the temporary plate shall
125 be equal to the fee charged for a temporary permit issued under subsection 4 of
126 this section. Replacement temporary plates authorized in this subsection may be
127 issued as needed upon the payment of a fee equal to the fee charged for a
128 temporary permit under subsection 4 of this section. The newly produced third
129 plate may only be used on the vehicle with the matching plate, and the additional
130 plate shall be clearly recognizable as a third plate and only used for the purpose
131 specified in this subsection.

132 10. **Notwithstanding the provisions of section 301.127, the**
133 **director may issue a temporary permit to an individual who possesses**
134 **a salvage motor vehicle which requires an inspection under subsection**

135 **9 of section 301.190. The operation of a salvage motor vehicle for which**
136 **the permit has been issued shall be limited to the most direct route**
137 **from the residence, maintenance, or storage facility of the individual**
138 **in possession of such motor vehicle to the nearest authorized**
139 **inspection facility and return to the originating**
140 **location. Notwithstanding any other requirements for the issuance of**
141 **a temporary permit under this section, an individual obtaining a**
142 **temporary permit for the purpose of operating a motor vehicle to and**
143 **from an examination facility as prescribed in this subsection shall also**
144 **purchase the required motor vehicle examination form which is**
145 **required to be completed for an examination under subsection 9 of**
146 **section 301.190 and provide satisfactory evidence that such vehicle has**
147 **passed a motor vehicle safety inspection for such vehicle as required**
148 **in section 307.350.**

149 **11.** The director of the department of revenue may promulgate all
150 necessary rules and regulations for the administration of this section. Any rule
151 or portion of a rule, as that term is defined in section 536.010, that is created
152 under the authority delegated in this section shall become effective only if it
153 complies with and is subject to all of the provisions of chapter 536 and, if
154 applicable, section 536.028. This section and chapter 536 are nonseverable and
155 if any of the powers vested with the general assembly pursuant to chapter 536 to
156 review, to delay the effective date, or to disapprove and annul a rule are
157 subsequently held unconstitutional, then the grant of rulemaking authority and
158 any rule proposed or adopted after August 28, 2012, shall be invalid and void.

159 **[11.] 12.** The repeal and reenactment of this section shall become
160 effective on the date the department of revenue or a producer authorized by the
161 director of the department of revenue begins producing temporary permits
162 described in subsection 4 of such section, or on July 1, 2013, whichever occurs
163 first. If the director of revenue or a producer authorized by the director of the
164 department of revenue begins producing temporary permits prior to July 1, 2013,
165 the director of the department of revenue shall notify the revisor of statutes of
166 such fact.

301.193. 1. Any person who purchases or is the owner of real property on
2 which vehicles, as defined in section 301.010, vessels or watercraft, as defined in
3 section 306.010, or outboard motors, as that term is used in section 306.530, have
4 been abandoned, without the consent of said purchaser or owner of the real

5 property, may apply to the department of revenue for a certificate of title. Any
6 insurer which purchases a vehicle through the claims adjustment process for
7 which the insurer is unable to obtain a negotiable title may make an application
8 to the department of revenue for a salvage certificate of title pursuant to this
9 section. Prior to making application for a certificate of title on a vehicle under
10 this section, the insurer or owner of the real estate shall have the vehicle
11 inspected by law enforcement pursuant to subsection 9 of section 301.190, and
12 shall have law enforcement perform a check in the national crime information
13 center and any appropriate statewide law enforcement computer to determine if
14 the vehicle has been reported stolen and the name and address of the person to
15 whom the vehicle was last titled and any lienholders of record. The insurer or
16 owner or purchaser of the real estate shall, thirty days prior to making
17 application for title, notify any owners or lienholders of record for the vehicle by
18 certified mail that the owner intends to apply for a certificate of title from the
19 director for the abandoned vehicle. The application for title shall be accompanied
20 by:

21 (1) A statement explaining the circumstances by which the property came
22 into the insurer, owner or purchaser's possession; a description of the property
23 including the year, make, model, vehicle identification number and any decal or
24 license plate that may be affixed to the vehicle; the current location of the
25 property; and the retail value of the property;

26 (2) An inspection report of the property, if it is a vehicle, by a law
27 enforcement agency pursuant to subsection 9 of section 301.190; and

28 (3) A copy of the thirty-day notice and certified mail receipt mailed to any
29 owner and any person holding a valid security interest of record.

30 2. Upon receipt of the application and supporting documents, the director
31 shall search the records of the department of revenue, or initiate an inquiry with
32 another state, if the evidence presented indicated the property described in the
33 application was registered or titled in another state, to verify the name and
34 address of any owners and any lienholders. If the latest owner or lienholder was
35 not notified the director shall inform the insurer, owner, or purchaser of the real
36 estate of the latest owner and lienholder information so that notice may be given
37 as required by subsection 1 of this section. Any owner or lienholder receiving
38 notification may protest the issuance of title by, within the thirty-day notice
39 period and may file a petition to recover the vehicle, naming the insurer or owner
40 of the real estate and serving a copy of the petition on the director of

41 revenue. The director shall not be a party to such petition but shall, upon receipt
42 of the petition, suspend the processing of any further certificate of title until the
43 rights of all parties to the vehicle are determined by the court. Once all
44 requirements are satisfied the director shall issue one of the following:

45 (1) An original certificate of title if the vehicle examination certificate, as
46 provided in section 301.190, indicates that the vehicle was not previously in a
47 salvaged condition or rebuilt;

48 (2) An original certificate of title designated as prior salvage if the vehicle
49 examination certificate as provided in section 301.190 indicates the vehicle was
50 previously in a salvaged condition or rebuilt;

51 (3) A salvage certificate of title designated with the words
52 "salvage/abandoned property" or junking certificate based on the condition of the
53 property as stated in the inspection report. An insurer purchasing a vehicle
54 through the claims adjustment process under this section shall only be eligible
55 to obtain a salvage certificate of title or junking certificate.

56 3. Any insurer which purchases a vehicle that is currently titled in
57 Missouri through the claims adjustment process for which the insurer is unable
58 to obtain a negotiable title may make application to the department of revenue
59 for a salvage certificate of title or junking certificate. Such application may be
60 made by the insurer or its designated salvage pool on a form provided by the
61 department and signed under penalty of perjury. The application shall include
62 a declaration that the insurer has made at least two written attempts to obtain
63 the certificate of title, transfer documents, or other acceptable evidence of title,
64 and be accompanied by proof of claims payment from the insurer, evidence that
65 letters were [delivered] sent to the vehicle owner, a statement explaining the
66 circumstances by which the property came into the insurer's possession, a
67 description of the property including the year, make, model, vehicle identification
68 number, and current location of the property, and the fee prescribed in subsection
69 5 of section 301.190. The insurer shall, thirty days prior to making application
70 for title, notify any owners or lienholders of record for the vehicle that the insurer
71 intends to apply for a certificate of title from the director for the vehicle. Upon
72 receipt of the application and supporting documents, the director shall search the
73 records of the department of revenue to verify the name and address of any
74 owners and any lienholders. [After thirty days from receipt of the application,]
75 **If the director identifies any additional owner or lienholder who has**
76 **not been notified by the insurer, the director shall inform the insurer**

77 of such additional owner or lienholder and the insurer shall notify the
78 additional owner or lienholder of the insured's intent to obtain title as
79 prescribed in this section. If no valid lienholders have notified the
80 department of the existence of a lien, the department shall issue a salvage
81 certificate of title or junking certificate for the vehicle in the name of the insurer.

301.642. Any insurer which purchases a motor vehicle or trailer
2 through the claims adjustment process for which there is a valid lien
3 or encumbrance perfected under sections 301.600 to 301.640 may, as an
4 alternative to obtaining a lien release under section 301.640, apply for
5 a salvage certificate of title or junking certificate on such motor
6 vehicle or trailer by following the procedures in this section. The
7 insurer may request a letter of guarantee from the lienholder
8 containing a description of the motor vehicle or trailer, including the
9 vehicle identification number, and indicating the amount payable by
10 the insurer to the lienholder in order to release the lien. Upon receipt
11 from the lienholder of such letter of guarantee, the insurer may, within
12 ten days of such receipt, remit payment to the lienholder in accordance
13 with the letter of guarantee, and, if such payment satisfies the lien
14 amount indicated in the letter of guarantee to release the lien, the
15 lienholder shall provide proof of satisfaction to the insurer. This
16 procedure shall be followed for each lienholder indicated on the
17 certificate of ownership for the motor vehicle or trailer. Such letter of
18 guarantee and corresponding proof of payment need not be notarized
19 and may be immediately transmitted electronically. The insurer may
20 then submit proof of such payments, a copy of each letter of guarantee,
21 and the title for such motor vehicle or trailer to the department of
22 revenue. The department shall accept such documents in lieu of a lien
23 release and process the insurer's application.

[301.140. 1. Upon the transfer of ownership of any motor
2 vehicle or trailer, the certificate of registration and the right to use
3 the number plates shall expire and the number plates shall be
4 removed by the owner at the time of the transfer of possession, and
5 it shall be unlawful for any person other than the person to whom
6 such number plates were originally issued to have the same in his
7 or her possession whether in use or not, unless such possession is
8 solely for charitable purposes; except that the buyer of a motor
9 vehicle or trailer who trades in a motor vehicle or trailer may

10 attach the license plates from the traded-in motor vehicle or trailer
11 to the newly purchased motor vehicle or trailer. The operation of
12 a motor vehicle with such transferred plates shall be lawful for no
13 more than thirty days. As used in this subsection, the term
14 "trade-in motor vehicle or trailer" shall include any single motor
15 vehicle or trailer sold by the buyer of the newly purchased vehicle
16 or trailer, as long as the license plates for the trade-in motor
17 vehicle or trailer are still valid.

18 2. In the case of a transfer of ownership the original owner
19 may register another motor vehicle under the same number, upon
20 the payment of a fee of two dollars, if the motor vehicle is of
21 horsepower, gross weight or (in the case of a passenger-carrying
22 commercial motor vehicle) seating capacity, not in excess of that
23 originally registered. When such motor vehicle is of greater
24 horsepower, gross weight or (in the case of a passenger-carrying
25 commercial motor vehicle) seating capacity, for which a greater fee
26 is prescribed, applicant shall pay a transfer fee of two dollars and
27 a pro rata portion for the difference in fees. When such vehicle is
28 of less horsepower, gross weight or (in case of a passenger-carrying
29 commercial motor vehicle) seating capacity, for which a lesser fee
30 is prescribed, applicant shall not be entitled to a refund.

31 3. License plates may be transferred from a motor vehicle
32 which will no longer be operated to a newly purchased motor
33 vehicle by the owner of such vehicles. The owner shall pay a
34 transfer fee of two dollars if the newly purchased vehicle is of
35 horsepower, gross weight or (in the case of a passenger-carrying
36 commercial motor vehicle) seating capacity, not in excess of that of
37 the vehicle which will no longer be operated. When the newly
38 purchased motor vehicle is of greater horsepower, gross weight or
39 (in the case of a passenger-carrying commercial motor vehicle)
40 seating capacity, for which a greater fee is prescribed, the applicant
41 shall pay a transfer fee of two dollars and a pro rata portion of the
42 difference in fees. When the newly purchased vehicle is of less
43 horsepower, gross weight or (in the case of a passenger-carrying
44 commercial motor vehicle) seating capacity, for which a lesser fee
45 is prescribed, the applicant shall not be entitled to a refund.

46 4. Upon the sale of a motor vehicle or trailer by a dealer, a
47 buyer who has made application for registration, by mail or
48 otherwise, may operate the same for a period of thirty days after
49 taking possession thereof, if during such period the motor vehicle
50 or trailer shall have attached thereto, in the manner required by
51 section 301.130, number plates issued to the dealer. Upon
52 application and presentation of proof of financial responsibility as
53 required under subsection 5 of this section and satisfactory
54 evidence that the buyer has applied for registration, a dealer may
55 furnish such number plates to the buyer for such temporary use. In
56 such event, the dealer shall require the buyer to deposit the sum
57 of ten dollars and fifty cents to be returned to the buyer upon
58 return of the number plates as a guarantee that said buyer will
59 return to the dealer such number plates within thirty days. The
60 director shall issue a temporary permit authorizing the operation
61 of a motor vehicle or trailer by a buyer for not more than thirty
62 days of the date of purchase.

63 5. The temporary permit shall be made available by the
64 director of revenue and may be purchased from the department of
65 revenue upon proof of purchase of a motor vehicle or trailer for
66 which the buyer has no registration plate available for transfer and
67 upon proof of financial responsibility, or from a dealer upon
68 purchase of a motor vehicle or trailer for which the buyer has no
69 registration plate available for transfer. The director shall make
70 temporary permits available to registered dealers in this state or
71 authorized agents of the department of revenue in sets of ten
72 permits. The fee for the temporary permit shall be seven dollars
73 and fifty cents for each permit or plate issued. No dealer or
74 authorized agent shall charge more than seven dollars and fifty
75 cents for each permit issued. The permit shall be valid for a period
76 of thirty days from the date of purchase of a motor vehicle or
77 trailer, or from the date of sale of the motor vehicle or trailer by a
78 dealer for which the purchaser obtains a permit as set out
79 above. No permit shall be issued for a vehicle under this section
80 unless the buyer shows proof of financial responsibility.

81 6. The permit shall be issued on a form prescribed by the

82 director and issued only for the applicant's use in the operation of
83 the motor vehicle or trailer purchased to enable the applicant to
84 legally operate the vehicle while proper title and registration plate
85 are being obtained, and shall be displayed on no other
86 vehicle. Temporary permits issued pursuant to this section shall
87 not be transferable or renewable and shall not be valid upon
88 issuance of proper registration plates for the motor vehicle or
89 trailer. The director shall determine the size and numbering
90 configuration, construction, and color of the permit.

91 7. The dealer or authorized agent shall insert the date of
92 issuance and expiration date, year, make, and manufacturer's
93 number of vehicle on the permit when issued to the buyer. The
94 dealer shall also insert such dealer's number on the permit. Every
95 dealer that issues a temporary permit shall keep, for inspection of
96 proper officers, a correct record of each permit issued by recording
97 the permit or plate number, buyer's name and address, year, make,
98 manufacturer's vehicle identification number on which the permit
99 is to be used, and the date of issuance.

100 8. Upon the transfer of ownership of any currently
101 registered motor vehicle wherein the owner cannot transfer the
102 license plates due to a change of vehicle category, the owner may
103 surrender the license plates issued to the motor vehicle and receive
104 credit for any unused portion of the original registration fee
105 against the registration fee of another motor vehicle. Such credit
106 shall be granted based upon the date the license plates are
107 surrendered. No refunds shall be made on the unused portion of
108 any license plates surrendered for such credit.

109 9. An additional temporary license plate produced in a
110 manner and of materials determined by the director to be the most
111 cost-effective means of production with a configuration that
112 matches an existing or newly issued plate may be purchased by a
113 motor vehicle owner to be placed in the interior of the vehicle's rear
114 window such that the driver's view out of the rear window is not
115 obstructed and the plate configuration is clearly visible from the
116 outside of the vehicle to serve as the visible plate when a bicycle
117 rack or other item obstructs the view of the actual plate. Such

118 temporary plate is only authorized for use when the matching
119 actual plate is affixed to the vehicle in the manner prescribed in
120 subsection 5 of section 301.130. The fee charged for the temporary
121 plate shall be equal to the fee charged for a temporary permit
122 issued under subsection 5 of this section. Replacement temporary
123 plates authorized in this subsection may be issued as needed upon
124 the payment of a fee equal to the fee charged for a temporary
125 permit under subsection 5 of this section. The newly produced
126 third plate may only be used on the vehicle with the matching
127 plate, and the additional plate shall be clearly recognizable as a
128 third plate and only used for the purpose specified in this
129 subsection.

130 10. The director may promulgate all necessary rules and
131 regulations for the administration of this section. Any rule or
132 portion of a rule, as that term is defined in section 536.010, that is
133 created under the authority delegated in this section shall become
134 effective only if it complies with and is subject to all of the
135 provisions of chapter 536 and, if applicable, section 536.028. This
136 section and chapter 536 are nonseverable and if any of the powers
137 vested with the general assembly pursuant to chapter 536 to
138 review, to delay the effective date, or to disapprove and annul a
139 rule are subsequently held unconstitutional, then the grant of
140 rulemaking authority and any rule proposed or adopted after
141 August 28, 2012, shall be invalid and void.]

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