

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 82**  
94TH GENERAL ASSEMBLY

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Reported from the Committee on Transportation, March 1, 2007, with recommendation that the Senate Committee Substitute do pass.

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TERRY L. SPIELER, Secretary.

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**AN ACT**

To repeal sections 301.010, 301.020, 301.196, 301.227, 304.022, 304.170, and 407.815, RSMo, and section 301.190 as enacted by house committee substitute for senate substitute no. 2 for senate committee substitute for senate bill no. 583, ninety-third general assembly, second regular session and section 301.190 as enacted by senate substitute for senate committee substitute for house bill no. 487 merged with senate bill no. 488, ninety-third general assembly, first regular session, and to enact in lieu thereof eight new sections relating to the regulation of certain motor vehicles, with penalty provisions.

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

Section A. Sections 301.010, 301.020, 301.196, 301.227, 304.022, 304.170, 2 and 407.815, RSMo, and section 301.190 as enacted by house committee 3 substitute for senate substitute no. 2 for senate committee substitute for senate 4 bill no. 583, ninety-third general assembly, second regular session and section 5 301.190 as enacted by senate substitute for senate committee substitute for house 6 bill no. 487 merged with senate bill no. 488, ninety-third general assembly, first 7 regular session, are repealed and eight new sections enacted in lieu thereof, to be 8 known as sections 301.010, 301.020, 301.190, 301.196, 301.227, 304.022, 304.170, 9 and 407.815, to read as follows:

301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 2 to 304.260, RSMo, and sections 307.010 to 307.175, RSMo, the following terms 3 mean:

4 (1) "All-terrain vehicle", any motorized vehicle manufactured and used 5 exclusively for off-highway use which is fifty inches or less in width, with an

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

6 unladen dry weight of one thousand pounds or less, traveling on three, four or  
7 more low pressure tires, with a seat designed to be straddled by the operator, or  
8 with a seat designed to carry more than one person, and handlebars for steering  
9 control;

10 (2) "Automobile transporter", any vehicle combination designed and used  
11 specifically for the transport of assembled motor vehicles;

12 (3) "Axle load", the total load transmitted to the road by all wheels whose  
13 centers are included between two parallel transverse vertical planes forty inches  
14 apart, extending across the full width of the vehicle;

15 (4) "Boat transporter", any vehicle combination designed and used  
16 specifically to transport assembled boats and boat hulls;

17 (5) "Body shop", a business that repairs physical damage on motor  
18 vehicles that are not owned by the shop or its officers or employees by mending,  
19 straightening, replacing body parts, or painting;

20 (6) "Bus", a motor vehicle primarily for the transportation of a driver and  
21 eight or more passengers but not including shuttle buses;

22 (7) "Commercial motor vehicle", a motor vehicle designed or regularly used  
23 for carrying freight and merchandise, or more than eight passengers but not  
24 including vanpools or shuttle buses;

25 (8) "Cotton trailer", a trailer designed and used exclusively for  
26 transporting cotton at speeds less than forty miles per hour from field to field or  
27 from field to market and return;

28 (9) "Dealer", any person, firm, corporation, association, agent or subagent  
29 engaged in the sale or exchange of new, used or reconstructed motor vehicles or  
30 trailers;

31 (10) "Director" or "director of revenue", the director of the department of  
32 revenue;

33 (11) "Driveaway operation":

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

38 (b) The movement of any vehicle or vehicles, not owned by the transporter,  
39 constituting the commodity being transported, by a person engaged in the  
40 business of furnishing drivers and operators for the purpose of transporting  
41 vehicles in transit from one place to another by the driveaway or towaway

42 methods; or

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

49 (12) "Dromedary", a box, deck, or plate mounted behind the cab and  
50 forward of the fifth wheel on the frame of the power unit of a truck  
51 tractor-semitrailer combination. A truck tractor equipped with a dromedary may  
52 carry part of a load when operating independently or in a combination with a  
53 semitrailer;

54 (13) "Farm tractor", a tractor used exclusively for agricultural purposes;

55 (14) "Fleet", any group of ten or more motor vehicles owned by the same  
56 owner;

57 (15) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

58 (16) "Fullmount", a vehicle mounted completely on the frame of either the  
59 first or last vehicle in a saddlemount combination;

60 (17) "Gross weight", the weight of vehicle and/or vehicle combination  
61 without load, plus the weight of any load thereon;

62 (18) "Hail-damaged vehicle", any vehicle, the body of which has become  
63 dented as the result of the impact of hail;

64 (19) "Highway", any public thoroughfare for vehicles, including state  
65 roads, county roads and public streets, avenues, boulevards, parkways or alleys  
66 in any municipality;

67 (20) "Improved highway", a highway which has been paved with gravel,  
68 macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall  
69 have a hard, smooth surface;

70 (21) "Intersecting highway", any highway which joins another, whether  
71 or not it crosses the same;

72 (22) "Junk vehicle", a vehicle which is incapable of operation or use upon  
73 the highways and has no resale value except as a source of parts or scrap, and  
74 shall not be titled or registered;

75 (23) "Kit vehicle", a motor vehicle assembled by a person other than a  
76 generally recognized manufacturer of motor vehicles by the use of a glider kit or  
77 replica purchased from an authorized manufacturer and accompanied by a

78 manufacturer's statement of origin;

79 (24) "Land improvement contractors' commercial motor vehicle", any  
80 not-for-hire commercial motor vehicle the operation of which is confined to:

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

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

91 (25) "Local commercial motor vehicle", a commercial motor vehicle whose  
92 operations are confined solely to a municipality and that area extending not more  
93 than fifty miles therefrom, or a commercial motor vehicle whose property-carrying  
94 operations are confined solely to the transportation of property owned by any  
95 person who is the owner or operator of such vehicle to or from a farm owned by  
96 such person or under the person's control by virtue of a landlord and tenant lease;  
97 provided that any such property transported to any such farm is for use in the  
98 operation of such farm;

99 (26) "Local log truck", a commercial motor vehicle which is registered  
100 pursuant to this chapter to operate as a motor vehicle on the public highways of  
101 this state, used exclusively in this state, used to transport harvested forest  
102 products, operated solely at a forested site and in an area extending not more  
103 than a [fifty-mile] **one hundred-mile** radius from such site, carries a load with  
104 dimensions not in excess of twenty-five cubic yards per two axles with dual  
105 wheels, and when operated on the national system of interstate and defense  
106 highways described in Title 23, Section 103(e) of the United States Code, such  
107 vehicle shall not exceed the weight limits of section 304.180, RSMo, does not have  
108 more than four axles, and does not pull a trailer which has more than two  
109 axles. Harvesting equipment which is used specifically for cutting, felling,  
110 trimming, delimiting, debarking, chipping, skidding, loading, unloading, and  
111 stacking may be transported on a local log truck. A local log truck may not  
112 exceed the limits required by law, however, if the truck does exceed such limits  
113 as determined by the inspecting officer, then notwithstanding any other

114 provisions of law to the contrary, such truck shall be subject to the weight limits  
115 required by such sections as licensed for eighty thousand pounds;

116 (27) "Local log truck tractor", a commercial motor vehicle which is  
117 registered under this chapter to operate as a motor vehicle on the public  
118 highways of this state, used exclusively in this state, used to transport harvested  
119 forest products, operated solely at a forested site and in an area extending not  
120 more than a [fifty-mile] **one hundred-mile** radius from such site, operates with  
121 a weight not exceeding twenty-two thousand four hundred pounds on one axle or  
122 with a weight not exceeding forty-four thousand eight hundred pounds on any  
123 tandem axle, and when operated on the national system of interstate and defense  
124 highways described in Title 23, Section 103(e) of the United States Code, such  
125 vehicle does not exceed the weight limits contained in section 304.180, RSMo, and  
126 does not have more than three axles and does not pull a trailer which has more  
127 than two axles. Violations of axle weight limitations shall be subject to the load  
128 limit penalty as described for in sections 304.180 to 304.220, RSMo;

129 (28) "Local transit bus", a bus whose operations are confined wholly  
130 within a municipal corporation, or wholly within a municipal corporation and a  
131 commercial zone, as defined in section 390.020, RSMo, adjacent thereto, forming  
132 a part of a public transportation system within such municipal corporation and  
133 such municipal corporation and adjacent commercial zone;

134 (29) "Log truck", a vehicle which is not a local log truck or local log truck  
135 tractor and is used exclusively to transport harvested forest products to and from  
136 forested sites which is registered pursuant to this chapter to operate as a motor  
137 vehicle on the public highways of this state for the transportation of harvested  
138 forest products;

139 (30) "Major component parts", the rear clip, cowl, frame, body, cab,  
140 front-end assembly, and front clip, as those terms are defined by the director of  
141 revenue pursuant to rules and regulations or by illustrations;

142 (31) "Manufacturer", any person, firm, corporation or association engaged  
143 in the business of manufacturing or assembling motor vehicles, trailers or vessels  
144 for sale;

145 (32) "Mobile scrap processor", a business located in Missouri or any other  
146 state that comes onto a salvage site and crushes motor vehicles and parts for  
147 transportation to a shredder or scrap metal operator for recycling;

148 (33) "Motor change vehicle", a vehicle manufactured prior to August, 1957,  
149 which receives a new, rebuilt or used engine, and which used the number

150 stamped on the original engine as the vehicle identification number;

151 (34) "Motor vehicle", any self-propelled vehicle not operated exclusively  
152 upon tracks, except farm tractors;

153 (35) "Motor vehicle primarily for business use", any vehicle other than a  
154 recreational motor vehicle, motorcycle, motortricycle, or any commercial motor  
155 vehicle licensed for over twelve thousand pounds:

156 (a) Offered for hire or lease; or  
157 (b) The owner of which also owns ten or more such motor vehicles;

158 (36) "Motorcycle", a motor vehicle operated on two wheels;

159 (37) "Motorized bicycle", any two-wheeled or three-wheeled device having  
160 an automatic transmission and a motor with a cylinder capacity of not more than  
161 fifty cubic centimeters, which produces less than three gross brake horsepower,  
162 and is capable of propelling the device at a maximum speed of not more than  
163 thirty miles per hour on level ground;

164 (38) "Motortricycle", a motor vehicle operated on three wheels, including  
165 a motorcycle while operated with any conveyance, temporary or otherwise,  
166 requiring the use of a third wheel. A motortricycle shall not be included in the  
167 definition of all-terrain vehicle;

168 (39) "Municipality", any city, town or village, whether incorporated or not;

169 (40) "Nonresident", a resident of a state or country other than the state  
170 of Missouri;

171 (41) "Non-USA-std motor vehicle", a motor vehicle not originally  
172 manufactured in compliance with United States emissions or safety standards;

173 (42) "Operator", any person who operates or drives a motor vehicle;

174 (43) "Owner", any person, firm, corporation or association, who holds the  
175 legal title to a vehicle or in the event a vehicle is the subject of an agreement for  
176 the conditional sale or lease thereof with the right of purchase upon performance  
177 of the conditions stated in the agreement and with an immediate right of  
178 possession vested in the conditional vendee or lessee, or in the event a mortgagor  
179 of a vehicle is entitled to possession, then such conditional vendee or lessee or  
180 mortgagor shall be deemed the owner for the purpose of this law;

181 (44) "Public garage", a place of business where motor vehicles are housed,  
182 stored, repaired, reconstructed or repainted for persons other than the owners or  
183 operators of such place of business;

184 (45) "Rebuilder", a business that repairs or rebuilds motor vehicles owned  
185 by the rebuilder, but does not include certificated common or contract carriers of

186 persons or property;

187 (46) "Reconstructed motor vehicle", a vehicle that is altered from its  
188 original construction by the addition or substitution of two or more new or used  
189 major component parts, excluding motor vehicles made from all new parts, and  
190 new multistage manufactured vehicles;

191 (47) "Recreational motor vehicle", any motor vehicle designed, constructed  
192 or substantially modified so that it may be used and is used for the purposes of  
193 temporary housing quarters, including therein sleeping and eating facilities  
194 which are either permanently attached to the motor vehicle or attached to a unit  
195 which is securely attached to the motor vehicle. Nothing herein shall prevent any  
196 motor vehicle from being registered as a commercial motor vehicle if the motor  
197 vehicle could otherwise be so registered;

198 (48) "Rollback or car carrier", any vehicle specifically designed to  
199 transport wrecked, disabled or otherwise inoperable vehicles, when the  
200 transportation is directly connected to a wrecker or towing service;

201 (49) "Saddlemount combination", a combination of vehicles in which a  
202 truck or truck tractor tows one or more trucks or truck tractors, each connected  
203 by a saddle to the frame or fifth wheel of the vehicle in front of it. The "saddle"  
204 is a mechanism that connects the front axle of the towed vehicle to the frame or  
205 fifth wheel of the vehicle in front and functions like a fifth wheel kingpin  
206 connection. When two vehicles are towed in this manner the combination is  
207 called a "double saddlemount combination". When three vehicles are towed in  
208 this manner, the combination is called a "triple saddlemount combination";

209 (50) "Salvage dealer and dismantler", a business that dismantles used  
210 motor vehicles for the sale of the parts thereof, and buys and sells used motor  
211 vehicle parts and accessories;

212 (51) "Salvage vehicle", a motor vehicle, semitrailer, or house trailer which:

213 (a) **[Has been] Was damaged during a year that is no more than**  
214 **three years after the manufacturer's model year designation for such**  
215 **vehicle** to the extent that the total cost of repairs to rebuild or reconstruct the  
216 vehicle to its condition immediately before it was damaged for legal operation on  
217 the roads or highways exceeds **[seventy-five] eighty** percent of the fair market  
218 value of the vehicle immediately preceding the time it was damaged;

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

222 (c) Has been declared salvage by an insurance company as a result of  
223 settlement of a claim [for loss due to damage or theft];

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

225 (e) Is abandoned property which is titled pursuant to section 304.155,  
226 RSMo, or section 304.157, RSMo, and designated with the words  
227 "salvage/abandoned property".

228 The total cost of repairs to rebuild or reconstruct the vehicle shall not include the  
229 cost of repairing, replacing, **or damage as a result of hail**, or reinstalling  
230 inflatable safety restraints, tires, sound systems, or any sales tax on parts or  
231 materials to rebuild or reconstruct the vehicle. For purposes of this definition,  
232 "fair market value" means the retail value of a motor vehicle as:

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

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

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

242 (52) "School bus", any motor vehicle used solely to transport students to  
243 or from school or to transport students to or from any place for educational  
244 purposes;

245 (53) "Shuttle bus", a motor vehicle used or maintained by any person,  
246 firm, or corporation as an incidental service to transport patrons or customers of  
247 the regular business of such person, firm, or corporation to and from the place of  
248 business of the person, firm, or corporation providing the service at no fee or  
249 charge. Shuttle buses shall not be registered as buses or as commercial motor  
250 vehicles;

251 (54) "Special mobile equipment", every self-propelled vehicle not designed  
252 or used primarily for the transportation of persons or property and incidentally  
253 operated or moved over the highways, including farm equipment, implements of  
254 husbandry, road construction or maintenance machinery, ditch-digging apparatus,  
255 stone crushers, air compressors, power shovels, cranes, graders, rollers,  
256 well-drillers and wood-sawing equipment used for hire, asphalt spreaders,  
257 bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines,



258 motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag  
259 lines, concrete pump trucks, rock-drilling and earth-moving equipment. This  
260 enumeration shall be deemed partial and shall not operate to exclude other such  
261 vehicles which are within the general terms of this section;

262 (55) "Specially constructed motor vehicle", a motor vehicle which shall not  
263 have been originally constructed under a distinctive name, make, model or type  
264 by a manufacturer of motor vehicles. The term "specially constructed motor  
265 vehicle" includes kit vehicles;

266 (56) "Stinger-steered combination", a truck tractor-semitrailer wherein the  
267 fifth wheel is located on a drop frame located behind and below the rearmost axle  
268 of the power unit;

269 (57) "Tandem axle", a group of two or more axles, arranged one behind  
270 another, the distance between the extremes of which is more than forty inches  
271 and not more than ninety-six inches apart;

272 (58) "Tractor", "truck tractor" or "truck-tractor", a self-propelled motor  
273 vehicle designed for drawing other vehicles, but not for the carriage of any load  
274 when operating independently. When attached to a semitrailer, it supports a part  
275 of the weight thereof;

276 (59) "Trailer", any vehicle without motive power designed for carrying  
277 property or passengers on its own structure and for being drawn by a  
278 self-propelled vehicle, except those running exclusively on tracks, including a  
279 semitrailer or vehicle of the trailer type so designed and used in conjunction with  
280 a self-propelled vehicle that a considerable part of its own weight rests upon and  
281 is carried by the towing vehicle. The term "trailer" shall not include cotton  
282 trailers as defined in subdivision (8) of this section and shall not include  
283 manufactured homes as defined in section 700.010, RSMo;

284 (60) "Truck", a motor vehicle designed, used, or maintained for the  
285 transportation of property;

286 (61) "Truck-tractor semitrailer-semitrailer", a combination vehicle in  
287 which the two trailing units are connected with a B-train assembly which is a  
288 rigid frame extension attached to the rear frame of a first semitrailer which  
289 allows for a fifth-wheel connection point for the second semitrailer and has one  
290 less articulation point than the conventional "A dolly" connected truck-tractor  
291 semitrailer-trailer combination;

292 (62) "Truck-trailer boat transporter combination", a boat transporter  
293 combination consisting of a straight truck towing a trailer using typically a ball

294 and socket connection with the trailer axle located substantially at the trailer  
295 center of gravity rather than the rear of the trailer but so as to maintain a  
296 downward force on the trailer tongue;

297 (63) "Used parts dealer", a business that buys and sells used motor vehicle  
298 parts or accessories, but not including a business that sells only new,  
299 remanufactured or rebuilt parts. "Business" does not include isolated sales at a  
300 swap meet of less than three days;

301 (64) "Vanpool", any van or other motor vehicle used or maintained by any  
302 person, group, firm, corporation, association, city, county or state agency, or any  
303 member thereof, for the transportation of not less than eight nor more than  
304 forty-eight employees, per motor vehicle, to and from their place of employment;  
305 however, a vanpool shall not be included in the definition of the term "bus" or  
306 "commercial motor vehicle" as defined by subdivisions (6) and (7) of this section,  
307 nor shall a vanpool driver be deemed a "chauffeur" as that term is defined by  
308 section 302.010, RSMo; nor shall use of a vanpool vehicle for ride-sharing  
309 arrangements, recreational, personal, or maintenance uses constitute an  
310 unlicensed use of the motor vehicle, unless used for monetary profit other than  
311 for use in a ride-sharing arrangement;

312 (65) "Vehicle", any mechanical device on wheels, designed primarily for  
313 use, or used, on highways, except motorized bicycles, vehicles propelled or drawn  
314 by horses or human power, or vehicles used exclusively on fixed rails or tracks,  
315 or cotton trailers or motorized wheelchairs operated by handicapped persons;

316 (66) "Wrecker" or "tow truck", any emergency commercial vehicle  
317 equipped, designed and used to assist or render aid and transport or tow disabled  
318 or wrecked vehicles from a highway, road, street or highway rights-of-way to a  
319 point of storage or repair, including towing a replacement vehicle to replace a  
320 disabled or wrecked vehicle;

321 (67) "Wrecker or towing service", the act of transporting, towing or  
322 recovering with a wrecker, tow truck, rollback or car carrier any vehicle not  
323 owned by the operator of the wrecker, tow truck, rollback or car carrier for which  
324 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, bus or  
28 any commercial motor vehicle licensed for over twelve thousand pounds and if  
29 such motor vehicle is five years of age or less, the director of revenue shall retain  
30 the odometer information provided in the vehicle inspection report, and provide  
31 for prompt access to such information, together with the vehicle identification  
32 number for the motor vehicle to which such information pertains, for a period of  
33 five years after the receipt of such information. This subsection shall not apply  
34 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 [which] pays a claim on a salvage  
46 vehicle as defined in section 301.010 and the [insured is retaining ownership of]  
47 **owner retains** the vehicle, as prior salvage, the vehicle shall only be required  
48 to meet the examination requirements under and pursuant to subsection 10 of  
49 section 301.190. Notarized bills of sale along with a copy of the front and back  
50 of the certificate of ownership for all major component parts installed on the  
51 vehicle and invoices for all essential parts which are not defined as major  
52 component parts shall accompany the application for a new certificate of  
53 ownership. If the vehicle is a specially constructed motor vehicle, as defined in  
54 section 301.010, two pictures of the vehicle shall be submitted with the  
55 application. If the vehicle is a kit vehicle, the applicant shall submit the invoice  
56 and the manufacturer's statement of origin on the kit. If the vehicle requires the  
57 issuance of a special number by the director of revenue or a replacement vehicle  
58 identification number, the applicant shall submit the required application and  
59 application fee. All applications required under this subsection shall be  
60 submitted with any applicable taxes which may be due on the purchase of the  
61 vehicle or parts. The director of revenue shall appropriately designate  
62 "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor  
63 Vehicle", or "Specially Constructed Motor Vehicle" on the current and all  
64 subsequent issues of the certificate of ownership of such vehicle.

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

78 and license plate number of the vehicle, and the date of loss and payment.

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

81           7. An applicant for registration may make a donation of one dollar to  
82 promote a blindness education, screening and treatment program. The director  
83 of revenue shall collect the donations and deposit all such donations in the state  
84 treasury to the credit of the blindness education, screening and treatment  
85 program fund established in section 192.935, RSMo. Moneys in the blindness  
86 education, screening and treatment program fund shall be used solely for the  
87 purposes established in section 192.935, RSMo, except that the department of  
88 revenue shall retain no more than one percent for its administrative costs. The  
89 donation prescribed in this subsection is voluntary and may be refused by the  
90 applicant for registration at the time of issuance or renewal. The director shall  
91 inquire of each applicant at the time the applicant presents the completed  
92 application to the director whether the applicant is interested in making the one  
93 dollar donation prescribed in this subsection.

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

301.190. 1. No certificate of registration of any motor vehicle or trailer,  
2 or number plate therefor, shall be issued by the director of revenue unless the  
3 applicant therefor shall make application for and be granted a certificate of  
4 ownership of such motor vehicle or trailer, or shall present satisfactory evidence  
5 that such certificate has been previously issued to the applicant for such motor  
6 vehicle or trailer. Application shall be made within thirty days after the  
7 applicant acquires the motor vehicle or trailer upon a blank form furnished by the  
8 director of revenue and shall contain the applicant's identification number, a full

9 description of the motor vehicle or trailer, the vehicle identification number, and  
10 the mileage registered on the odometer at the time of transfer of ownership, as  
11 required by section 407.536, RSMo, together with a statement of the applicant's  
12 source of title and of any liens or encumbrances on the motor vehicle or trailer,  
13 provided that for good cause shown the director of revenue may extend the period  
14 of time for making such application.

15           2. The director of revenue shall use reasonable diligence in ascertaining  
16 whether the facts stated in such application are true and shall, to the extent  
17 possible without substantially delaying processing of the application, review any  
18 odometer information pertaining to such motor vehicle that is accessible to the  
19 director of revenue. If satisfied that the applicant is the lawful owner of such  
20 motor vehicle or trailer, or otherwise entitled to have the same registered in his  
21 name, the director shall thereupon issue an appropriate certificate over his  
22 signature and sealed with the seal of his office, procured and used for such  
23 purpose. The certificate shall contain on its face a complete description, vehicle  
24 identification number, and other evidence of identification of the motor vehicle  
25 or trailer, as the director of revenue may deem necessary, together with the  
26 odometer information required to be put on the face of the certificate pursuant to  
27 section 407.536, RSMo, a statement of any liens or encumbrances which the  
28 application may show to be thereon, and, if ownership of the vehicle has been  
29 transferred, the name of the state issuing the transferor's title and whether the  
30 transferor's odometer mileage statement executed pursuant to section 407.536,  
31 RSMo, indicated that the true mileage is materially different from the number of  
32 miles shown on the odometer, or is unknown.

33           3. The director of revenue shall appropriately designate on the current  
34 and all subsequent issues of the certificate the words "Reconstructed Motor  
35 Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or  
36 "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1,  
37 1990, on all original and all subsequent issues of the certificate for motor vehicles  
38 as referenced in subsections 2 and 3 of section 301.020, the director shall print  
39 on the face thereof the following designation: "Annual odometer updates may be  
40 available from the department of revenue.". On any duplicate certificate, the  
41 director of revenue shall reprint on the face thereof the most recent of either:

42           (1) The mileage information included on the face of the immediately prior  
43 certificate and the date of purchase or issuance of the immediately prior  
44 certificate; or

45           (2) Any other mileage information provided to the director of revenue, and  
46 the date the director obtained or recorded that information.

47           4. The certificate of ownership issued by the director of revenue shall be  
48 manufactured in a manner to prohibit as nearly as possible the ability to alter,  
49 counterfeit, duplicate, or forge such certificate without ready detection. In order  
50 to carry out the requirements of this subsection, the director of revenue may  
51 contract with a nonprofit scientific or educational institution specializing in the  
52 analysis of secure documents to determine the most effective methods of  
53 rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

54           5. The fee for each original certificate so issued shall be eight dollars and  
55 fifty cents, in addition to the fee for registration of such motor vehicle or trailer.  
56 If application for the certificate is not made within thirty days after the vehicle  
57 is acquired by the applicant, a delinquency penalty fee of twenty-five dollars for  
58 the first thirty days of delinquency and twenty-five dollars for each thirty days  
59 of delinquency thereafter, not to exceed a total of one hundred dollars before  
60 November 1, 2003, and not to exceed a total of two hundred dollars on or after  
61 November 1, 2003, shall be imposed, but such penalty may be waived by the  
62 director for a good cause shown. If the director of revenue learns that any person  
63 has failed to obtain a certificate within thirty days after acquiring a motor vehicle  
64 or trailer or has sold a vehicle without obtaining a certificate, he shall cancel the  
65 registration of all vehicles registered in the name of the person, either as sole  
66 owner or as a co-owner, and shall notify the person that the cancellation will  
67 remain in force until the person pays the delinquency penalty fee provided in this  
68 section, together with all fees, charges and payments which he should have paid  
69 in connection with the certificate of ownership and registration of the  
70 vehicle. The certificate shall be good for the life of the motor vehicle or trailer so  
71 long as the same is owned or held by the original holder of the certificate and  
72 shall not have to be renewed annually.

73           6. Any applicant for a certificate of ownership requesting the department  
74 of revenue to process an application for a certificate of ownership in an  
75 expeditious manner requiring special handling shall pay a fee of five dollars in  
76 addition to the regular certificate of ownership fee.

77           7. It is unlawful for any person to operate in this state a motor vehicle or  
78 trailer required to be registered under the provisions of the law unless a  
79 certificate of ownership has been issued as herein provided.

80           8. Before an original Missouri certificate of ownership is issued, an

81 inspection of the vehicle and a verification of vehicle identification numbers shall  
82 be made by the Missouri state highway patrol on vehicles for which there is a  
83 current title issued by another state if a Missouri salvage certificate of title has  
84 been issued for the same vehicle but no prior inspection and verification has been  
85 made in this state, except that if such vehicle has been inspected in another state  
86 by a law enforcement officer in a manner comparable to the inspection process in  
87 this state and the vehicle identification numbers have been so verified, the  
88 applicant shall not be liable for the twenty-five dollar inspection fee if such  
89 applicant submits proof of inspection and vehicle identification number  
90 verification to the director of revenue at the time of the application. The  
91 applicant, who has such a title for a vehicle on which no prior inspection and  
92 verification have been made, shall pay a fee of twenty-five dollars for such  
93 verification and inspection, payable to the director of revenue at the time of the  
94 request for the application, which shall be deposited in the state treasury to the  
95 credit of the state highways and transportation department fund.

96           9. Each application for an original Missouri certificate of ownership for  
97 a vehicle which is classified as a reconstructed motor vehicle, specially  
98 constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor  
99 vehicle, or other vehicle as required by the director of revenue shall be  
100 accompanied by a vehicle examination certificate issued by the Missouri state  
101 highway patrol, or other law enforcement agency as authorized by the director of  
102 revenue. The vehicle examination shall include a verification of vehicle  
103 identification numbers and a determination of the classification of the  
104 vehicle. The owner of a vehicle which requires a vehicle examination certificate  
105 shall present the vehicle for examination and obtain a completed vehicle  
106 examination certificate prior to submitting an application for a certificate of  
107 ownership to the director of revenue. The fee for the vehicle examination  
108 application shall be twenty-five dollars and shall be collected by the director of  
109 revenue at the time of the request for the application and shall be deposited in  
110 the state treasury to the credit of the state highways and transportation  
111 department fund.

112           10. When an application is made for an original Missouri certificate of  
113 ownership for a motor vehicle previously registered or titled in a state other than  
114 Missouri or as required by section 301.020, it shall be accompanied by a current  
115 inspection form certified by a duly authorized official inspection station as  
116 described in chapter 307, RSMo. The completed form shall certify that the



117 manufacturer's identification number for the vehicle has been inspected, that it  
118 is correctly displayed on the vehicle and shall certify the reading shown on the  
119 odometer at the time of inspection. The inspection station shall collect the same  
120 fee as authorized in section 307.365, RSMo, for making the inspection, and the  
121 fee shall be deposited in the same manner as provided in section 307.365, RSMo.  
122 If the vehicle is also to be registered in Missouri, the safety inspection required  
123 in chapter 307, RSMo, and the emissions inspection required under chapter 643,  
124 RSMo, shall be completed and only the fees required by section 307.365, RSMo,  
125 and section 643.315, RSMo, shall be charged to the owner. This section shall not  
126 apply to vehicles being transferred on a manufacturer's statement of origin.

127       11. Motor vehicles brought into this state in a wrecked or damaged  
128 condition or after being towed as an abandoned vehicle pursuant to another  
129 state's abandoned motor vehicle procedures shall, in lieu of the inspection  
130 required by subsection 10 of this section, be inspected by the Missouri state  
131 highway patrol in accordance with subsection 9 of this section. If the inspection  
132 reveals the vehicle to be in a salvage or junk condition, the director shall so  
133 indicate on any Missouri certificate of ownership issued for such vehicle. Any  
134 salvage designation shall be carried forward on all subsequently issued  
135 certificates of title for the motor vehicle.

136       12. When an application is made for an original Missouri certificate of  
137 ownership for a motor vehicle previously registered or titled in a state other than  
138 Missouri, and the certificate of ownership has been appropriately designated by  
139 the issuing state as a reconstructed **salvage or junk** motor vehicle, motor  
140 change vehicle, or specially constructed motor vehicle, the director of revenue  
141 shall appropriately designate on the current Missouri and all subsequent issues  
142 of the certificate of ownership the name of the issuing state and such prior  
143 designation.

144       13. When an application is made for an original Missouri certificate of  
145 ownership for a motor vehicle previously registered or titled in a state other than  
146 Missouri, and the certificate of ownership has been appropriately designated by  
147 the issuing state as non-USA-std motor vehicle, the director of revenue shall  
148 appropriately designate on the current Missouri and all subsequent issues of the  
149 certificate of ownership the words "Non-USA-Std Motor Vehicle".

150       14. The director of revenue and the superintendent of the Missouri state  
151 highway patrol shall make and enforce rules for the administration of the  
152 inspections required by this section.

153           15. Each application for an original Missouri certificate of ownership for  
154 a vehicle which is classified as a reconstructed motor vehicle, manufactured forty  
155 or more years prior to the current model year, and which has a value of three  
156 thousand dollars or less shall be accompanied by:

157           (1) A proper affidavit submitted by the owner explaining how the motor  
158 vehicle or trailer was acquired and, if applicable, the reasons a valid certificate  
159 of ownership cannot be furnished;

160           (2) Photocopies of receipts, bills of sale establishing ownership, or titles,  
161 and the source of all major component parts used to rebuild the vehicle;

162           (3) A fee of one hundred fifty dollars in addition to the fees described in  
163 subsection 5 of this section. Such fee shall be deposited in the state treasury to  
164 the credit of the state highways and transportation department fund; and

165           (4) An inspection certificate, other than a motor vehicle examination  
166 certificate required under subsection 9 of this section, completed and issued by  
167 the Missouri state highway patrol, or other law enforcement agency as authorized  
168 by the director of revenue. The inspection performed by the highway patrol or  
169 other authorized local law enforcement agency shall include a check for stolen  
170 vehicles.

171 The department of revenue shall issue the owner a certificate of ownership  
172 designated with the words "Reconstructed Motor Vehicle" and deliver such  
173 certificate of ownership in accordance with the provisions of this  
174 chapter. Notwithstanding subsection 9 of this section, no owner of a  
175 reconstructed motor vehicle described in this subsection shall be required to  
176 obtain a vehicle examination certificate issued by the Missouri state highway  
177 patrol.

          [301.190. 1. No certificate of registration of any motor  
2           vehicle or trailer, or number plate therefor, shall be issued by the  
3           director of revenue unless the applicant therefor shall make  
4           application for and be granted a certificate of ownership of such  
5           motor vehicle or trailer, or shall present satisfactory evidence that  
6           such certificate has been previously issued to the applicant for such  
7           motor vehicle or trailer. Application shall be made within thirty  
8           days after the applicant acquires the motor vehicle or trailer upon  
9           a blank form furnished by the director of revenue and shall contain  
10          the applicant's identification number, a full description of the  
11          motor vehicle or trailer, the vehicle identification number, and the

12 mileage registered on the odometer at the time of transfer of  
13 ownership, as required by section 407.536, RSMo, together with a  
14 statement of the applicant's source of title and of any liens or  
15 encumbrances on the motor vehicle or trailer, provided that for  
16 good cause shown the director of revenue may extend the period of  
17 time for making such application.

18 2. The director of revenue shall use reasonable diligence in  
19 ascertaining whether the facts stated in such application are true  
20 and shall, to the extent possible without substantially delaying  
21 processing of the application, review any odometer information  
22 pertaining to such motor vehicle that is accessible to the director  
23 of revenue. If satisfied that the applicant is the lawful owner of  
24 such motor vehicle or trailer, or otherwise entitled to have the  
25 same registered in his name, the director shall thereupon issue an  
26 appropriate certificate over his signature and sealed with the seal  
27 of his office, procured and used for such purpose. The certificate  
28 shall contain on its face a complete description, vehicle  
29 identification number, and other evidence of identification of the  
30 motor vehicle or trailer, as the director of revenue may deem  
31 necessary, together with the odometer information required to be  
32 put on the face of the certificate pursuant to section 407.536,  
33 RSMo, a statement of any liens or encumbrances which the  
34 application may show to be thereon, and, if ownership of the  
35 vehicle has been transferred, the name of the state issuing the  
36 transferor's title and whether the transferor's odometer mileage  
37 statement executed pursuant to section 407.536, RSMo, indicated  
38 that the true mileage is materially different from the number of  
39 miles shown on the odometer, or is unknown.

40 3. The director of revenue shall appropriately designate on  
41 the current and all subsequent issues of the certificate the words  
42 "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially  
43 Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as  
44 defined in section 301.010. Effective July 1, 1990, on all original  
45 and all subsequent issues of the certificate for motor vehicles as  
46 referenced in subsections 2 and 3 of section 301.020, the director  
47 shall print on the face thereof the following designation: "Annual

48 odometer updates may be available from the department of  
49 revenue.". On any duplicate certificate, the director of revenue  
50 shall reprint on the face thereof the most recent of either:

51 (1) The mileage information included on the face of the  
52 immediately prior certificate and the date of purchase or issuance  
53 of the immediately prior certificate; or

54 (2) Any other mileage information provided to the director  
55 of revenue, and the date the director obtained or recorded that  
56 information.

57 4. The certificate of ownership issued by the director of  
58 revenue shall be manufactured in a manner to prohibit as nearly  
59 as possible the ability to alter, counterfeit, duplicate, or forge such  
60 certificate without ready detection. In order to carry out the  
61 requirements of this subsection, the director of revenue may  
62 contract with a nonprofit scientific or educational institution  
63 specializing in the analysis of secure documents to determine the  
64 most effective methods of rendering Missouri certificates of  
65 ownership nonalterable or noncounterfeitable.

66 5. The fee for each original certificate so issued shall be  
67 eight dollars and fifty cents, in addition to the fee for registration  
68 of such motor vehicle or trailer. If application for the certificate is  
69 not made within thirty days after the vehicle is acquired by the  
70 applicant, a delinquency penalty fee of twenty-five dollars for the  
71 first thirty days of delinquency and twenty-five dollars for each  
72 thirty days of delinquency thereafter, not to exceed a total of one  
73 hundred dollars before November 1, 2003, and not to exceed a total  
74 of two hundred dollars on or after November 1, 2003, shall be  
75 imposed, but such penalty may be waived by the director for a good  
76 cause shown. If the director of revenue learns that any person has  
77 failed to obtain a certificate within thirty days after acquiring a  
78 motor vehicle or trailer or has sold a vehicle without obtaining a  
79 certificate, he shall cancel the registration of all vehicles registered  
80 in the name of the person, either as sole owner or as a co-owner,  
81 and shall notify the person that the cancellation will remain in  
82 force until the person pays the delinquency penalty fee provided in  
83 this section, together with all fees, charges and payments which he

84 should have paid in connection with the certificate of ownership  
85 and registration of the vehicle. The certificate shall be good for the  
86 life of the motor vehicle or trailer so long as the same is owned or  
87 held by the original holder of the certificate and shall not have to  
88 be renewed annually.

89 6. Any applicant for a certificate of ownership requesting  
90 the department of revenue to process an application for a certificate  
91 of ownership in an expeditious manner requiring special handling  
92 shall pay a fee of five dollars in addition to the regular certificate  
93 of ownership fee.

94 7. It is unlawful for any person to operate in this state a  
95 motor vehicle or trailer required to be registered under the  
96 provisions of the law unless a certificate of ownership has been  
97 issued as herein provided.

98 8. Before an original Missouri certificate of ownership is  
99 issued, an inspection of the vehicle and a verification of vehicle  
100 identification numbers shall be made by the Missouri state  
101 highway patrol on vehicles for which there is a current title issued  
102 by another state if a Missouri salvage certificate of title has been  
103 issued for the same vehicle but no prior inspection and verification  
104 has been made in this state, except that if such vehicle has been  
105 inspected in another state by a law enforcement officer in a manner  
106 comparable to the inspection process in this state and the vehicle  
107 identification numbers have been so verified, the applicant shall  
108 not be liable for the twenty-five dollar inspection fee if such  
109 applicant submits proof of inspection and vehicle identification  
110 number verification to the director of revenue at the time of the  
111 application. The applicant, who has such a title for a vehicle on  
112 which no prior inspection and verification have been made, shall  
113 pay a fee of twenty-five dollars for such verification and inspection,  
114 payable to the director of revenue at the time of the request for the  
115 application, which shall be deposited in the state treasury to the  
116 credit of the state highways and transportation department fund.

117 9. Each application for an original Missouri certificate of  
118 ownership for a vehicle which is classified as a reconstructed motor  
119 vehicle, specially constructed motor vehicle, kit vehicle, motor

120 change vehicle, non-USA-std motor vehicle, or other vehicle as  
121 required by the director of revenue shall be accompanied by a  
122 vehicle examination certificate issued by the Missouri state  
123 highway patrol, or other law enforcement agency as authorized by  
124 the director of revenue. The vehicle examination shall include a  
125 verification of vehicle identification numbers and a determination  
126 of the classification of the vehicle. The owner of a vehicle which  
127 requires a vehicle examination certificate shall present the vehicle  
128 for examination and obtain a completed vehicle examination  
129 certificate prior to submitting an application for a certificate of  
130 ownership to the director of revenue. The fee for the vehicle  
131 examination application shall be twenty-five dollars and shall be  
132 collected by the director of revenue at the time of the request for  
133 the application and shall be deposited in the state treasury to the  
134 credit of the state highways and transportation department fund.

135 10. When an application is made for an original Missouri  
136 certificate of ownership for a motor vehicle previously registered or  
137 titled in a state other than Missouri or as required by section  
138 301.020, it shall be accompanied by a current inspection form  
139 certified by a duly authorized official inspection station as  
140 described in chapter 307, RSMo. The completed form shall certify  
141 that the manufacturer's identification number for the vehicle has  
142 been inspected, that it is correctly displayed on the vehicle and  
143 shall certify the reading shown on the odometer at the time of  
144 inspection. The inspection station shall collect the same fee as  
145 authorized in section 307.365, RSMo, for making the inspection,  
146 and the fee shall be deposited in the same manner as provided in  
147 section 307.365, RSMo. If the vehicle is also to be registered in  
148 Missouri, the safety and emissions inspections required in chapter  
149 307, RSMo, shall be completed and only the fees required by  
150 sections 307.365 and 307.366, RSMo, shall be charged to the  
151 owner. This section shall not apply to vehicles being transferred  
152 on a manufacturer's statement of origin.

153 11. Motor vehicles brought into this state in a wrecked or  
154 damaged condition or after being towed as an abandoned vehicle  
155 pursuant to another state's abandoned motor vehicle procedures

156 shall, in lieu of the inspection required by subsection 10 of this  
157 section, be inspected by the Missouri state highway patrol in  
158 accordance with subsection 9 of this section. If the inspection  
159 reveals the vehicle to be in a salvage or junk condition, the director  
160 shall so indicate on any Missouri certificate of ownership issued for  
161 such vehicle. Any salvage designation shall be carried forward on  
162 all subsequently issued certificates of title for the motor vehicle.

163 12. When an application is made for an original Missouri  
164 certificate of ownership for a motor vehicle previously registered or  
165 titled in a state other than Missouri, and the certificate of  
166 ownership has been appropriately designated by the issuing state  
167 as a reconstructed motor vehicle, motor change vehicle, or specially  
168 constructed motor vehicle, the director of revenue shall  
169 appropriately designate on the current Missouri and all subsequent  
170 issues of the certificate of ownership the name of the issuing state  
171 and such prior designation.

172 13. When an application is made for an original Missouri  
173 certificate of ownership for a motor vehicle previously registered or  
174 titled in a state other than Missouri, and the certificate of  
175 ownership has been appropriately designated by the issuing state  
176 as non-USA-std motor vehicle, the director of revenue shall  
177 appropriately designate on the current Missouri and all subsequent  
178 issues of the certificate of ownership the words "Non-USA-Std  
179 Motor Vehicle".

180 14. The director of revenue and the superintendent of the  
181 Missouri state highway patrol shall make and enforce rules for the  
182 administration of the inspections required by this section.

183 15. Each application for an original Missouri certificate of  
184 ownership for a vehicle which is classified as a reconstructed motor  
185 vehicle, manufactured forty or more years prior to the current  
186 model year, and which has a value of three thousand dollars or less  
187 shall be accompanied by:

188 (1) A proper affidavit submitted by the owner explaining  
189 how the motor vehicle or trailer was acquired and, if applicable, the  
190 reasons a valid certificate of ownership cannot be furnished;

191 (2) Photocopies of receipts, bills of sale establishing

192 ownership, or titles, and the source of all major component parts  
193 used to rebuild the vehicle;

194 (3) A fee of one hundred fifty dollars in addition to the fees  
195 described in subsection 5 of this section. Such fee shall be  
196 deposited in the state treasury to the credit of the state highways  
197 and transportation department fund; and

198 (4) An inspection certificate, other than a motor vehicle  
199 examination certificate required under subsection 9 of this section,  
200 completed and issued by the Missouri state highway patrol, or  
201 other law enforcement agency as authorized by the director of  
202 revenue. The inspection performed by the highway patrol or other  
203 authorized local law enforcement agency shall include a check for  
204 stolen vehicles.

205 The department of revenue shall issue the owner a certificate of  
206 ownership designated with the words "Reconstructed Motor  
207 Vehicle" and deliver such certificate of ownership in accordance  
208 with the provisions of this chapter. Notwithstanding subsection 9  
209 of this section, no owner of a reconstructed motor vehicle described  
210 in this subsection shall be required to obtain a vehicle examination  
211 certificate issued by the Missouri state highway patrol.]

301.196. 1. Beginning January 1, 2006, except as otherwise provided in  
2 this section, the transferor of an interest in a motor vehicle or trailer listed on the  
3 face of a Missouri title, excluding salvage titles and junking certificates, shall  
4 notify the department of revenue of the transfer within thirty days of the date of  
5 transfer. The notice shall be in a form determined by the department by rule and  
6 shall contain:

- 7 (1) A description of the motor vehicle or trailer sufficient to identify it;
- 8 (2) The vehicle identification number of the motor vehicle or trailer;
- 9 (3) The name and address of the transferee;
- 10 (4) The date of birth of the transferee, unless the transferee is not a  
11 natural person;
- 12 (5) The date of the transfer or sale;
- 13 (6) The purchase price of the motor vehicle or trailer, if applicable;
- 14 (7) The number of the transferee's drivers license, unless the transferee  
15 does not have a drivers license;
- 16 (8) The printed name and signature of the transferee;



17 (9) Any other information required by the department by rule.

18 2. For purposes of giving notice under this section, if the transfer occurs  
19 by operation of law, the personal representative, receiver, trustee, sheriff, or other  
20 representative or successor in interest of the person whose interest is transferred  
21 shall be considered the transferor. Repossession by a creditor shall not be  
22 considered a transfer of ownership requiring such notice.

23 3. The requirements of this section shall not apply to transfers when there  
24 is no complete change of ownership interest or upon award of ownership of a  
25 motor vehicle or trailer made by court order, or transfers of ownership of a motor  
26 vehicle or trailer to or between vehicle dealers, **or transfers of ownership of**  
27 **a motor vehicle or trailer to an insurance company due to a theft or**  
28 **casualty loss**, or transfers of beneficial ownership of a motor vehicle owned by  
29 a trust.

30 4. Notification under this section is only required for transfers of  
31 ownership that would otherwise require registration and an application for  
32 certificate of title in this state under section 301.190, and is for informational  
33 purposes only and does not constitute an assignment or release of any interest in  
34 the vehicle.

35 5. Retail sales made by licensed dealers including sales of new vehicles  
36 shall be reported pursuant to the provisions of section 301.280.

301.227. 1. Whenever a vehicle is sold for salvage, dismantling or  
2 rebuilding, the purchaser shall forward to the director of revenue within ten days  
3 the certificate of ownership or salvage certificate of title and the proper  
4 application and fee of eight dollars and fifty cents, and the director shall issue a  
5 negotiable salvage certificate of title to the purchaser of the salvaged  
6 vehicle. [On vehicles not more than seven years old, it shall be mandatory that  
7 the purchaser apply for a salvage title, but on vehicles over seven years old,  
8 application for a salvage title shall be optional on the part of the purchaser.]  
9 Whenever a vehicle is sold for destruction and a salvage certificate of title,  
10 junking certificate, or certificate of ownership exists, the seller, if licensed under  
11 sections 301.217 to 301.221, shall forward the certificate to the director of  
12 revenue within ten days, with the notation of the date sold for destruction and  
13 the name of the purchaser clearly shown on the face of the certificate.

14 2. Whenever a vehicle is classified as "junk", as defined in section 301.010,  
15 the purchaser may forward to the director of revenue the salvage certificate of  
16 title or certificate of ownership and the director shall issue a negotiable junking

17 certificate to the purchaser of the vehicle. The director may also issue a junking  
18 certificate to a possessor of a vehicle manufactured twenty-six years or more prior  
19 to the current model year who has a bill of sale for said vehicle but does not  
20 possess a certificate of ownership, provided no claim of theft has been made on  
21 the vehicle and the highway patrol has by letter stated the vehicle is not listed  
22 as stolen after checking the registration number through its nationwide computer  
23 system. Such certificate may be granted within thirty days of the submission of  
24 a request.

25 3. Upon receipt of a properly completed application for a junking  
26 certificate, the director of revenue shall issue to the applicant a junking  
27 certificate which shall authorize the holder to possess, transport, or, by  
28 assignment, transfer ownership in such parts, scrap or junk, and a certificate of  
29 title shall not again be issued for such vehicle; except that, the initial purchaser  
30 shall, within ninety days, be allowed to rescind his application for a junking  
31 certificate by surrendering the junking certificate and apply for a salvage  
32 certificate of title in his name. The seller of a vehicle for which a junking  
33 certificate has been applied for or issued shall disclose such fact in writing to any  
34 prospective buyers before sale of such vehicle; otherwise the sale shall be voidable  
35 at the option of the buyer.

36 4. No scrap metal operator shall acquire or purchase a motor vehicle or  
37 parts thereof without, at the time of such acquisition, receiving the original  
38 certificate of title or salvage certificate of title or junking certificate from the  
39 seller of the vehicle or parts, unless the seller is a licensee under sections 301.219  
40 to 301.221.

41 5. All titles and certificates required to be received by scrap metal  
42 operators from nonlicensees shall be forwarded by the operator to the director of  
43 revenue within ten days of the receipt of the vehicle or parts.

44 6. The scrap metal operator shall keep a record, for three years, of the  
45 seller's name and address, the salvage business license number of the licensee,  
46 date of purchase, and any vehicle or parts identification numbers open for  
47 inspection as provided in section 301.225.

48 7. Notwithstanding any other provision of this section, a motor vehicle  
49 dealer as defined in section 301.550 and licensed under the provisions of sections  
50 301.550 to 301.572 may negotiate one reassignment of a salvage certificate of title  
51 on the back thereof.

52 8. Notwithstanding the provisions of subsection 1 of this section, an

53 insurance company which settles a claim for a stolen vehicle **may apply for and**  
54 shall be issued a negotiable salvage certificate of title without the payment of any  
55 fee upon proper application within thirty days after settlement of the claim for  
56 such stolen vehicle. However, if the insurance company upon recovery of a stolen  
57 vehicle determines that the stolen vehicle has not sustained damage to the extent  
58 that the vehicle would have otherwise been declared a salvage vehicle pursuant  
59 to subdivision (51) of section 301.010, then the insurance company may have the  
60 vehicle inspected by the Missouri state highway patrol, or other law enforcement  
61 agency authorized by the director of revenue, in accordance with the inspection  
62 provisions of subsection 9 of section 301.190. Upon receipt of title application,  
63 applicable fee, the completed inspection, and the return of any previously issued  
64 negotiable salvage certificate, the director shall issue an original title with no  
65 salvage **or prior salvage** designation. Upon the issuance of an original title the  
66 director shall remove any indication of the negotiable salvage title previously  
67 issued to the insurance company from the department's electronic records.

304.022. 1. Upon the immediate approach of an emergency vehicle giving  
2 audible signal by siren or while having at least one lighted lamp exhibiting red  
3 light visible under normal atmospheric conditions from a distance of five hundred  
4 feet to the front of such vehicle or a flashing blue light authorized by section  
5 307.175, RSMo, the driver of every other vehicle shall yield the right-of-way and  
6 shall immediately drive to a position parallel to, and as far as possible to the  
7 right of, the traveled portion of the highway and thereupon stop and remain in  
8 such position until such emergency vehicle has passed, except when otherwise  
9 directed by a police or traffic officer.

10 2. Upon approaching a stationary emergency vehicle displaying lighted  
11 red or red and blue lights, the driver of every motor vehicle shall:

12 (1) Proceed with caution and yield the right-of-way, if possible with due  
13 regard to safety and traffic conditions, by making a lane change into a lane not  
14 adjacent to that of the stationary vehicle, if on a roadway having at least four  
15 lanes with not less than two lanes proceeding in the same direction as the  
16 approaching vehicle; or

17 (2) Proceed with due caution and reduce the speed of the vehicle,  
18 maintaining a safe speed for road conditions, if changing lanes would be unsafe  
19 or impossible.

20 3. The motorman of every streetcar shall immediately stop such car clear  
21 of any intersection and keep it in such position until the emergency vehicle has

22 passed, except as otherwise directed by a police or traffic officer.

23 4. An "emergency vehicle" is a vehicle of any of the following types:

24 (1) A vehicle operated by the state highway patrol, the state water patrol,  
25 the Missouri capitol police, a **conservation agent**, or a state park ranger, those  
26 vehicles operated by enforcement personnel of the state highways and  
27 transportation commission, police or fire department, sheriff, constable or deputy  
28 sheriff, federal law enforcement officer authorized to carry firearms and to make  
29 arrests for violations of the laws of the United States, traffic officer or coroner or  
30 by a privately owned emergency vehicle company;

31 (2) A vehicle operated as an ambulance or operated commercially for the  
32 purpose of transporting emergency medical supplies or organs;

33 (3) Any vehicle qualifying as an emergency vehicle pursuant to section  
34 307.175, RSMo;

35 (4) Any wrecker, or tow truck or a vehicle owned and operated by a public  
36 utility or public service corporation while performing emergency service;

37 (5) Any vehicle transporting equipment designed to extricate human  
38 beings from the wreckage of a motor vehicle;

39 (6) Any vehicle designated to perform emergency functions for a civil  
40 defense or emergency management agency established pursuant to the provisions  
41 of chapter 44, RSMo;

42 (7) Any vehicle operated by an authorized employee of the department of  
43 corrections who, as part of the employee's official duties, is responding to a riot,  
44 disturbance, hostage incident, escape or other critical situation where there is the  
45 threat of serious physical injury or death, responding to mutual aid call from  
46 another criminal justice agency, or in accompanying an ambulance which is  
47 transporting an offender to a medical facility;

48 (8) Any vehicle designated to perform hazardous substance emergency  
49 functions established pursuant to the provisions of sections 260.500 to 260.550,  
50 RSMo.

51 5. (1) The driver of any vehicle referred to in subsection 4 of this section  
52 shall not sound the siren thereon or have the front red lights or blue lights on  
53 except when such vehicle is responding to an emergency call or when in pursuit  
54 of an actual or suspected law violator, or when responding to, but not upon  
55 returning from, a fire.

56 (2) The driver of an emergency vehicle may:

57 (a) Park or stand irrespective of the provisions of sections 304.014 to

58 304.025;

59 (b) Proceed past a red or stop signal or stop sign, but only after slowing  
60 down as may be necessary for safe operation;

61 (c) Exceed the prima facie speed limit so long as the driver does not  
62 endanger life or property;

63 (d) Disregard regulations governing direction of movement or turning in  
64 specified directions.

65 (3) The exemptions granted to an emergency vehicle pursuant to  
66 subdivision (2) of this subsection shall apply only when the driver of any such  
67 vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle  
68 as may be reasonably necessary, and when the vehicle is equipped with at least  
69 one lighted lamp displaying a red light or blue light visible under normal  
70 atmospheric conditions from a distance of five hundred feet to the front of such  
71 vehicle.

72 6. No person shall purchase an emergency light as described in this  
73 section without furnishing the seller of such light an affidavit stating that the  
74 light will be used exclusively for emergency vehicle purposes.

75 7. Violation of this section shall be deemed a class A misdemeanor.

304.170. 1. No vehicle operated upon the highways of this state shall  
2 have a width, including load, in excess of ninety-six inches, except clearance  
3 lights, rearview mirrors or other accessories required by federal, state or city law  
4 or regulation; except that, vehicles having a width, including load, not in excess  
5 of one hundred two inches, exclusive of clearance lights, rearview mirrors or other  
6 accessories required by law or regulations, may be operated on the interstate  
7 highways and such other highways as may be designated by the highways and  
8 transportation commission for the operation of such vehicles plus a distance not  
9 to exceed ten miles from such interstate or designated highway. Provided  
10 however, a recreational vehicle as defined in section 700.010, RSMo, may exceed  
11 the foregoing width limits if the appurtenances on such recreational vehicle  
12 extend no further than the rearview mirrors. Such mirrors may only extend the  
13 distance necessary to provide the required field of view before the appurtenances  
14 were attached.

15 2. No vehicle operated upon the interstate highway system or upon any  
16 route designated by the chief engineer of the state transportation department  
17 shall have a height, including load, in excess of fourteen feet. On all other  
18 highways, no vehicle shall have a height, including load, in excess of thirteen and

19 one-half feet, except that any vehicle or combination of vehicles transporting  
20 automobiles or other motor vehicles may have a height, including load, of not  
21 more than fourteen feet.

22           3. No single motor vehicle operated upon the highways of this state shall  
23 have a length, including load, in excess of forty-five feet, except as otherwise  
24 provided in this section.

25           4. No bus, recreational motor vehicle or trackless trolley coach operated  
26 upon the highways of this state shall have a length in excess of forty-five feet,  
27 except that such vehicles may exceed the forty-five feet length when such excess  
28 length is caused by the projection of a front safety bumper or a rear safety  
29 bumper or both. Such safety bumper shall not cause the length of the bus or  
30 recreational motor vehicle to exceed the forty-five feet length limit by more than  
31 one foot in the front and one foot in the rear. The term "safety bumper" means  
32 any device which may be fitted on an existing bumper or which replaces the  
33 bumper and is so constructed, treated, or manufactured that it absorbs energy  
34 upon impact.

35           5. No combination of truck-tractor and semitrailer or truck-tractor  
36 equipped with dromedary and semitrailer operated upon the highways of this  
37 state shall have a length, including load, in excess of sixty feet; except that in  
38 order to comply with the provisions of Title 23 of the United States Code (Public  
39 Law 97-424), no combination of truck-tractor and semitrailer or truck-tractor  
40 equipped with dromedary and semitrailer operated upon the interstate highway  
41 system of this state shall have an overall length, including load, in excess of the  
42 length of the truck-tractor plus the semitrailer or truck-tractor equipped with  
43 dromedary and semitrailer. The length of such semitrailer shall not exceed  
44 fifty-three feet.

45           6. In order to comply with the provisions of Title 23 of the United States  
46 Code (Public Law 97-424), no combination of truck-tractor, semitrailer and trailer  
47 operated upon the interstate highway system of this state shall have an overall  
48 length, including load, in excess of the length of the truck-tractor plus the  
49 semitrailer and trailer, neither of which semitrailer or trailer shall exceed  
50 twenty-eight feet in length, except that any existing semitrailer or trailer up to  
51 twenty-eight and one-half feet in length actually and lawfully operated on  
52 December 1, 1982, within a sixty-five foot overall length limit in any state, may  
53 continue to be operated upon the interstate highways of this state. On those  
54 primary highways not designated by the state highways and transportation

55 commission as provided in subsection 10 of this section, no combination of  
56 truck-tractor, semitrailer and trailer shall have an overall length, including load,  
57 in excess of sixty-five feet; provided, however, the state highways and  
58 transportation commission may designate additional routes for such sixty-five foot  
59 combinations.

60 7. Automobile transporters, boat transporters, truck-trailer boat  
61 transporter combinations, stinger-steered combination automobile transporters  
62 and stinger-steered combination boat transporters having a length not in excess  
63 of seventy-five feet may be operated on the interstate highways of this state and  
64 such other highways as may be designated by the highways and transportation  
65 commission for the operation of such vehicles plus a distance not to exceed ten  
66 miles from such interstate or designated highway. All length provisions  
67 regarding automobile or boat transporters, truck-trailer boat transporter  
68 combinations and stinger-steered combinations shall include a semitrailer length  
69 not to exceed fifty-three feet and are exclusive of front and rear overhang, which  
70 shall be no greater than a three-foot front overhang and no greater than a  
71 four-foot rear overhang.

72 8. Driveaway saddlemount combinations having a length not in excess of  
73 ~~[seventy-five]~~ **ninety-seven** feet may be operated on the interstate highways of  
74 this state and such other highways as may be designated by the highways and  
75 transportation commission for the operation of such vehicles plus a distance not  
76 to exceed ten miles from such interstate or designated highway. Saddlemount  
77 combinations must comply with the safety requirements of Section 393.71 of Title  
78 49 of the Code of Federal Regulations and may contain no more than three  
79 saddlemounted vehicles and one fullmount.

80 9. No truck-tractor semitrailer-semitrailer combination vehicles operated  
81 upon the interstate and designated primary highway system of this state shall  
82 have a semitrailer length in excess of twenty-eight feet or twenty-eight and  
83 one-half feet if the semitrailer was in actual and lawful operation in any state on  
84 December 1, 1982, operating in a truck-tractor semitrailer-semitrailer  
85 combination. The B-train assembly is excluded from the measurement of  
86 semitrailer length when used between the first and second semitrailer of a  
87 truck-tractor semitrailer-semitrailer combination, except that when there is no  
88 semitrailer mounted to the B-train assembly, it shall be included in the length  
89 measurement of the semitrailer.

90 10. The highways and transportation commission is authorized to

91 designate routes on the state highway system other than the interstate system  
92 over which those combinations of vehicles of the lengths specified in subsections  
93 5, 6, 7, 8 and 9 of this section may be operated. Combinations of vehicles  
94 operated under the provisions of subsections 5, 6, 7, 8 and 9 of this section may  
95 be operated at a distance not to exceed ten miles from the interstate system and  
96 such routes as designated under the provisions of this subsection.

97         11. Except as provided in subsections 5, 6, 7, 8, 9 and 10 of this section,  
98 no other combination of vehicles operated upon the primary or interstate  
99 highways of this state plus a distance of ten miles from a primary or interstate  
100 highway shall have an overall length, unladen or with load, in excess of sixty-five  
101 feet or in excess of fifty-five feet on any other highway, except the state highways  
102 and transportation commission may designate additional routes for use by  
103 sixty-five foot combinations, seventy-five foot stinger-steered combinations or  
104 seventy-five foot saddlemount combinations. Any vehicle or combination of  
105 vehicles transporting automobiles, boats or other motor vehicles may carry a load  
106 which extends no more than three feet beyond the front and four feet beyond the  
107 rear of the transporting vehicle or combination of vehicles.

108         12. (1) Except as hereinafter provided, these restrictions shall not apply  
109 to agricultural implements operating occasionally on the highways for short  
110 distances, or to self-propelled hay-hauling equipment or to implements of  
111 husbandry, or to the movement of farm products as defined in section 400.9-109,  
112 RSMo, or to vehicles temporarily transporting agricultural implements or  
113 implements of husbandry or roadmaking machinery, or road materials or towing  
114 for repair purposes vehicles that have become disabled upon the highways; or to  
115 implement dealers delivering or moving farm machinery for repairs on any state  
116 highway other than the interstate system.

117         (2) Implements of husbandry and vehicles transporting such machinery  
118 or equipment and the movement of farm products as defined in section 400.9.109,  
119 RSMo, may be operated occasionally for short distances on state highways when  
120 operated between the hours of sunrise and sunset by a driver licensed as an  
121 operator or chauffeur.

122         13. As used in this chapter the term "implements of husbandry" means  
123 all self-propelled machinery operated at speeds of less than thirty miles per hour,  
124 specifically designed for, or especially adapted to be capable of, incidental  
125 over-the-road and primary offroad usage and used exclusively for the application  
126 of commercial plant food materials or agricultural chemicals, and not specifically



127 designed or intended for transportation of such chemicals and materials.

128           14. The purpose of this section is to permit a single trip per day by the  
129 implement of husbandry from the source of supply to a given farm.

130           15. Sludge disposal units may be operated on all state highways other  
131 than the interstate system. Such units shall not exceed one hundred thirty-eight  
132 inches in width and may be equipped with over-width tires. Such units shall  
133 observe all axle weight limits. The chief engineer of the state transportation  
134 department shall issue special permits for the movement of such disposal units  
135 and may by such permits restrict the movements to specified routes, days and  
136 hours.

          407.815. As used in sections 407.810 to 407.835, unless the context  
2 otherwise requires, the following terms mean:

3           (1) "Administrative hearing commission", the body established in chapter  
4 621, RSMo, to conduct administrative hearings;

5           (2) "All-terrain vehicle", any motorized vehicle manufactured and used  
6 exclusively for off-highway use which is fifty inches or less in width, with an  
7 unladen dry weight of six hundred pounds or less, traveling on three, four or  
8 more low pressure tires, with a seat designed to be straddled by the operator, and  
9 handlebars for steering control;

10          (3) "Coerce", to force a person to act in a given manner or to compel by  
11 pressure or threat but shall not be construed to include the following:

12          (a) Good faith recommendations, exposition, argument, persuasion or  
13 attempts at persuasion;

14          (b) Notice given in good faith to any franchisee of such franchisee's  
15 violation of terms or provisions of such franchise or contractual agreement;

16          (c) Any other conduct set forth in section 407.830 as a defense to an action  
17 brought pursuant to sections 407.810 to 407.835; or

18          (d) Any other conduct set forth in sections 407.810 to 407.835 that is  
19 permitted of the franchisor or is expressly excluded from coercion or a violation  
20 of sections 407.810 to 407.835;

21          (4) "Franchise" or "franchise agreement", a written arrangement or  
22 contract for a definite or indefinite period, in which a person grants to another  
23 person a license to use, or the right to grant to others a license to use, a trade  
24 name, trademark, service mark, or related characteristics, in which there is a  
25 community of interest in the marketing of goods or services, or both, at wholesale  
26 or retail, by agreement, lease or otherwise, and in which the operation of the

27 franchisee's business with respect to such franchise is substantially reliant on the  
28 franchisor for the continued supply of franchised new motor vehicles, parts and  
29 accessories for sale at wholesale or retail;

30 (5) "Franchisee", a person to whom a franchise is granted;

31 (6) "Franchisor", a person who grants a franchise to another person;

32 (7) "Motor vehicle", for the purposes of sections 407.810 to 407.835, any  
33 motor-driven vehicle required to be registered pursuant to the provisions of  
34 chapter 301, RSMo, except that, motorcycles and all-terrain vehicles as defined  
35 in section 301.010, RSMo, shall not be included. **The term "motor vehicle"**  
36 **shall also include any engine, transmission, or rear axle, regardless of**  
37 **whether attached to a vehicle chassis, that is manufactured for the**  
38 **installation in any motor-driven vehicle with a gross vehicle weight**  
39 **rating of more than sixteen thousand pounds that is registered for the**  
40 **operations on the highways of this state under chapter 301, RSMo;**

41 (8) "New", when referring to motor vehicles or parts, means those motor  
42 vehicles or parts which have not been held except as inventory, as that term is  
43 defined in subdivision (4) of section 400.9-109, RSMo;

44 (9) "Person", a natural person, sole proprietor, partnership, corporation,  
45 or any other form of business entity or organization.

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