

FIRST REGULAR SESSION

# SENATE BILL NO. 666

94TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCOTT.

Read 1st time March 1, 2007, and ordered printed.

TERRY L. SPIELER, Secretary.

2483S.011

## AN ACT

To repeal section 41.950, RSMo, and to enact in lieu thereof one new section relating to professional license renewals for military.

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

Section A. Section 41.950, RSMo, is repealed and one new section enacted  
2 in lieu thereof, to be known as section 41.950, to read as follows:

41.950. 1. Any resident of this state who is a member of the national  
2 guard or of any reserve component of the armed forces of the United States or  
3 who is a member of the United States Army, the United States Navy, the United  
4 States Air Force, the United States Marine Corps, the United States Coast Guard  
5 or an officer of the United States Public Health Service detailed by proper  
6 authority for duty with any branch of the United States armed forces described  
7 in this section and who is engaged in the performance of active duty in the  
8 military service of the United States in a military conflict in which reserve  
9 components have been called to active duty under the authority of 10 U.S.C.  
10 672(d) or 10 U.S.C. 673b or any such subsequent call or order by the President  
11 or Congress for any period of thirty days or more shall be relieved from certain  
12 provisions of state law, as follows:

13 (1) No person performing such military service who owns a motor vehicle  
14 shall be required to maintain financial responsibility on such motor vehicle as  
15 required under section 303.025, RSMo, until such time as that person completes  
16 such military service, unless any person shall be operating such motor vehicle  
17 while the vehicle owner is performing such military service;

18 (2) No person failing to renew his driver's license while performing such  
19 military service shall be required to take a complete examination as required  
20 under section 302.173, RSMo, when renewing his license within sixty days after

21 completing such military service;

22 (3) Any motor vehicle registration required under chapter 301, RSMo, that  
23 expires for any person performing such military service may be renewed by such  
24 person within sixty days of completing such military service without being  
25 required to pay a delinquent registration fee; however, such motor vehicle shall  
26 not be operated while the person is performing such military service unless the  
27 motor vehicle registration is renewed;

28 (4) Any person enrolled by the supreme court of Missouri or licensed,  
29 registered or certified under chapter 168, 256, 289, 317, **324**, 325, 326, 327, 328,  
30 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345,  
31 346, 375, 640 or 644, RSMo, **and interpreters licensed under sections**  
32 **209.319 to 209.339, RSMo**, whose license, registration or certification expires  
33 while performing such military service, may renew such license, registration or  
34 certification within sixty days of completing such military service without  
35 penalty;

36 (5) In the case of annual reports, franchise tax reports or other reports  
37 required to be filed with the office of secretary of state, where the filing of such  
38 report would be delayed because of a person performing such military service,  
39 such reports shall be filed without penalty within one hundred twenty days of the  
40 completion of such military service;

41 (6) No person performing such military service who is subject to a  
42 criminal summons for a traffic violation shall be subject to nonappearance  
43 sanctions for such violation until after one hundred eighty days after the  
44 completion of such military service;

45 (7) No person performing such military service who is required under  
46 state law to file financial disclosure reports shall be required to file such reports  
47 while performing such military service; however, such reports covering that  
48 period of time that such military service is performed shall be filed within one  
49 hundred eighty days after the completion of such military service;

50 (8) Any person with an indebtedness, liability or obligation for state  
51 income tax or property tax on personal or real property who is performing such  
52 military service or a spouse of such person filing a combined return or owning  
53 property jointly shall be granted an extension to file any papers or to pay any  
54 obligation until one hundred eighty days after the completion of such military  
55 service or continuous hospitalization as a result of such military service  
56 notwithstanding the provisions of section 143.991, RSMo, to the contrary and

57 shall be allowed to pay such tax without penalty or interest if paid within the  
58 one-hundred-eighty-day period;

59 (9) Notwithstanding other provisions of the law to the contrary, for the  
60 purposes of this section, interest shall be allowed and paid on any overpayment  
61 of tax imposed by sections 143.011 to 143.998, RSMo, at the rate of six percent  
62 per annum from the original due date of the return or the date the tax was paid,  
63 whichever is later;

64 (10) No state agency, board, commission or administrative tribunal shall  
65 take any administrative action against any person performing such military  
66 service for that person's failure to take any required action or meet any required  
67 obligation not already provided for in subdivisions (1) to (8) of this subsection  
68 until one hundred eighty days after the completion of such military service,  
69 except that any agency, board, commission or administrative tribunal affected by  
70 this subdivision may, in its discretion, extend the time required to take such  
71 action or meet such obligation beyond the one-hundred-eighty-day period;

72 (11) Any disciplinary or administrative action or proceeding before any  
73 state agency, board, commission or administrative tribunal where the person  
74 performing such military service is a necessary party, which occurs during such  
75 period of military service, shall be stayed by the administrative entity before  
76 which it is pending until sixty days after the end of such military service.

77 2. Upon completing such military service, the person shall provide the  
78 appropriate agency, board, commission or administrative tribunal an official order  
79 from the appropriate military authority as evidence of such military service.

80 3. The provisions of this section shall apply to any individual defined in  
81 subsection 1 of this section who performs such military service on or after August  
82 2, 1990.

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