

FIRST REGULAR SESSION

HOUSE BILL NO. 721

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WALTON, VILLA, HILGEMANN,
COLEMAN (Co-sponsors) AND GREEN (15).

Read 1st time February 8, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1615L.011

AN ACT

To repeal section 301.147, RSMo 2000, relating to biennial motor vehicle emissions inspections and to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 301.147, RSMo 2000, is repealed and one new section enacted in lieu thereof, to be known as section 301.147, to read as follows:

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of a motor vehicle safety inspection and any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026, RSMo;

(3) For those motor vehicles owned by a person who [resides in a county of the first

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

17 classification without a charter form of government with a population of less than one hundred
18 thousand inhabitants according to the most recent decennial census who] chooses biennial
19 registration pursuant to this section and who does not submit proof of an emission inspection
20 pursuant to section 643.315, RSMo, but instead submits proof of an emission inspection pursuant
21 to section 307.366, RSMo, **and who presents a signed affidavit stating that such person**
22 **intends to establish domicile outside this state within twelve months of the date such**
23 **person's motor vehicle registration is due**, the director of the department of revenue shall issue
24 a motor vehicle registration tab valid only for one year. The year following issuance to a person
25 of a motor vehicle registration tab valid only for one year, the director or the director's authorized
26 designee shall, upon notification of any such person's completed emission inspection pursuant
27 to section 307.366, RSMo, by the department of natural resources or its designee, without further
28 application or proof issue such person an additional motor vehicle registration tab valid for the
29 remaining biennial period.

30 2. The director of revenue may prescribe rules and regulations for the effective
31 administration of this section. The director is authorized to adopt those rules that are reasonable
32 and necessary to accomplish the limited duties specifically delegated within this section. Any
33 rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is promulgated
34 pursuant to the authority delegated in this section shall become effective only if it has been
35 promulgated pursuant to the provisions of chapter 536, RSMo. This section and chapter 536,
36 RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to
37 chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are
38 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed
39 or adopted after July 1, 2000, shall be invalid and void.

40 3. The director of revenue shall have the authority to stagger the registration period of
41 motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand
42 pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial
43 registration, such registration must be maintained for the full twenty-four month period.