

HB 2042 -- Off-Highway Vehicles

Sponsor: Brown (30)

This bill changes the law regarding off-highway vehicles. In its main provisions, the bill:

(1) Requires a person when applying for an original certificate of ownership for an off-highway vehicle to submit an affidavit explaining how the vehicle was acquired and a photocopy of the bill of sale establishing ownership of the vehicle;

(2) Requires a nonresident to annually obtain and display a permit from the Department of Revenue to operate an off-highway vehicle on Missouri's off-highway vehicle public lands, Corps of Engineers lands, or private for-profit off-highway vehicle parks or trail systems in Missouri beginning January 1, 2011, or to display a valid highway license on the vehicle. The cost of the permit will be \$17.50 plus a \$2.50 administration fee;

(3) Requires the department to issue a numbered decal to be prominently displayed on the right front fork, frame, or fender of the off-highway vehicle;

(4) Allows decals to be replaced by filing an affidavit explaining the need for replacement and submitting an \$8 replacement fee;

(5) Specifies that all permits will expire on December 31 of the registration year;

(6) Exempts off-highway vehicles owned and operated by the United States, another state, or any other political subdivision; vehicles participating in officially sanctioned race events; and licensed or unlicensed motorcycles from the permit requirements; and

(7) Creates the Off-highway Vehicle Public Lands Fund to be administered by the Department of Natural Resources for the deposit of all off-highway vehicle public lands user fees and \$3 of the replacement fee as well as gifts, donations, bequests, or appropriated funds. Thirty-five percent of the moneys in the fund must be spent for informational and educational programs relating to safety, the environment, and the responsible use of off-highway vehicle recreation. The remaining 65% must be used for the designation, construction, maintenance, renovation, and repair of off-highway routes and trails; designation, management, and acquisition of land for access roads and off-highway recreation facilities and use areas; enforcement of off-highway vehicle laws; off-highway vehicle-related informational and

environmental programs, information, signage, maps, and responsible use programs; mitigation of damages to land, revegetation, and the prevention and restoration of damages to natural and cultural resources; and environmental, historical, and cultural clearance or compliance activities. Moneys in the fund cannot be used to construct new off-highway vehicle trails on environmentally or culturally sensitive land unless the appropriate land management agency determines that the new construction would benefit or protect cultural or sensitive sites.

Anyone violating the provisions of the bill will be guilty of an infraction.