

SECOND REGULAR SESSION

# HOUSE BILL NO. 1366

## 92ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES DOUGHERTY (Sponsor), LeVOTA, YOUNG,  
WHORTON AND MEINERS (Co-sponsors).

Read 1<sup>st</sup> time February 3, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4311L.011

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### AN ACT

To repeal section 301.147, RSMo, and to enact in lieu thereof one new section relating to biennial license plates.

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

Section A. Section 301.147, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 301.147, to read as follows: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

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

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

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

30           **4. Notwithstanding any provision of law to the contrary, when the owner of a**  
31 **biennially registered motor vehicle returns the license plates to the director of revenue as**  
32 **provided in section 301.120 or no longer desires to maintain registration on such vehicle**  
33 **for a reason other than for a license suspension or revocation, the owner shall receive a**  
34 **refund or credit equivalent to a pro rata amount of a one-year registration fee, provided**  
35 **one year is remaining before expiration of the license plates. If less than a year is**  
36 **remaining, such owner is not entitled to any refund or credit.**