

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Bill No. 411, Page 4, Section 70.370, Line 128, by inserting after all of said section
2 and line the following:

3
4 "304.001. As used in this chapter and chapter 307, the following terms shall mean:

5 (1) "Abandoned property", any unattended motor vehicle, trailer, all-terrain vehicle,
6 outboard motor or vessel removed or subject to removal from public or private property as provided
7 in sections 304.155 and 304.157, whether or not operational. For any vehicle towed from the scene
8 of an accident at the request of law enforcement and not retrieved by the vehicle's owner within five
9 days of the accident, the agency requesting the tow shall be required to write an abandoned property
10 report or a crime inquiry and inspection report;

11 (2) "Commercial vehicle enforcement officers", employees of the Missouri state highway
12 patrol who are not members of the patrol but who are appointed by the superintendent of the
13 highway patrol to enforce the laws, rules, and regulations pertaining to commercial vehicles,
14 trailers, special mobile equipment and drivers of such vehicles;

15 (3) "Commercial vehicle inspectors", employees of the Missouri state highway patrol who
16 are not members of the patrol but who are appointed by the superintendent of the highway patrol to
17 supervise or operate permanent or portable weigh stations in the enforcement of commercial vehicle
18 laws;

19 (4) "Commission", the state highways and transportation commission;

20 (5) "Connected braking system", a system by which the braking of one vehicle is
21 electronically coordinated with the braking systems of one or more other vehicles;

22 (6) "Department", the state transportation department;

23 [~~(6)~~] (7) "Freeway", a divided state highway with four or more lanes, with no access to the
24 throughways except the established interchanges and with no at-grade crossings;

25 [~~(7)~~] (8) "Interstate highway", a state highway included in the national system of interstate
26 highways located within the boundaries of Missouri, as officially designated or as may be hereafter
27 designated by the state highways and transportation commission with the approval of the Secretary
28 of Transportation, pursuant to Title 23, U.S.C., as amended;

29 [~~(8)~~] (9) "Members of the patrol", the superintendent, lieutenant colonel, majors, captains,
30 director of radio, lieutenants, sergeants, corporals and patrolmen of the Missouri state highway
31 patrol;

32 [~~(9)~~] (10) "Off-road vehicle", any vehicle designed for or capable of cross-country travel on
33 or immediately over land, water, ice, snow, marsh, swampland, or other natural terrain without
34 benefit of a road or trail:

35 (a) Including, without limitation, the following:

36 a. Jeeps;

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- 1 b. All-terrain vehicles;
 2 c. Dune buggies;
 3 d. Multiwheel drive or low-pressure tire vehicles;
 4 e. Vehicle using an endless belt, or tread or treads, or a combination of tread and low-
 5 pressure tires;
 6 f. Motorcycles, trail bikes, minibikes and related vehicles;
 7 g. Any other means of transportation deriving power from any source other than muscle or
 8 wind; and
 9 (b) Excluding the following:
 10 a. Registered motorboats;
 11 b. Aircraft;
 12 c. Any military, fire or law enforcement vehicle;
 13 d. Farm-type tractors and other self-propelled equipment for harvesting and transporting
 14 farm or forest products;
 15 e. Any vehicle being used for farm purposes, earth moving, or construction while being
 16 used for such purposes on the work site;
 17 f. Self-propelled lawnmowers, or lawn or garden tractors, or golf carts, while being used
 18 exclusively for their designed purpose; and
 19 g. Any vehicle being used for the purpose of transporting a handicapped person;
 20 ~~(10)~~ (11) "Person", any natural person, corporation, or other legal entity;
 21 ~~(11)~~ (12) "Platoon", a group of individual commercial motor vehicles that are traveling in
 22 a unified manner at electronically coordinated speeds through use of a connected braking system
 23 and that are not subject to the following distance requirements of section 304.044;
 24 (13) "Right-of-way", the entire width of land between the boundary lines of a state highway,
 25 including any roadway;
 26 ~~(12)~~ (14) "Roadway", that portion of a state highway ordinarily used for vehicular travel,
 27 exclusive of the berm or shoulder;
 28 ~~(13)~~ (15) "State highway", a highway constructed or maintained by the state highways
 29 and transportation commission with the aid of state funds or United States government funds, or any
 30 highway included by authority of law in the state highway system, including all right-of-way;
 31 ~~(14)~~ (16) "Towing company", any person or entity which tows, removes or stores
 32 abandoned property;
 33 ~~(15)~~ (17) "Urbanized area", an area with a population of fifty thousand or more
 34 designated by the Bureau of the Census, within boundaries to be fixed by the state highways and
 35 transportation commission and local officials in cooperation with each other and approved by the
 36 Secretary of Transportation. The boundary of an urbanized area shall, at a minimum, encompass
 37 the entire urbanized area as designed by the Bureau of the Census.
 38 304.017. 1. The driver of a vehicle shall not follow another vehicle more closely than is
 39 reasonably safe and prudent, having due regard for the speed of such vehicle and the traffic upon
 40 and the condition of the roadway and the presence of any connected braking system operating on the
 41 vehicle. Vehicles being driven upon any roadway outside of a business or residence district in a
 42 caravan or motorcade, whether or not towing other vehicles, shall be so operated, except in a funeral
 43 procession or in a duly authorized parade, so as to allow sufficient space between each such vehicle
 44 or combination of vehicles as to enable any other vehicle to overtake or pass such vehicles in safety.
 45 This section shall in no manner affect section 304.044 relating to distance between trucks traveling
 46 on the highway.
 47 2. Violation of this section shall be deemed a class C misdemeanor.
 48 304.044. 1. The following terms as used in this section shall mean:

1 (1) "Bus", any vehicle or motor car designed and used for the purpose of carrying more than
2 seven persons;

3 (2) "Truck", any vehicle, machine, tractor, trailer or semitrailer, or any combination thereof,
4 propelled or drawn by mechanical power and designed or used in the transportation of property
5 upon the highways.

6 2. Except as provided in subsection 4 of this section, the driver of any truck or bus, when
7 traveling upon a public highway of this state outside of a business or residential district, shall not
8 follow within three hundred feet of another such vehicle; provided, the provisions of this section
9 shall not be construed to prevent the overtaking and passing, by any such truck or bus, of another
10 similar vehicle.

11 3. Except as provided in subsection 4 of this section, any person who shall violate the
12 provisions of this section shall be deemed guilty of a class C misdemeanor, and upon conviction
13 thereof shall be punished accordingly.

14 4. Subsections 2 and 3 of this section shall not apply to a vehicle that is part of a platoon, as
15 defined in section 304.001 so long as:

16 (1) An appropriately endorsed driver who holds a valid commercial driver's license is
17 present behind the wheel of each commercial motor vehicle in the platoon;

18 (2) When traveling, the driver of each vehicle in the platoon maintains a reasonably safe
19 following distance taking into account the performance, speed, braking capability, load, road
20 conditions, and weather of the vehicles in the platoon;

21 (3) When traveling, the driver of each vehicle in the platoon allows reasonable access to
22 afford the other vehicles safe movement among lanes to exit or enter the highway; and

23 (4) The vehicle adheres to all other relevant federal and Missouri regulations, including
24 without limitation this section and sections 304.012 and 304.017. "; and

25
26 Further amend said bill by amending the title, enacting clause, and intersectional references
27 accordingly.