

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/House Bill No. 661, Page 1, Section TITLE, Line 10,

2 by striking "and" and interesting in lieu thereof the
 3 following: ","; and further amend line 11 by inserting
 4 after "sections" the following: ", and a delayed effective
 5 date for a certain section"; and

6 Further amend said bill, page 61, Section 303.020, line
 7 69, by inserting after all of said line the following:

8 "303.025. 1. No owner of a motor vehicle registered
 9 in this state, or required to be registered in this state,
 10 shall operate, register or maintain registration of a motor
 11 vehicle, or permit another person to operate such vehicle,
 12 unless the owner maintains the financial responsibility
 13 which conforms to the requirements of the laws of this
 14 state. No nonresident shall operate or permit another
 15 person to operate in this state a motor vehicle registered
 16 to such nonresident unless the nonresident maintains the
 17 financial responsibility which conforms to the requirements
 18 of the laws of the nonresident's state of residence.
 19 Furthermore, no person shall operate a motor vehicle owned
 20 by another with the knowledge that the owner has not
 21 maintained financial responsibility unless such person has
 22 financial responsibility which covers the person's operation
 23 of the other's vehicle; however, no owner or nonresident
 24 shall be in violation of this subsection if he or she fails
 25 to maintain financial responsibility on a motor vehicle
 26 which is inoperable or being stored and not in operation,_____

27 provided that such motor vehicle shall not be further
28 operated until the owner or nonresident provides proof of
29 financial responsibility and payment of a twenty-five dollar
30 fee to the department of revenue, and further provided that
31 operation of a motor vehicle during a period of
32 inoperability or storage claimed under this subsection shall
33 be a class B misdemeanor and may additionally constitute a
34 violation of this subsection. Notwithstanding any provision
35 of law to the contrary, the department of revenue may verify
36 motor vehicle financial responsibility as provided by law,
37 but shall not otherwise take legal or administrative action
38 to enforce the requirements of this section unless, in the
39 discretion of the director, the motor vehicle is determined
40 to have been operated in violation of this section, a motor
41 vehicle registration is applied for in violation of this
42 section, or the motor vehicle on two separate occasions
43 thirty days apart is determined to have its registration
44 maintained in violation of this section. The director may
45 prescribe rules and regulations for the implementation of
46 this section.

47 2. A motor vehicle owner shall maintain the owner's
48 financial responsibility in a manner provided for in section
49 303.160, or with a motor vehicle liability policy which
50 conforms to the requirements of the laws of this state. A
51 nonresident motor vehicle owner shall maintain the owner's
52 financial responsibility which conforms to the requirements
53 of the laws of the nonresident's state of residence.

54 3. Any person who violates this section is guilty of a
55 misdemeanor. A first violation of this section shall be
56 punishable as a class D misdemeanor. A second or subsequent
57 violation of this section [~~shall~~] may be [~~punishable~~]
58 punished by imprisonment in the county jail for a term not
59 to exceed fifteen days [~~and/or~~] and shall be punished by a

60 fine not less than two hundred dollars but not to exceed
61 five hundred dollars. Prior pleas of guilty and prior
62 findings of guilty shall be pleaded and proven in the same
63 manner as required by section 558.021. However, no person
64 shall be found guilty of violating this section if the
65 operator demonstrates to the court that he or she met the
66 financial responsibility requirements of this section at the
67 time the peace officer, commercial vehicle enforcement
68 officer or commercial vehicle inspector wrote the citation.
69 In addition to any other authorized punishment, the court
70 shall notify the director of revenue of any person convicted
71 pursuant to this section and shall do one of the following:

72 (1) Enter an order suspending the driving privilege as
73 of the date of the court order. If the court orders the
74 suspension of the driving privilege, the court shall require
75 the defendant to surrender to it any driver's license then
76 held by such person. The length of the suspension shall be
77 as prescribed in subsection 2 of section 303.042. The court
78 shall forward to the director of revenue the order of
79 suspension of driving privilege and any license surrendered
80 within ten days;

81 (2) Forward the record of the conviction for an
82 assessment of four points;

83 (3) In lieu of an assessment of points, render an
84 order of supervision as provided in section 302.303. An
85 order of supervision shall not be used in lieu of points
86 more than one time in any thirty-six-month period. Every
87 court having jurisdiction pursuant to the provisions of this
88 section shall forward a record of conviction to the Missouri
89 state highway patrol, or at the written direction of the
90 Missouri state highway patrol, to the department of revenue,
91 in a manner approved by the director of the department of

92 public safety. The director shall establish procedures for
93 the record keeping and administration of this section; or

94 (4) For a nonresident, suspend the nonresident's
95 driving privileges in this state in accordance with section
96 303.030 and notify the official in charge of the issuance of
97 licenses and registration certificates in the state in which
98 such nonresident resides in accordance with section 303.080.

99 4. Nothing in sections 303.010 to 303.050, 303.060,
100 303.140, 303.220, 303.290, 303.330 and 303.370 shall be
101 construed as prohibiting the department of commerce and
102 insurance from approving or authorizing those exclusions and
103 limitations which are contained in automobile liability
104 insurance policies and the uninsured motorist provisions of
105 automobile liability insurance policies.

106 5. If a court enters an order of suspension, the
107 offender may appeal such order directly pursuant to chapter
108 512 and the provisions of section 302.311 shall not apply.

109 6. Any fines owed to the state pursuant to this
110 section may be eligible for payment in installments. The
111 director shall promulgate rules for the application of
112 payment plans, which shall take into account individuals'
113 ability to pay.

114 303.041. 1. Except as otherwise provided in
115 subsection 7 of section 303.425, if the director determines
116 [that as a result of a verification sample or accident
117 report that the owner of a motor vehicle has not maintained
118 financial responsibility, or if the director determines as a
119 result of an order of supervision] that the owner or
120 operator of a motor vehicle has not maintained the financial
121 responsibility as required in this chapter, the director
122 shall thirty-three days after mailing notice, suspend the
123 driving privilege of the owner or operator and/or the
124 registration of the vehicle failing to meet such

125 requirement. The notice of suspension shall be mailed to
126 the person at the last known address shown on the
127 department's records. The notice of suspension is deemed
128 received three days after mailing. The notice of suspension
129 shall clearly specify the reason and statutory grounds for
130 the suspension and the effective date of the suspension, the
131 right of the person to request a hearing, the procedure for
132 requesting a hearing, and the date by which that request for
133 a hearing must be made. If the request for a hearing is
134 received by the department prior to the effective date of
135 the suspension, the effective date of the suspension will be
136 stayed until a final order is issued following the hearing.

137 2. Except as otherwise provided by law, neither the
138 fact that subsequent to the date of verification or
139 conviction, the owner acquired the required liability
140 insurance policy nor the fact that the owner terminated
141 ownership of the motor vehicle, shall have any bearing upon
142 the director's decision to suspend. Until it is terminated,
143 the suspension shall remain in force after the registration
144 is renewed or a new registration is acquired for the motor
145 vehicle. The suspension also shall apply to any motor
146 vehicle to which the owner transfers the registration.
147 Effective January 1, 2000, the department shall not extend
148 any suspension for failure to pay a delinquent late
149 surrender fee pursuant to this subsection.

150 303.420. 1. As used in sections 303.420 to 303.440,
151 unless the context requires otherwise, the following terms
152 shall mean:

153 (1) "Law enforcement agency", the department of
154 revenue, the Missouri state highway patrol, the prosecuting
155 attorney or sheriff's office of any county or city not
156 within a county, the chiefs of police of any city or

157 municipality, or any other authorized law enforcement agency
158 recognized by the state;

159 (2) "Program", the motor vehicle financial
160 responsibility enforcement and compliance incentive program
161 established under section 303.425;

162 (3) "System" or "verification system", the web-based
163 resource established under section 303.430 for online
164 verification of motor vehicle financial responsibility.

165 303.422. 1. There is hereby created in the state
166 treasury the "Motor Vehicle Financial Responsibility
167 Verification and Enforcement Fund", which shall consist of
168 money collected under sections 303.420 to 303.440. The
169 state treasurer shall be custodian of the fund. In
170 accordance with sections 30.170 and 30.180, the state
171 treasurer may approve disbursements. The fund shall be a
172 dedicated fund and money in the fund shall be used solely by
173 the department of revenue for the administration of sections
174 303.420 to 303.440.

175 2. Notwithstanding the provisions of section 33.080 to
176 the contrary, any moneys remaining in the fund at the end of
177 the biennium shall not revert to the credit of the general
178 revenue fund.

179 3. The state treasurer shall invest moneys in the fund
180 in the same manner as other funds are invested. Any
181 interest and moneys earned on such investments shall be
182 credited to the fund.

183 303.425. 1. There is hereby created within the
184 department of revenue the motor vehicle financial
185 responsibility enforcement and compliance incentive
186 program. The department of revenue may enter into
187 contractual agreements with third-party vendors to
188 facilitate the necessary technology and equipment,
189 maintenance thereof, and associated program management

190 services. The department of revenue or its third-party
191 vendor shall utilize technology to compare vehicle
192 registration information with the financial responsibility
193 information accessible through the system. The department
194 of revenue shall utilize this information to identify
195 motorists who are in violation of the motor vehicle
196 financial responsibility law. All fees paid to or collected
197 by such third-party vendors may come from violator diversion
198 fees generated by the pretrial diversion option established
199 under this section. The department of revenue may offer
200 offenders under this program the option of pretrial
201 diversion as an alternative to statutory fines or
202 reinstatement fees prescribed under the motor vehicle
203 financial responsibility law as a method of encouraging
204 compliance and discouraging recidivism.

205 2. The department of revenue may authorize law
206 enforcement agencies or third-party vendors to use
207 technology to collect data for the investigation, detection,
208 analysis, and enforcement of the motor vehicle financial
209 responsibility law.

210 3. The department of revenue may authorize traffic
211 enforcement officers or third-party vendors to administer
212 the processing and issuance of notices of violation, and the
213 collection of fees for a violation of the motor vehicle
214 financial responsibility law, under the program.

215 4. Access to the system shall be restricted to
216 authorized law enforcement agency users in the program, the
217 department of revenue, and the third-party vendors with
218 which the department of revenue contracts for purposes of
219 the program, provided that any third-party vendor with which
220 a contract is executed to provide necessary technology,
221 equipment, or maintenance for the program shall be

222 authorized as necessary to collaborate for required updates
223 and maintenance of system software.

224 5. For purposes of the program, any data collected and
225 matched to a corresponding vehicle insurance record as
226 verified through the system, and any Missouri vehicle
227 registration database, may be used to identify violations of
228 the motor vehicle financial responsibility law. Such images
229 and corresponding data shall constitute evidence of the
230 violations.

231 6. Except as otherwise provided in this section, the
232 department of revenue shall suspend, in accordance with
233 section 303.041, the registration of any motor vehicle that
234 is determined under the program to be in violation of the
235 motor vehicle financial responsibility law.

236 7. The department of revenue shall send to an owner
237 whose vehicle is identified under the program as being in
238 violation of the motor vehicle financial responsibility law
239 a notice that the vehicle's registration may be suspended
240 unless the owner, within thirty days, provides proof of
241 financial responsibility for the vehicle or proof, in a form
242 specified by the department of revenue, that the owner has a
243 pending criminal charge for a violation of the motor vehicle
244 financial responsibility law. The notice shall include
245 information on steps an individual may take to obtain proof
246 of financial responsibility and a web address to a page on
247 the department of revenue's website where information on
248 obtaining proof of financial responsibility shall be
249 provided. If proof of financial responsibility or a pending
250 criminal charge is not provided within the time allotted,
251 the department of revenue shall provide a notice of
252 suspension and suspend the vehicle's registration in
253 accordance with section 303.041, or shall send a notice of
254 vehicle registration suspension, clearly specifying the

255 reason and statutory grounds for the suspension and the
256 effective date of the suspension, the right of the vehicle
257 owner to request a hearing, the procedure for requesting a
258 hearing, and the date by which that request for a hearing
259 must be made, as well as informing the owner that the matter
260 will be referred for prosecution if a satisfactory response
261 is not received in the time allotted, informing the owner
262 that the minimum penalty for the violation is three hundred
263 dollars and four license points, and offering the owner
264 participation in a pretrial diversion option to preclude
265 referral for prosecution and registration suspension under
266 sections 303.420 to 303.440. The notice of vehicle
267 registration suspension shall give a period of thirty-three
268 days from mailing for the vehicle owner to respond, and
269 shall be deemed received three days after mailing. If no
270 request for a hearing or agreement to participate in the
271 diversion option is received by the department of revenue
272 prior to the date provided on the notice of vehicle
273 registration suspension, the director shall suspend the
274 vehicle's registration, effective immediately, and refer the
275 case to the appropriate prosecuting attorney. If an
276 agreement by the vehicle owner to participate in the
277 diversion option is received by the department of revenue
278 prior to the effective date provided on the notice of
279 vehicle registration suspension, then upon payment of a
280 diversion participation fee not to exceed two hundred
281 dollars, agreement to secure proof of financial
282 responsibility within the time provided on the notice of
283 suspension, and agreement that such financial responsibility
284 shall be maintained for a minimum of two years, no points
285 shall be assessed to the vehicle owner's driver's license
286 under section 302.302 and the department of revenue shall
287 not take further action against the vehicle owner under

288 sections 303.420 to 303.440, subject to compliance with the
289 terms of the pretrial diversion option. The department of
290 revenue shall suspend the vehicle registration of, and shall
291 refer the case to the appropriate prosecuting attorney for
292 prosecution of, participating vehicle owners who violate the
293 terms of the pretrial diversion option. If a request for
294 hearing is received by the department of revenue prior to
295 the effective date provided on the notice of vehicle
296 registration suspension, then for all purposes other than
297 eligibility for participation in the diversion option, the
298 effective date of the suspension shall be stayed until a
299 final order is issued following the hearing. The department
300 of revenue shall suspend the registration of vehicles
301 determined under the final order to have violated the motor
302 vehicle financial responsibility law, and shall refer the
303 case to the appropriate prosecuting attorney for
304 prosecution. Notices under this subsection shall be mailed
305 to the vehicle owner at the last known address shown on the
306 department of revenue's records. The department of revenue
307 or its third-party vendor shall issue receipts for the
308 collection of diversion participation fees. All such fees
309 received by the department of revenue or its third-party
310 vendor shall be deposited into the motor vehicle financial
311 responsibility verification and enforcement fund established
312 in section 303.422. A vehicle owner whose registration has
313 been suspended under sections 303.420 to 303.440 may obtain
314 reinstatement of the registration upon providing proof of
315 financial responsibility and payment to the department of
316 revenue of a nonrefundable reinstatement fee equal to the
317 fee that would be applicable under subsection 2 of section
318 303.042 if the registration had been suspended under section
319 303.041.

320 8. Data collected or retained under the program shall
321 not be used by any entity for purposes other than
322 enforcement of the motor vehicle financial responsibility
323 law. Data collected and stored by law enforcement under the
324 program shall be considered evidence if noncompliance with
325 the motor vehicle financial responsibility law is
326 confirmed. The evidence, and an affidavit stating that the
327 evidence and system have identified a particular vehicle as
328 being in violation of the motor vehicle financial
329 responsibility law, shall constitute probable cause for
330 prosecution and shall be forwarded in accordance with
331 subsection 7 of this section to the appropriate prosecuting
332 attorney.

333 9. Owners of vehicles identified under the program as
334 being in violation of the motor vehicle financial
335 responsibility law shall be provided with options for
336 disputing such claims which do not require appearance at any
337 state or local court of law, or administrative facility.
338 Any person who presents timely proof that he or she was in
339 compliance with the motor vehicle financial responsibility
340 law at the time of the alleged violation shall be entitled
341 to dismissal of the charge with no assessment of fees or
342 fines. Proof provided by a vehicle owner to the department
343 of revenue that the vehicle was in compliance at the time of
344 the suspected violation of the motor vehicle financial
345 responsibility law shall be recorded in the system
346 established by the department of revenue under section
347 303.430.

348 10. The collection of data or use of any technology
349 pursuant to this section shall be done in a manner that
350 prohibits any bias towards a specific community, race,
351 gender, or socioeconomic status of vehicle owner.

352 11. Law enforcement agencies, third-party vendors, or
353 other entities authorized to operate under the program shall
354 not sell data collected or retained under the program for
355 any purpose or share it for any purpose not expressly
356 authorized in this section. All data shall be secured and
357 any third-party vendor may be liable for any data security
358 breach.

359 12. The department of revenue shall not take action
360 under sections 303.420 to 303.440 against vehicles
361 registered as fleet vehicles under section 301.032, or
362 against vehicles known to the department of revenue to be
363 insured under a policy of commercial auto coverage, as such
364 term is defined in subdivision (10) of subsection 2 of
365 section 303.430.

366 13. Following one year after the implementation of the
367 program, and every year thereafter, the department of
368 revenue shall provide a report to the president pro tempore
369 of the senate, the speaker of the house of representatives,
370 the chairs of the house and senate committees with
371 jurisdictions over insurance or transportation matters, and
372 the chairs of the house budget and senate appropriations
373 committees. The report shall include an evaluation of
374 program operations, information as to the costs of the
375 program incurred by the department of revenue, insurers, and
376 the public, information as to the effectiveness of the
377 program in reducing the number of uninsured motor vehicles,
378 and anonymized demographic information including the race
379 and zip code of vehicle owners identified under the program
380 as being in violation of the motor vehicle financial
381 responsibility law, and may include any additional
382 information and recommendations for improvement of the
383 program deemed appropriate by the department of revenue.
384 The department of revenue may, by rule, require the state,

385 counties, and municipalities to provide information in order
386 to complete the report.

387 303.430. 1. The department of revenue shall establish
388 and maintain a web-based system for the verification of
389 motor vehicle financial responsibility, shall provide access
390 to insurance reporting data and vehicle registration and
391 financial responsibility data, and shall require motor
392 vehicle insurers to establish functionality for the
393 verification system, as provided in sections 303.420 to
394 303.440. The verification system, including any exceptions
395 as provided for in sections 303.420 to 303.440 or in the
396 implementation guide developed to support the program, shall
397 supersede any existing verification system, and shall be the
398 sole system used for the purpose of verifying financial
399 responsibility required under this chapter.

400 2. The system established pursuant to subsection 1 of
401 this section shall be subject to the following:

402 (1) The verification system shall transmit requests to
403 insurers for verification of motor vehicle insurance
404 coverage via web services established by the insurers
405 through the internet in compliance with the specifications
406 and standards of the Insurance Industry Committee on Motor
407 Vehicle Administration, or "IICMVA". Insurance company
408 systems shall respond to each request with a prescribed
409 response upon evaluation of the data provided in the
410 request. The system shall include appropriate protections
411 to secure its data against unauthorized access, and the
412 department of revenue shall maintain a historical record of
413 the system data for a period of no more than twelve months
414 from the date of all requests and responses. The system
415 shall be used for verification of the financial
416 responsibility required under this chapter. The system
417 shall be accessible to authorized personnel of the

418 department of revenue, the courts, law enforcement
419 personnel, and other entities authorized by the state as
420 permitted by state or federal privacy laws, and it shall be
421 interfaced, wherever appropriate, with existing state
422 systems. The system shall include information enabling the
423 department of revenue to submit inquiries to insurers
424 regarding motor vehicle insurance which are consistent with
425 insurance industry and IICMVA recommendations,
426 specifications, and standards by using the following data
427 elements for greater matching accuracy: insurer National
428 Association of Insurance Commissioners, or "NAIC", company
429 code; vehicle identification number; policy number;
430 verification date; or as otherwise described in the
431 specifications and standards of the IICMVA. The department
432 of revenue shall promulgate rules to offer insurers who
433 insure one thousand or fewer vehicles within this state an
434 alternative method for verifying motor vehicle insurance
435 coverage in lieu of web services, and to provide for the
436 verification of financial responsibility when financial
437 responsibility is proven to the department to be maintained
438 by means other than a policy of motor vehicle insurance.
439 Insurers shall not be required to verify insurance coverage
440 for vehicles registered in other jurisdictions;

441 (2) The verification system shall respond to each
442 request within a time period established by the department
443 of revenue. An insurer's system shall respond within the
444 time period prescribed by the IICMVA's specifications and
445 standards. Insurer systems shall be permitted reasonable
446 system downtime for maintenance and other work with advance
447 notice to the department of revenue. Insurers shall not be
448 subject to enforcement fees or other sanctions under such
449 circumstances, or when systems are not available because of

450 emergency, outside attack, or other unexpected outages not
451 planned by the insurer and reasonably outside its control;

452 (3) The system shall assist in identifying violations
453 of the motor vehicle financial responsibility law in the
454 most effective way possible. Responses to individual
455 insurance verification requests shall have no bearing on
456 whether insurance coverage is determined to be in force at
457 the time of a claim. Claims shall be individually
458 investigated to determine the existence of coverage.

459 Nothing in sections 303.420 to 303.440 shall prohibit the
460 department of revenue from contracting with a third-party
461 vendor or vendors who have successfully implemented similar
462 systems in other states to assist in establishing and
463 maintaining this verification system;

464 (4) The department of revenue shall consult with
465 representatives of the insurance industry and may consult
466 with third-party vendors to determine the objectives,
467 details, and deadlines related to the system by
468 establishment of an advisory council. The advisory council
469 shall consist of voting members comprised of:

470 (a) The director of the department of commerce and
471 insurance, or his or her designee, who shall serve as chair;

472 (b) Two representatives of the department of revenue,
473 to be appointed by the director of the department of revenue;

474 (c) One representative of the department of commerce
475 and insurance, to be appointed by the director of the
476 department of commerce and insurance;

477 (d) Three representatives of insurance companies, to
478 be appointed by the director of the department of commerce
479 and insurance;

480 (e) One representative from the Missouri Insurance
481 Coalition;

482 (f) One representative chosen by the National
483 Association of Mutual Insurance Companies;

484 (g) One representative chosen by the American Property
485 and Casualty Insurance Association;

486 (h) One representative chosen by the Missouri
487 Independent Agents Association; and

488 (i) Such other representatives as may be appointed by
489 the director of the department of commerce and insurance;

490 (5) The department of revenue shall publish for
491 comment, and then issue, a detailed implementation guide for
492 its online verification system;

493 (6) The department of revenue and its third-party
494 vendors, if any, shall each maintain a contact person for
495 insurers during the establishment, implementation, and
496 operation of the system;

497 (7) If the department of revenue has reason to believe
498 a vehicle owner does not maintain financial responsibility
499 as required under this chapter, it may also request an
500 insurer to verify the existence of such financial
501 responsibility in a form approved by the department of
502 revenue. In addition, insurers shall cooperate with the
503 department of revenue in establishing and maintaining the
504 verification system established under this section, and
505 shall provide motor vehicle insurance policy status
506 information as provided in the rules promulgated by the
507 department of revenue;

508 (8) Every property and casualty insurance company
509 licensed to issue motor vehicle insurance or authorized to
510 do business in this state shall comply with sections 303.420
511 to 303.440, and corresponding rules promulgated by the
512 department of revenue, for the verification of such
513 insurance for every vehicle insured by that company in this
514 state;

515 (9) Insurers shall maintain a historical record of
516 insurance data for a minimum period of six months from the
517 date of policy inception or policy change for the purpose of
518 historical verification inquiries;

519 (10) For the purposes of this section, "commercial
520 auto coverage" shall mean any coverage provided to an
521 insured, regardless of number of vehicles or entities
522 covered, under a commercial coverage form and rated from a
523 commercial manual approved by the department of commerce and
524 insurance. Sections 303.420 to 303.440 shall not apply to
525 vehicles insured under commercial auto coverage; however,
526 insurers of such vehicles may participate on a voluntary
527 basis, and vehicle owners may provide proof at or subsequent
528 to the time of vehicle registration that a vehicle is
529 insured under commercial auto coverage, which the department
530 of revenue shall record in the system;

531 (11) Insurers shall provide commercial or fleet
532 automobile customers with evidence reflecting that the
533 vehicle is insured under a commercial or fleet automobile
534 liability policy. Sufficient evidence shall include an
535 insurance identification card clearly marked with a suitable
536 identifier such as "commercial auto insurance identification
537 card", "fleet auto insurance identification card", or other
538 clear identification that the vehicle is insured under a
539 fleet or commercial policy;

540 (12) Insurers shall be immune from civil and
541 administrative liability for good faith efforts to comply
542 with the terms of sections 303.420 to 303.440;

543 (13) Nothing in this section shall prohibit an insurer
544 from using the services of a third-party vendor for
545 facilitating the verification system required under sections
546 303.420 to 303.440.

547 3. The department of revenue shall promulgate rules as
548 necessary for the implementation of sections 303.420 to
549 303.440. Any rule or portion of a rule, as that term is
550 defined in section 536.010, that is created under the
551 authority delegated in this section shall become effective
552 only if it complies with and is subject to all of the
553 provisions of chapter 536 and, if applicable, section
554 536.028. This section and chapter 536 are nonseverable and
555 if any of the powers vested with the general assembly
556 pursuant to chapter 536 to review, to delay the effective
557 date, or to disapprove and annul a rule are subsequently
558 held unconstitutional, then the grant of rulemaking
559 authority and any rule proposed or adopted after August 28,
560 2021, shall be invalid and void.

561 303.440. The verification system established under
562 section 303.430 shall be installed and fully operational by
563 January 1, 2023, following an appropriate testing or pilot
564 period of not less than nine months. Until the successful
565 completion of the testing or pilot period in the judgment of
566 the director of the department of revenue, no enforcement
567 action shall be taken based on the system, including but not
568 limited to action taken under the program established under
569 section 303.425."; and

570 Further amend said bill, page 116, Section B, line 12,
571 by inserting after all of said line the following:

572 "Section C. The repeal and reenactment of section
573 303.025 of this act shall become effective on January 1,
574 2023."; and

575 Further amend the title and enacting clause accordingly.