

SENATE BILL NO. 456

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

1486S.01I

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 307.350, 307.355, and 307.380, RSMo, and to enact in lieu thereof three new sections relating to motor vehicle safety inspections.

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

Section A. Sections 307.350, 307.355, and 307.380, RSMo,
2 are repealed and three new sections enacted in lieu thereof, to
3 be known as sections 307.350, 307.355, and 307.380, to read as
4 follows:

307.350. 1. The owner of every motor vehicle as
2 defined in section 301.010 which is required to be
3 registered in this state, except:

4 (1) Motor vehicles having less than one hundred fifty
5 thousand miles, for the ten-year period following their
6 model year of manufacture[, excluding prior salvage vehicles
7 immediately following a rebuilding process and vehicles
8 subject to the provisions of section 307.380];

9 (2) Those motor vehicles which are engaged in
10 interstate commerce and are proportionately registered in
11 this state with the Missouri highway reciprocity commission,
12 although the owner may request that such vehicle be
13 inspected by an official inspection station, and a peace
14 officer may stop and inspect such vehicles to determine
15 whether the mechanical condition is in compliance with the
16 safety regulations established by the United States
17 Department of Transportation; and

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

18 (3) Historic motor vehicles registered pursuant to
19 section 301.131;

20 (4) Vehicles registered in excess of twenty-four
21 thousand pounds for a period of less than twelve months;

22 shall submit such vehicles to a biennial inspection of their
23 mechanism and equipment in accordance with the provisions of
24 sections 307.350 to 307.390 and obtain a certificate of
25 inspection and approval and a sticker, seal, or other device
26 from a duly authorized official inspection station. The
27 inspection, except the inspection of school buses which
28 shall be made at the time provided in section 307.375, shall
29 be made at the time prescribed in the rules and regulations
30 issued by the superintendent of the Missouri state highway
31 patrol; but the inspection of a vehicle **under this section**
32 shall not be made more than sixty days prior to the date of
33 application for registration [or within sixty days of when a
34 vehicle's registration is transferred; however, if a vehicle
35 was purchased from a motor vehicle dealer and a valid
36 inspection had been made within sixty days of the purchase
37 date, the new owner shall be able to utilize an inspection
38 performed within ninety days prior to the application for
39 registration or transfer]. Any vehicle manufactured as an
40 even-numbered model year vehicle shall be inspected and
41 approved pursuant to the safety inspection program
42 established pursuant to sections 307.350 to 307.390 in each
43 even-numbered calendar year and any such vehicle
44 manufactured as an odd-numbered model year vehicle shall be
45 inspected and approved pursuant to sections 307.350 to
46 307.390 in each odd-numbered year. The certificate of
47 inspection and approval shall be a sticker, seal, or other
48 device or combination thereof, as the superintendent of the

49 Missouri state highway patrol prescribes by regulation and
50 shall be displayed upon the motor vehicle or trailer as
51 prescribed by the regulations established by him. The
52 replacement of certificates of inspection and approval which
53 are lost or destroyed shall be made by the superintendent of
54 the Missouri state highway patrol under regulations
55 prescribed by him.

56 2. For the purpose of obtaining an inspection only, it
57 shall be lawful to operate a vehicle over the most direct
58 route between the owner's usual place of residence and an
59 inspection station of such owner's choice, notwithstanding
60 the fact that the vehicle does not have a current state
61 registration license. It shall also be lawful to operate
62 such a vehicle from an inspection station to another place
63 where repairs may be made and to return the vehicle to the
64 inspection station notwithstanding the absence of a current
65 state registration license.

66 3. No person whose motor vehicle was duly inspected
67 and approved as provided in this section shall be required
68 to have the same motor vehicle again inspected and approved
69 for the sole reason that such person wishes to obtain a set
70 of any special personalized license plates available
71 pursuant to section 301.144 or a set of any license plates
72 available pursuant to section 301.142, prior to the
73 expiration date of such motor vehicle's current registration.

74 4. Notwithstanding the provisions of section 307.390,
75 violation of this section shall be deemed an infraction.

307.355. 1. No state registration license to operate
2 the type of vehicle required to be inspected by section
3 307.350 may be transferred or issued during a biennial
4 registration year in which the vehicle is required to be
5 inspected unless the application is accompanied by a

6 certificate of inspection and approval issued no more than
7 sixty days prior to the date of application, or in the case
8 of school buses, which will be required to be inspected
9 annually as provided in section 307.375, except:

10 (1) The director of revenue may transfer or issue a
11 state registration license to the type of vehicle required
12 to be inspected by section 307.350 without a certificate of
13 inspection and approval accompanying the application if the
14 director has satisfactory evidence that the vehicle was not
15 in the state of Missouri at any time during the sixty days
16 prior to the date of application; however, the owner of
17 every such vehicle must submit the vehicle for inspection
18 and obtain a certificate of inspection and approval within
19 ten days after the vehicle is first returned to the state of
20 Missouri;

21 (2) The director of revenue shall renew a vehicle's
22 registration license without a certificate of inspection and
23 approval accompanying the application if satisfactory
24 documentary evidence is presented at the time of application
25 that the license being renewed was properly transferred
26 within a six-month period prior to the expiration of the
27 license being renewed or that the vehicle for which the
28 registration is being issued was issued a registration for a
29 period of less than one year for the registration period
30 just expiring.

31 **2. At the seller's expense, every used motor vehicle**
32 **of the type required to be inspected by section 307.350**
33 **shall immediately prior to sale be fully inspected**
34 **regardless of any current certificate of inspection and**
35 **approval, and an appropriate new certificate of inspection**
36 **and approval, sticker, seal, or other device shall be**
37 **obtained. The inspection, except the inspection of school**

38 buses which shall be made at the time provided in section
39 307.375, shall be made at the time prescribed in the rules
40 and regulations issued by the superintendent of the Missouri
41 state highway patrol; but the inspection of a vehicle under
42 this section shall not be made more than sixty days prior to
43 the date of application for registration or transfer;
44 however, if a vehicle was purchased from a motor vehicle
45 dealer and a valid inspection had been made within sixty
46 days of the purchase date, the new owner shall be able to
47 utilize an inspection performed within ninety days prior to
48 the application for registration or transfer. This
49 subsection shall not apply to motor vehicles having less
50 than fifty thousand miles, for the three-year period
51 following their model year of manufacture, except that it
52 shall apply to all prior salvage vehicles immediately
53 following a rebuilding process and all vehicles subject to
54 the provisions of section 307.380. At or before the time a
55 buyer takes physical possession of the vehicle, the seller
56 shall present a certificate of inspection and approval, or a
57 document stating that at the time of purchase the vehicle
58 had less than fifty thousand miles and was within three
59 years of the model year of manufacture.

60 3. If due to interstate operation a commercial motor
61 vehicle as defined in section 301.010 or a trailer of the
62 type required to be inspected is required to obtain full fee
63 registration in this and any other state during the same
64 calendar year, no Missouri certificate of inspection and
65 approval is required if the vehicle bears evidence that a
66 current valid inspection sticker or decal was issued by such
67 other state in which the vehicle is registered; provided
68 that the sticker or decal issued by such other state is
69 valid for the registration period in this state.

70 [3.] 4. After a commercial motor vehicle as defined in
71 section 301.010 has been registered for the current year, no
72 certificate of inspection and approval is required when a
73 local commercial motor vehicle license is changed to a
74 beyond-local commercial motor vehicle license or when the
75 licensed gross weight is changed during the licensed period.

307.380. 1. Every vehicle of the type required to be
2 inspected upon having been involved in an accident and when
3 so directed by a police officer must be inspected and an
4 official certificate of inspection and approval, sticker,
5 seal or other device be obtained for such vehicle before it
6 is again operated on the highways of this state. [At the
7 seller's expense every used motor vehicle of the type
8 required to be inspected by section 307.350 shall
9 immediately prior to sale be fully inspected regardless of
10 any current certificate of inspection and approval, and an
11 appropriate new certificate of inspection and approval,
12 sticker, seal or other device shall be obtained.]

13 2. Nothing contained in the provisions of this section
14 shall be construed to prohibit a dealer or any other person
15 from selling a vehicle without a certificate of inspection
16 and approval if the vehicle is sold for junk, salvage, or
17 for rebuilding, or for vehicles sold at public auction or
18 from dealer to dealer. The purchaser of any vehicle which
19 is purchased for junk, salvage, or for rebuilding shall give
20 to the seller an affidavit, on a form prescribed by the
21 superintendent of the Missouri state highway patrol, stating
22 that the vehicle is being purchased for one of the reasons
23 stated herein. No vehicle of the type required to be
24 inspected by section 307.350 which is purchased as junk,
25 salvage, or for rebuilding shall again be registered in this
26 state until the owner has submitted the vehicle for

27 inspection and obtained an official certificate of
28 inspection and approval, sticker, seal or other device for
29 such vehicle.

30 3. Notwithstanding the provisions of section 307.390,
31 violation of this section shall be deemed an infraction.

✓