

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5,
2 Section 71.012, Lines 12-14, by deleting all of said lines and inserting in lieu thereof the following:

3
4 "existing corporate limits of the city, town, or village but for an intervening state highway or
5 interstate highway as defined in section 304.001, or railroad right-of-way, regardless of whether any
6 other city, town, or village has annexed such state or interstate highway or railroad right-of-way or
7 otherwise has an easement in such state or interstate highway or"; and

8
9 Further amend said bill, Page 7, Section 71.015, Line 12, by deleting the word "roadway" and
10 inserting in lieu thereof "state highway or interstate highway as defined in section 304.001,"; and

11
12 Further amend said bill, section, and page, Line 17, by deleting the word "roadway" and inserting in
13 lieu thereof "state highway or interstate highway"; and

14
15 Further amend said bill, Page 13, Section 227.240, Lines 13-19, by deleting all of said lines and
16 inserting in lieu thereof the following:

17
18 "3. The department of transportation utility corridor established for the placement of utility
19 facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in
20 width when space is reasonably available, with the location of the utility corridor to be determined
21 by the state highways and transportation commission. The commission shall promulgate rules
22 setting forth a standardized statewide system for requesting and issuing variances to requirements
23 set forth in this section."; and

24
25 Further amend said bill, Page 29, Section 302.170, Lines 42 and 43, by deleting the phrase "and (5)"
26 on said lines and inserting in lieu thereof the following:

27
28 " [and]

29 (5) Documents submitted by a commercial driver's license applicant who is a Missouri
30 resident and is active duty military or a veteran, as "veteran" is defined in 38 U.S.C. 101, which
31 allow for waiver of the commercial driver's license knowledge test, skills test, or both; and

32 (6) "; and

33
34 Further amend said bill and section, Page 32, Line 163, by inserting after all of said section and line
35 the following:

36
Action Taken _____ Date _____

1 "302.173. 1. Any applicant for a license, who does not possess a valid license issued
2 pursuant to the laws of this state, another state, or a country which has a reciprocal agreement with
3 the state of Missouri regarding the exchange of licenses pursuant to section 302.172 shall be
4 examined as herein provided. Any person who has failed to renew such person's license on or
5 before the date of its expiration or within six months thereafter must take the complete examination.
6 Any active member of the Armed Forces, their adult dependents or any active member of the Peace
7 Corps may apply for a renewal license without examination of any kind, unless otherwise required
8 by sections 302.700 to 302.780, provided the renewal application shows that the previous license
9 had not been suspended or revoked. Any person honorably discharged from the Armed Forces of
10 the United States who held a valid license prior to being inducted may apply for a renewal license
11 within sixty days after such person's honorable discharge without submitting to any examination of
12 such person's ability to safely operate a motor vehicle over the highways of this state unless
13 otherwise required by sections 302.700 to 302.780, other than the vision test provided in section
14 302.175, unless the facts set out in the renewal application or record of convictions on the expiring
15 license, or the records of the director show that there is good cause to authorize the director to
16 require the applicant to submit to the complete examination. No applicant for a renewal license
17 shall be required to submit to any examination of his or her ability to safely operate a motor vehicle
18 over the highways of this state unless otherwise required by sections 302.700 to 302.780 or
19 regulations promulgated thereunder, other than a test of the applicant's ability to understand
20 highway signs regulating, warning or directing traffic and the vision test provided in section
21 302.175, unless the facts set out in the renewal application or record of convictions on the expiring
22 license, or the records of the director show that there is good cause to authorize the director to
23 require the applicant to submit to the complete examination. The examination shall be made
24 available in each county. Reasonable notice of the time and place of the examination shall be given
25 the applicant by the person or officer designated to conduct it. The complete examination shall
26 include a test of the applicant's natural or corrected vision as prescribed in section 302.175, the
27 applicant's ability to understand highway signs regulating, warning or directing traffic, the
28 applicant's practical knowledge of the traffic laws of this state, and an actual demonstration of
29 ability to exercise due care in the operation of a motor vehicle of the classification for which the
30 license is sought. When an applicant for a license has a license from a state which has requirements
31 for issuance of a license comparable to the Missouri requirements or a license from a country which
32 has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to
33 section 302.172 and such license has not expired more than six months prior to the date of
34 application for the Missouri license, the director may waive the test of the applicant's practical
35 knowledge of the traffic laws of this state, and the requirement of actual demonstration of ability to
36 exercise due care in the operation of a motor vehicle. If the director has reasonable grounds to
37 believe that an applicant is suffering from some known physical or mental ailment which ordinarily
38 would interfere with the applicant's fitness to operate a motor vehicle safely upon the highways, the
39 director may require that the examination include a physical or mental examination by a licensed
40 physician of the applicant's choice, at the applicant's expense, to determine the fact. The director
41 shall prescribe regulations to ensure uniformity in the examinations and in the grading thereof and
42 shall prescribe and furnish all forms to the members of the highway patrol and to other persons
43 authorized to conduct examinations as may be necessary to enable the officer or person to properly
44 conduct the examination. The records of the examination shall be forwarded to the director who
45 shall not issue any license hereunder if in the director's opinion the applicant is not qualified to
46 operate a motor vehicle safely upon the highways of this state.

47 2. Beginning July 1, 2005, when the examiner has reasonable grounds to believe that an
48 individual has committed fraud or deception during the examination process, the license examiner

1 shall immediately forward to the director all information relevant to any fraud or deception,
2 including, but not limited to, a statement of the examiner's grounds for belief that the person
3 committed or attempted to commit fraud or deception in the written, skills, or vision examination.

4 3. The director of revenue shall delegate the power to conduct the examinations required for
5 a license or permit to any member of the highway patrol or any person employed by the highway
6 patrol. The powers delegated to any examiner may be revoked at any time by the director of
7 revenue upon notice.

8 4. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful
9 completion of a motorcycle rider training course approved pursuant to sections 302.133 to 302.137
10 shall constitute an actual demonstration of the person's ability to exercise due care in the operation
11 of a motorcycle or motortricycle, and no further practical knowledge or driving test shall be
12 required to obtain a motorcycle or motortricycle license or endorsement. The motorcycle rider
13 training course completion shall be accepted for purposes of motorcycle license or endorsement
14 issuance for one year from the date of course completion.

15 5. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful
16 completion of a military motorcycle rider training course that meets or exceeds the Motorcycle
17 Safety Foundation curriculum standards by an applicant who is an active member of the [~~U.S.~~]
18 United States Armed Forces, shall constitute an actual demonstration of the person's ability to
19 exercise due care in the operation of a motorcycle or motortricycle, and no further practical
20 knowledge or driving test shall be required to obtain a motorcycle or motortricycle license or
21 endorsement. The military motorcycle rider training course completion shall be accepted for
22 purposes of motorcycle license or endorsement issuance for one year from the date of course
23 completion. The director of revenue is authorized to promulgate rules and regulations for the
24 administration and implementation of this subsection including rules governing the presentment of
25 motorcycle training course completion cards from a military motorcycle rider training course or
26 other documentation showing that the applicant has successfully completed a course in basic
27 motorcycle safety instruction that meets or exceeds curriculum standards established by the
28 Motorcycle Safety Foundation or other national organization whose purpose is to improve the safety
29 of motorcyclists on the nation's streets and highways. Any rule or portion of a rule, as that term is
30 defined in section 536.010, that is created under the authority delegated in this section shall become
31 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if
32 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers
33 vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to
34 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking
35 authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and
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37 Further amend said bill by amending the title, enacting clause, and intersectional references
38 accordingly.