

FIRST REGULAR SESSION

# HOUSE BILL NO. 114

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE POLLOCK.

Pre-filed December 12, 2006 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

0740L.011

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### AN ACT

To repeal section 302.780, RSMo, and to enact in lieu thereof one new section relating to commercial drivers' licenses, with a penalty provision.

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

Section A. Section 302.780, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 302.780, to read as follows:

302.780. 1. It shall be unlawful for a person to:

(1) Drive a commercial motor vehicle in a willful or wanton disregard for the safety of persons or property;

(2) Drive a commercial motor vehicle while having an alcohol concentration of four one-hundredths of a percent or more as prescribed by the secretary or such other alcohol concentration as may be later determined by the secretary by regulation; or

(3) Drive a commercial motor vehicle while under the influence of any substance so classified under section 102(6) of the Controlled Substances Act (21 U.S.C. 802(6)), including any substance listed in schedules I through V of 21 CFR part 1308, as they may be revised from time to time.

2. Except as otherwise provided for in sections 302.700 to 302.780, whenever the doing of anything is required or is prohibited or is declared to be unlawful, any person who shall be convicted of a violation thereof shall be guilty of a class **[B]** **A** misdemeanor.

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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.