

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR

HOUSE BILL NO. 451

100TH GENERAL ASSEMBLY

1175H.04C

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 301.020, 301.191, and 307.350, RSMo, and to enact in lieu thereof three new sections relating to the state motor vehicle safety inspection program, with penalty provisions and an effective date.

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

Section A. Sections 301.020, 301.191, and 307.350, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 301.020, 301.191, and 307.350, to read as follows:

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

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

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

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

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is [~~five~~ **ten**] years of age or less **and has less than one hundred fifty thousand miles on the odometer**, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 information, together with the vehicle identification number for the motor vehicle to which such
18 information pertains, for a period of [~~five~~] **ten** years after the receipt of such information. This
19 section shall not apply unless:

20 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
21 1989; and

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

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

31 (1) The application for the vehicle's certificate of ownership was submitted after July 1,
32 1990; and

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

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

53 Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent
54 issues of the certificate of ownership of such vehicle.

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

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

68 7. An applicant for registration may make a donation of one dollar to promote a
69 blindness education, screening and treatment program. The director of revenue shall collect the
70 donations and deposit all such donations in the state treasury to the credit of the blindness
71 education, screening and treatment program fund established in section 209.015. Moneys in the
72 blindness education, screening and treatment program fund shall be used solely for the purposes
73 established in section 209.015; except that the department of revenue shall retain no more than
74 one percent for its administrative costs. The donation prescribed in this subsection is voluntary
75 and may be refused by the applicant for registration at the time of issuance or renewal. The
76 director shall inquire of each applicant at the time the applicant presents the completed
77 application to the director whether the applicant is interested in making the one dollar donation
78 prescribed in this subsection.

79 8. An applicant for registration may make a donation of one dollar to promote an organ
80 donor program. The director of revenue shall collect the donations and deposit all such
81 donations in the state treasury to the credit of the organ donor program fund as established in
82 sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the
83 purposes established in sections 194.297 to 194.304, except that the department of revenue shall
84 retain no more than one percent for its administrative costs. The donation prescribed in this
85 subsection is voluntary and may be refused by the applicant for registration at the time of
86 issuance or renewal. The director shall inquire of each applicant at the time the applicant
87 presents the completed application to the director whether the applicant is interested in making
88 the one dollar donation prescribed in this subsection.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer [~~sixteen feet or more in length~~] which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer [~~sixteen feet or more in length~~] shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of [~~ten~~] **twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the [~~ten~~] **twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted.

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

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

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

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

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

16

17 shall submit such vehicles to a biennial inspection of their mechanism and equipment in
18 accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of
19 inspection and approval and a sticker, seal, or other device from a duly authorized official
20 inspection station. The inspection, except the inspection of school buses which shall be made
21 at the time provided in section 307.375, shall be made at the time prescribed in the rules and
22 regulations issued by the superintendent of the Missouri state highway patrol; but the inspection
23 of a vehicle shall not be made more than sixty days prior to the date of application for
24 registration or within sixty days of when a vehicle's registration is transferred; however, if a
25 vehicle was purchased from a motor vehicle dealer and a valid inspection had been made within
26 sixty days of the purchase date, the new owner shall be able to utilize an inspection performed
27 within ninety days prior to the application for registration or transfer. Any vehicle manufactured
28 as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety
29 inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered
30 calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall
31 be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year.
32 The certificate of inspection and approval shall be a sticker, seal, or other device or combination
33 thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and
34 shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established
35 by him. The replacement of certificates of inspection and approval which are lost or destroyed

36 shall be made by the superintendent of the Missouri state highway patrol under regulations
37 prescribed by him.

38 2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle
39 over the most direct route between the owner's usual place of residence and an inspection station
40 of such owner's choice, notwithstanding the fact that the vehicle does not have a current state
41 registration license. It shall also be lawful to operate such a vehicle from an inspection station
42 to another place where repairs may be made and to return the vehicle to the inspection station
43 notwithstanding the absence of a current state registration license.

44 3. No person whose motor vehicle was duly inspected and approved as provided in this
45 section shall be required to have the same motor vehicle again inspected and approved for the
46 sole reason that such person wishes to obtain a set of any special personalized license plates
47 available pursuant to section 301.144 or a set of any license plates available pursuant to section
48 301.142, prior to the expiration date of such motor vehicle's current registration.

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

Section B. Section A of this act shall become effective January 1, 2020.

✓