

SECOND REGULAR SESSION

[TRULY AGREED TO AND FINALLY PASSED]

HOUSE COMMITTEE SUBSTITUTE FOR

# HOUSE BILL NO. 1405

92ND GENERAL ASSEMBLY

4466L.02T

2004

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## AN ACT

To amend chapter 301, RSMo, by adding thereto two new sections relating to special license plates.

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

Section A. Chapter 301, RSMo, is amended by adding thereto two new sections, to be known as sections 301.3130 and 301.3148, to read as follows:

**301.3130. 1. Any member of the Missouri Association of State Troopers Emergency Relief Society, after an annual payment of an emblem-use authorization fee to the Missouri Association of State Troopers Emergency Relief Society, may receive special license plates for any vehicle the member owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of eighteen thousand pounds gross weight. The Missouri Association of State Troopers Emergency Relief Society hereby authorizes the use of its official emblem to be affixed on multiyear personalized license plates within the plate area prescribed by the director of revenue as provided in this section. Any contribution to the Missouri Association of State Troopers Emergency Relief Society derived from this section, except reasonable administrative costs, shall be used solely for the purposes of the Missouri Association of State Troopers Emergency Relief Society. Any member of the Missouri Association of State Troopers Emergency Relief Society may annually apply for the use of the emblem.**

**2. Upon annual application and payment of a twenty-five dollar emblem-use contribution to the Missouri Association of State Troopers Emergency Relief Society, the Missouri Association of State Troopers Emergency Relief Society shall issue to the vehicle owner, without further charge, an "emblem-use authorization statement", which shall be presented by the vehicle owner to the director of revenue at the time of registration. Upon presentation of the annual statement and payment of a fifteen dollar fee in addition to the regular registration fees, and presentation of any documents which may be required by**

21 law, the director of revenue shall issue to the vehicle owner a special license plate which  
22 shall bear the emblem of the Missouri Association of State Troopers Emergency Relief  
23 Society and the words "The MASTERS" in place of the words "SHOW-ME STATE".  
24 Such license plates shall be made with fully reflective material with a common color scheme  
25 and design of the standard license plate, shall be clearly visible at night, shall have a  
26 reflective white background in the area of the plate configuration, and shall be  
27 aesthetically attractive, as prescribed by section 301.130. Notwithstanding the provisions  
28 of section 301.144, no additional fee shall be charged for the personalization of license  
29 plates pursuant to this section.

30       3. A vehicle owner who was previously issued a plate with the Missouri Association  
31 of State Troopers Emergency Relief Society emblem authorized by this section, but who  
32 does not provide an emblem-use authorization statement at a subsequent time of  
33 registration, shall be issued a new plate which does not bear the Missouri Association of  
34 State Troopers Emergency Relief Society emblem, as otherwise provided by law.

35       4. The director of revenue shall make necessary rules and regulations for the  
36 enforcement of this section, and shall design all necessary forms required by this section.  
37 Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is  
38 created under the authority delegated in this section shall become effective only if it  
39 complies with and is subject to all of the provisions of chapter 536, RSMo, and, if  
40 applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable  
41 and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo,  
42 to review, to delay the effective date or to disapprove and annul a rule are subsequently  
43 held unconstitutional, then the grant of rulemaking authority and any rule proposed or  
44 adopted after August 28, 2004, shall be invalid and void.

301.3148. 1. Any member of Missouri DeMolay may receive special license plates  
2 as prescribed in this section after an annual payment of an emblem-use authorization fee  
3 to Missouri DeMolay. Missouri DeMolay hereby authorizes the use of its official emblem  
4 to be affixed on multiyear personalized license plates as provided in this section. Any  
5 contribution to Missouri DeMolay derived from this section, except reasonable  
6 administrative costs, shall be used solely for Missouri DeMolay scholarships and other  
7 charitable programs. Any member of Missouri DeMolay may annually apply to Missouri  
8 DeMolay for the use of the emblem.

9       2. Upon annual application and payment of a twenty-five dollar emblem-use  
10 contribution to Missouri DeMolay, the organization shall issue to the vehicle owner,  
11 without further charge, an emblem-use authorization statement, which shall be presented  
12 by the member to the department of revenue at the time of registration of a motor vehicle.

13 **Upon presentation of the annual statement and payment of the fee required for**  
14 **personalized license plates in section 301.144, and other fees and documents which may be**  
15 **required by law, the department of revenue shall issue a personalized license plate, which**  
16 **shall bear the emblem of the Missouri DeMolay, to the vehicle owner.**

17 **3. The license plate authorized by this section shall be in a form prescribed by the**  
18 **advisory committee established in section 301.129, except that such license plates shall be**  
19 **made with fully reflective material with a common color scheme and design, shall be**  
20 **clearly visible at night, and shall be aesthetically attractive, as prescribed by section**  
21 **301.130. The bidding process used to select a vendor for the material to manufacture the**  
22 **license plates authorized by this section shall consider the aesthetic appearance of the plate.**

23 **4. A vehicle owner, who was previously issued a plate with the Missouri DeMolay**  
24 **emblem authorized by this section but who does not provide an emblem-use authorization**  
25 **statement at a subsequent time of registration, shall be issued a new plate which does not**  
26 **bear the Missouri DeMolay emblem, as otherwise provided by law. The director of**  
27 **revenue shall make necessary rules and regulations for the enforcement of this section, and**  
28 **shall design all necessary forms required by this section.**