

HOUSE BILL NO. 925

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BURNETT (Sponsor), SUTHERLAND, BRINGER,
TALBOY AND STEVENSON (Co-sponsors).

2276L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 302.302, RSMo, and to enact in lieu thereof one new section relating to safe streets, with penalty provisions.

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

Section A. Section 302.302, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 302.302, to read as follows:

302.302. 1. The director of revenue shall put into effect a point system for the suspension and revocation of licenses. Points shall be assessed only after a conviction or forfeiture of collateral. The initial point value is as follows:

4	(1) Any moving violation of a state law or county or municipal or	
5	federal traffic ordinance or regulation not listed in this section, other than a	
6	violation of vehicle equipment provisions or a court-ordered supervision as	
7	provided in section 302.303	2 points
8	(except any violation of municipal stop sign ordinance where no accident is	
9	involved	1 point)

10	(2) Speeding	
11	In violation of a state law	3 points
12	In violation of a county or municipal ordinance	2 points

13	(3) Leaving the scene of an accident in violation of section	
14	577.060, RSMo	12 points
15	In violation of any county or municipal ordinance	6 points

16	(4) Careless and imprudent driving in violation of subsection 4 of	
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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 section 304.016, RSMo 4 points

18 In violation of a county or municipal ordinance 2 points

19 (5) Operating without a valid license in violation of subdivision (1) or (2)

20 of subsection 1 of section 302.020:

21 (a) For the first conviction 2 points

22 (b) For the second conviction 4 points

23 (c) For the third conviction 6 points

24 (6) Operating with a suspended or revoked license prior to restoration of

25 operating privileges 12 points

26 (7) Obtaining a license by misrepresentation 12 points

27 (8) For the first conviction of driving while in an intoxicated condition

28 or under the influence of controlled substances or drugs 8 points

29 (9) For the second or subsequent conviction of any of the following offenses

30 however combined: driving while in an intoxicated condition, driving under the

31 influence of controlled substances or drugs or driving with a blood alcohol content

32 of eight-hundredths of one percent or more by weight. 12 points

33 (10) For the first conviction for driving with blood alcohol content

34 eight-hundredths of one percent or more by weight In violation of state law 8 points

35 In violation of a county or municipal ordinance or federal law

36 or regulation 8 points

37 (11) Any felony involving the use of a motor vehicle 12 points

38 (12) Knowingly permitting unlicensed operator to operate a

39 motor vehicle 4 points

40 (13) For a conviction for failure to maintain financial responsibility pursuant

41 to county or municipal ordinance or pursuant to section 303.025, RSMo 4 points

42 (14) Endangerment of a highway worker in violation of

43 section 304.585, RSMo 4 points

44 (15) Aggravated endangerment of a highway worker in violation of

45 section 304.585, RSMo 12 points

46 (16) For a conviction of violating a municipal ordinance that prohibits

47 tow truck operators from stopping at or proceeding to the scene of an accident

48 unless they have been requested to stop or proceed to such scene by a party

49 involved in such accident or by an officer of a public safety agency 4 points

50 2. The director shall, as provided in subdivision (5) of subsection 1 of this section, assess

51 an operator points for a conviction pursuant to subdivision (1) or (2) of subsection 1 of section

52 302.020, when the director issues such operator a license or permit pursuant to the provisions
53 of sections 302.010 to 302.340.

54 3. (1) An additional two points shall be assessed when personal injury or property
55 damage results from any violation listed in subdivisions (1) to (13) of subsection 1 of this section
56 and if found to be warranted and certified by the reporting court.

57 (2) **An additional two points shall be assessed when serious injury, as defined in**
58 **section 556.061, RSMo, results from any violation listed in subdivisions (1) to (13) of**
59 **subsection 1 of this section and if found to be warranted and certified by the reporting**
60 **court.**

61 (3) **An additional twelve points shall be assessed when death results from any**
62 **violation listed in subdivisions (1) to (13) of subsection 1 of this section and if found to be**
63 **warranted and certified by the reporting court.**

64 4. When any of the acts listed in subdivision (2), (3), (4) or (8) of subsection 1 of this
65 section constitutes both a violation of a state law and a violation of a county or municipal
66 ordinance, points may be assessed for either violation but not for both. Notwithstanding that an
67 offense arising out of the same occurrence could be construed to be a violation of subdivisions
68 (8), (9) and (10) of subsection 1 of this section, no person shall be tried or convicted for more
69 than one offense pursuant to subdivisions (8), (9) and (10) of subsection 1 of this section for
70 offenses arising out of the same occurrence.

71 5. The director of revenue shall put into effect a system for staying the assessment of
72 points against an operator. The system shall provide that the satisfactory completion of a
73 driver-improvement program or, in the case of violations committed while operating a
74 motorcycle, a motorcycle-rider training course approved by the state highways and transportation
75 commission, by an operator, when so ordered and verified by any court having jurisdiction over
76 any law of this state or county or municipal ordinance, regulating motor vehicles, other than a
77 violation committed in a commercial motor vehicle as defined in section 302.700 or a violation
78 committed by an individual who has been issued a commercial driver's license or is required to
79 obtain a commercial driver's license in this state or any other state, shall be accepted by the
80 director in lieu of the assessment of points for a violation pursuant to subdivision (1), (2) or (4)
81 of subsection 1 of this section or pursuant to subsection 3 of this section. For the purposes of
82 this subsection, the driver-improvement program shall meet or exceed the standards of the
83 National Safety Council's eight-hour "Defensive Driving Course" or, in the case of a violation
84 which occurred during the operation of a motorcycle, the program shall meet the standards
85 established by the state highways and transportation commission pursuant to sections 302.133
86 to 302.137. The completion of a driver-improvement program or a motorcycle-rider training
87 course shall not be accepted in lieu of points more than one time in any thirty-six-month period

88 and shall be completed within sixty days of the date of conviction in order to be accepted in lieu
89 of the assessment of points. Every court having jurisdiction pursuant to the provisions of this
90 subsection shall, within fifteen days after completion of the driver-improvement program or
91 motorcycle-rider training course by an operator, forward a record of the completion to the
92 director, all other provisions of the law to the contrary notwithstanding. The director shall
93 establish procedures for record keeping and the administration of this subsection.

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