

SENATE BILL NO. 762

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN.

3507S.01I

ADRIANE D. CROUSE, Secretary

AN ACT

To repeal sections 301.147, 307.350, and 643.315, RSMo, and to enact in lieu thereof four new sections relating to motor vehicle registration.

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

Section A. Sections 301.147, 307.350, and 643.315, RSMo, are repealed and four new sections enacted in lieu thereof, to be known as sections 301.033, 301.147, 307.350, and 643.315, to read as follows:

301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration on a calendar year basis of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on a calendar year or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

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

18 2. All farm vehicles included in the fleet of a
19 registered farm vehicle fleet owner shall be registered
20 during April of the corresponding year or on a prorated
21 basis as provided in subsection 3 of this section. Fees of
22 all vehicles in the farm vehicle fleet to be registered on a
23 calendar year basis or on a biennial basis shall be payable
24 not later than the last day of April of the corresponding
25 year, with two years' fees due for biennially-registered
26 vehicles. Notwithstanding the provisions of section
27 307.355, an application for registration of a farm vehicle
28 fleet shall be accompanied by a certificate of inspection
29 and approval issued no more than one hundred twenty days
30 prior to the date of application. The fees for vehicles
31 added to the farm vehicle fleet which are required to be
32 licensed at the time of registration shall be payable at the
33 time of registration, except that when such vehicle is
34 licensed between July first and September thirtieth the fee
35 shall be three-fourths the annual fee, when licensed between
36 October first and December thirty-first the fee shall be one-
37 half the annual fee, and when licensed on or after January
38 first the fee shall be one-fourth the annual fee. If
39 biennial registration is sought for vehicles added to a farm
40 vehicle fleet, an additional year's annual fee shall be
41 added to the partial year's prorated fee.

42 3. At any time during the calendar year in which an
43 owner of a farm vehicle fleet purchases or otherwise
44 acquires a farm vehicle which is to be added to the farm
45 vehicle fleet or transfers plates to a fleet vehicle, the
46 owner shall present to the director of revenue the
47 identification number as a fleet number and may register the
48 vehicle for the partial year as provided in subsection 2 of
49 this section. The farm vehicle fleet owner shall also be

50 charged a transfer fee of two dollars for each vehicle so
51 transferred under this subsection.

52 4. Except as specifically provided in this subsection,
53 all farm vehicles registered under this section shall be
54 issued a special license plate which shall have the words
55 "Farm Fleet Vehicle" and shall meet the requirements
56 prescribed by section 301.130. Farm fleet vehicles shall be
57 issued multiyear license plates as provided in this section
58 which shall not require issuance of a renewal tab. Upon
59 payment of appropriate registration fees, the director of
60 revenue shall issue a registration certificate or other
61 suitable evidence of payment of the annual or biennial fee,
62 and such evidence of payment shall be carried at all times
63 in the vehicle for which it is issued.

64 5. The director shall make all necessary rules and
65 regulations for the administration of this section and shall
66 design all necessary forms required by this section. Any
67 rule or portion of a rule, as that term is defined in
68 section 536.010, that is created under the authority
69 delegated in this section shall become effective only if it
70 complies with and is subject to all the provisions of
71 chapter 536 and, if applicable, section 536.028. This
72 section and chapter 536 are nonseverable, and if any of the
73 powers vested with the general assembly under chapter 536 to
74 review, to delay the effective date, or to disapprove and
75 annul a rule are subsequently held unconstitutional, then
76 the grant of rulemaking authority and any rule proposed or
77 adopted after August 28, 2022, shall be invalid and void.

301.147. 1. Notwithstanding the provisions of section
2 301.020 to the contrary, beginning July 1, 2000, the
3 director of revenue may provide owners of motor vehicles,
4 other than commercial motor vehicles licensed in excess of

5 fifty-four thousand pounds gross weight, the option of
6 biennially registering motor vehicles [. Any vehicle
7 manufactured as an even-numbered model year vehicle shall be
8 renewed each even-numbered calendar year and any such
9 vehicle manufactured as an odd-numbered model year vehicle
10 shall be renewed each odd-numbered calendar year], subject
11 to the following requirements:

12 (1) The fee collected at the time of biennial
13 registration shall include the annual registration fee plus
14 a pro rata amount for the additional twelve months of the
15 biennial registration;

16 (2) Presentation of all documentation otherwise
17 required by law for vehicle registration including, but not
18 limited to, a personal property tax receipt or certified
19 statement for the preceding year that no such taxes were due
20 as set forth in section 301.025, proof of a motor vehicle
21 safety inspection and any applicable emission inspection
22 conducted within sixty days prior to the date of application
23 and proof of insurance as required by section 303.026.

24 2. The director of revenue may prescribe rules and
25 regulations for the effective administration of this
26 section. The director is authorized to adopt those rules
27 that are reasonable and necessary to accomplish the limited
28 duties specifically delegated within this section. Any rule
29 or portion of a rule, as that term is defined in section
30 536.010, that is promulgated pursuant to the authority
31 delegated in this section shall become effective only if it
32 has been promulgated pursuant to the provisions of chapter
33 536. This section and chapter 536 are nonseverable and if
34 any of the powers vested with the general assembly pursuant
35 to chapter 536 to review, to delay the effective date or to
36 disapprove and annul a rule are subsequently held

37 unconstitutional, then the grant of rulemaking authority and
38 any rule proposed or adopted after July 1, 2000, shall be
39 invalid and void.

40 3. The director of revenue shall have the authority to
41 stagger the registration period of motor vehicles other than
42 commercial motor vehicles licensed in excess of twelve
43 thousand pounds gross weight. Once the owner of a motor
44 vehicle chooses the option of biennial registration, such
45 registration must be maintained for the full twenty-four
46 month period.

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

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 shall not be made
32 more than sixty days prior to the date of application for
33 registration or within sixty days of when a vehicle's
34 registration is transferred; however, if a vehicle was
35 purchased from a motor vehicle dealer and a valid inspection
36 had been made within sixty days of the purchase date, the
37 new owner shall be able to utilize an inspection performed
38 within ninety days prior to the application for registration
39 or transfer. [Any vehicle manufactured as an even-numbered
40 model year vehicle shall be inspected and approved pursuant
41 to the safety inspection program established pursuant to
42 sections 307.350 to 307.390 in each even-numbered calendar
43 year and any such vehicle manufactured as an odd-numbered
44 model year vehicle shall be inspected and approved pursuant
45 to sections 307.350 to 307.390 in each odd-numbered year.]
46 The certificate of inspection and approval shall be a
47 sticker, seal, or other device or combination thereof, as
48 the superintendent of the Missouri state highway patrol
49 prescribes by regulation and shall be displayed upon the
50 motor vehicle or trailer as prescribed by the regulations
51 established by him. The replacement of certificates of
52 inspection and approval which are lost or destroyed shall be

53 made by the superintendent of the Missouri state highway
54 patrol under regulations prescribed by him.

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

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

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

643.315. 1. Except as provided in sections 643.300 to
2 643.355, all motor vehicles which are domiciled, registered
3 or primarily operated in an area for which the commission
4 has established a motor vehicle emissions inspection program
5 pursuant to sections 643.300 to 643.355 shall be inspected
6 and approved prior to sale or transfer; provided that, if
7 such vehicle is inspected and approved prior to sale or
8 transfer, such vehicle shall not be subject to another
9 emissions inspection for ninety days after the date of sale
10 or transfer of such vehicle. [In addition, any such vehicle

11 manufactured as an even-numbered model year vehicle shall be
12 inspected and approved under the emissions inspection
13 program established pursuant to sections 643.300 to 643.355
14 in each even-numbered calendar year and any such vehicle
15 manufactured as an odd-numbered model year vehicle shall be
16 inspected and approved under the emissions inspection
17 program established pursuant to sections 643.300 to 643.355
18 in each odd-numbered calendar year.] All motor vehicles
19 subject to the inspection requirements of sections 643.300
20 to 643.355 shall display a valid emissions inspection
21 sticker, and when applicable, a valid emissions inspection
22 certificate shall be presented at the time of registration,
23 or **at least biennially for** registration renewal, of such
24 motor vehicle. The department of revenue shall require
25 evidence of the safety and emission inspection and approval
26 required by this section in issuing the motor vehicle
27 [annual] registration in conformity with the procedure
28 required by sections 307.350 to 307.390 and sections 643.300
29 to 643.355. The director of revenue may verify that a
30 successful safety and emissions inspection was completed via
31 electronic means.

32 2. The inspection requirement of subsection 1 of this
33 section shall apply to all motor vehicles except:

34 (1) Motor vehicles with a manufacturer's gross vehicle
35 weight rating in excess of eight thousand five hundred
36 pounds;

37 (2) Motorcycles and motortricycles if such vehicles
38 are exempted from the motor vehicle emissions inspection
39 under federal regulation and approved by the commission by
40 rule;

41 (3) Model year vehicles manufactured prior to 1996;

42 (4) Vehicles which are powered exclusively by electric
43 or hydrogen power or by fuels other than gasoline which are
44 exempted from the motor vehicle emissions inspection under
45 federal regulation and approved by the commission by rule;

46 (5) Motor vehicles registered in an area subject to
47 the inspection requirements of sections 643.300 to 643.355
48 which are domiciled and operated exclusively in an area of
49 the state not subject to the inspection requirements of
50 sections 643.300 to 643.355, but only if the owner of such
51 vehicle presents to the department an affidavit that the
52 vehicle will be operated exclusively in an area of the state
53 not subject to the inspection requirements of sections
54 643.300 to 643.355 for the next twenty-four months, and the
55 owner applies for and receives a waiver which shall be
56 presented at the time of registration or registration
57 renewal;

58 (6) New and unused motor vehicles, of model years of
59 the current calendar year and of any calendar year within
60 two years of such calendar year, which have an odometer
61 reading of less than six thousand miles at the time of
62 original sale by a motor vehicle manufacturer or licensed
63 motor vehicle dealer to the first user;

64 (7) Historic motor vehicles registered pursuant to
65 section 301.131;

66 (8) School buses;

67 (9) Heavy-duty diesel-powered vehicles with a gross
68 vehicle weight rating in excess of eight thousand five
69 hundred pounds;

70 (10) New motor vehicles that have not been previously
71 titled and registered, for the four-year period following
72 their model year of manufacture, provided the odometer
73 reading for such motor vehicles are under forty thousand

74 miles at their first required biennial safety inspection
75 conducted under sections 307.350 to 307.390; otherwise such
76 motor vehicles shall be subject to the emissions inspection
77 requirements of subsection 1 of this section during the same
78 period that the biennial safety inspection is conducted;

79 (11) Motor vehicles that are driven fewer than twelve
80 thousand miles between biennial safety inspections; and

81 (12) Qualified plug-in electric drive vehicles. For
82 the purposes of this section, "qualified plug-in electric
83 drive vehicle" shall mean a plug-in electric drive vehicle
84 that is made by a manufacturer, has not been modified from
85 original manufacturer specifications, and can operate solely
86 on electric power and is capable of recharging its battery
87 from an on-board generation source and an off-board
88 electricity source.

89 3. The commission may, by rule, allow inspection
90 reciprocity with other states having equivalent or more
91 stringent testing and waiver requirements than those
92 established pursuant to sections 643.300 to 643.355.

93 4. (1) At the time of sale, a licensed motor vehicle
94 dealer, as defined in section 301.550, may choose to sell a
95 motor vehicle subject to the inspection requirements of
96 sections 643.300 to 643.355 either:

97 (a) With prior inspection and approval as provided in
98 subdivision (2) of this subsection; or

99 (b) Without prior inspection and approval as provided
100 in subdivision (3) of this subsection.

101 (2) If the dealer chooses to sell the vehicle with
102 prior inspection and approval, the dealer shall disclose, in
103 writing, prior to sale, whether the vehicle obtained
104 approval by meeting the emissions standards established
105 pursuant to sections 643.300 to 643.355 or by obtaining a

106 waiver pursuant to section 643.335. A vehicle sold pursuant
107 to this subdivision by a licensed motor vehicle dealer shall
108 be inspected and approved within the one hundred twenty days
109 immediately preceding the date of sale, and, for the purpose
110 of registration of such vehicle, such inspection shall be
111 considered timely.

112 (3) If the dealer chooses to sell the vehicle without
113 prior inspection and approval, the purchaser may return the
114 vehicle within ten days of the date of purchase, provided
115 that the vehicle has no more than one thousand additional
116 miles since the time of sale, if the vehicle fails, upon
117 inspection, to meet the emissions standards specified by the
118 commission and the dealer shall have the vehicle inspected
119 and approved without the option for a waiver of the
120 emissions standard and return the vehicle to the purchaser
121 with a valid emissions certificate and sticker within five
122 working days or the purchaser and dealer may enter into any
123 other mutually acceptable agreement. If the dealer chooses
124 to sell the vehicle without prior inspection and approval,
125 the dealer shall disclose conspicuously on the sales
126 contract and bill of sale that the purchaser has the option
127 to return the vehicle within ten days, provided that the
128 vehicle has no more than one thousand additional miles since
129 the time of sale, to have the dealer repair the vehicle and
130 provide an emissions certificate and sticker within five
131 working days if the vehicle fails, upon inspection, to meet
132 the emissions standards established by the commission, or
133 enter into any mutually acceptable agreement with the
134 dealer. A violation of this subdivision shall be an
135 unlawful practice as defined in section 407.020. No
136 emissions inspection shall be required pursuant to sections
137 643.300 to 643.360 for the sale of any motor vehicle which

138 may be sold without a certificate of inspection and
139 approval, as provided pursuant to subsection 2 of section
140 307.380.

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