

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill Nos. 70 & 128, Page 10, Section 192.667, Line 191, by inserting after all of said line the
3 following:
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5 "194.225. 1. A donor may make an anatomical gift:

6 (1) By authorizing a statement or symbol indicating that the donor has made an anatomical
7 gift to be imprinted on the face of the donor's driver's license or identification card, or by placing a
8 donor symbol sticker authorized and issued by the department of health and senior services on the
9 back of the donor's driver's license or identification card indicating that the donor has made an
10 anatomical gift;

11 (2) In a will;

12 (3) During a terminal illness or injury of the donor, by any form of communication
13 addressed to at least two adults at least one of whom is a disinterested witness; or

14 (4) As provided in subsection 2 of this section.

15 2. A donor or other person authorized to make an anatomical gift under section 194.220 may
16 make a gift by a donor card or other record signed by the donor or other person making the gift or
17 by authorizing that a statement or symbol indicating that the donor has made an anatomical gift be
18 included on a donor registry. If the donor or other person is physically unable to sign a record, the
19 record may be signed by another individual at the direction of the donor or the other person and
20 shall:

21 (1) Be witnessed by at least two adults at least one of whom is a disinterested witness, who
22 have signed at the request of the donor or the other person; and

23 (2) State that it has been signed and witnessed as provided in subdivision (1) of subsection 1
24 of this section.

25 3. Revocation, suspension, expiration, or cancellation of the driver's license or identification
26 card upon which an anatomical gift is indicated does not invalidate the gift.

27 4. An anatomical gift made by will takes effect upon the donor's death whether or not the
28 will is probated. Invalidation of the will after the donor's death does not invalidate the gift.

29 5. The department of health and senior services shall include on its website information
30 about organ donation and a link where persons making an anatomical gift can register. Once a
31 person has registered as a donor on the website, the department of health and senior services shall
32 contact the department of revenue to determine whether the organ donor symbol is printed on the
33 front of the registrant's driver's license or identification card. If the donor symbol does not appear
34 on the front of the registrant's driver's license or identification card, the department of health and
35 senior services shall mail to the registrant, through first class mail, a donor symbol sticker to be
36 placed on the back of his or her driver's license or identification card as provided under this section

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1 and section 302.171.

2 6. All state agencies and departments may provide a link on the homepage of their website
 3 directing the public to the organ donation information and registration link on the department of
 4 health and senior services website."; and

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 6 Further amend said bill, Page 19, Section 221.125, Line 15, by inserting after all of said line the
 7 following:

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 9 "302.171. 1. The director shall verify that an applicant for a driver's license is a Missouri
 10 resident or national of the United States or a noncitizen with a lawful immigration status, and a
 11 Missouri resident before accepting the application. The director shall not issue a driver's license for
 12 a period that exceeds the duration of an applicant's lawful immigration status in the United States.
 13 The director may establish procedures to verify the Missouri residency or United States
 14 naturalization or lawful immigration status and Missouri residency of the applicant and establish the
 15 duration of any driver's license issued under this section. An application for a license shall be made
 16 upon an approved form furnished by the director. Every application shall state the full name, Social
 17 Security number, age, height, weight, color of eyes, sex, residence, mailing address of the applicant,
 18 and the classification for which the applicant has been licensed, and, if so, when and by what state,
 19 and whether or not such license has ever been suspended, revoked, or disqualified, and, if revoked,
 20 suspended or disqualified, the date and reason for such suspension, revocation or disqualification
 21 and whether the applicant is making a one dollar donation to promote an organ donation program as
 22 prescribed in subsection 2 of this section. A driver's license, nondriver's license, or instruction
 23 permit issued under this chapter shall contain the applicant's legal name as it appears on a birth
 24 certificate or as legally changed through marriage or court order. No name change by common
 25 usage based on common law shall be permitted. The application shall also contain such information
 26 as the director may require to enable the director to determine the applicant's qualification for
 27 driving a motor vehicle; and shall state whether or not the applicant has been convicted in this or
 28 any other state for violating the laws of this or any other state or any ordinance of any municipality,
 29 relating to driving without a license, careless driving, or driving while intoxicated, or failing to stop
 30 after an accident and disclosing the applicant's identity, or driving a motor vehicle without the
 31 owner's consent. The application shall contain a certification by the applicant as to the truth of the
 32 facts stated therein. Every person who applies for a license to operate a motor vehicle who is less
 33 than twenty-one years of age shall be provided with educational materials relating to the hazards of
 34 driving while intoxicated, including information on penalties imposed by law for violation of the
 35 intoxication-related offenses of the state. Beginning January 1, 2001, if the applicant is less than
 36 eighteen years of age, the applicant must comply with all requirements for the issuance of an
 37 intermediate driver's license pursuant to section 302.178. For persons mobilized and deployed with
 38 the United States Armed Forces, an application under this subsection shall be considered
 39 satisfactory by the department of revenue if it is signed by a person who holds general power of
 40 attorney executed by the person deployed, provided the applicant meets all other requirements set by
 41 the director.

42 2. An applicant for a license may make a donation of one dollar to promote an organ donor
 43 program. The director of revenue shall collect the donations and deposit all such donations in the
 44 state treasury to the credit of the organ donor program fund established in sections 194.297 to
 45 194.304. Moneys in the organ donor program fund shall be used solely for the purposes established
 46 in sections 194.297 to 194.304 except that the department of revenue shall retain no more than one
 47 percent for its administrative costs. The donation prescribed in this subsection is voluntary and may
 48 be refused by the applicant for the license at the time of issuance or renewal of the license. The
 49 director shall make available an informational booklet or other informational sources on the

1 importance of organ and tissue donations to applicants for licensure as designed by the organ
2 donation advisory committee established in sections 194.297 to 194.304. The director shall inquire
3 of each applicant at the time the licensee presents the completed application to the director whether
4 the applicant is interested in making the one dollar donation prescribed in this subsection and
5 whether the applicant is interested in inclusion in the organ donor registry and shall also specifically
6 inform the licensee of the ability to consent to organ donation by ~~completing the form on the~~
7 ~~reverse of the license that the applicant will receive in the manner~~ placing a donor symbol sticker
8 authorized and issued by the department of health and senior services on the back of his or her
9 driver's license or identification card as prescribed by subdivision (1) of subsection 1 of section
10 194.225. A symbol [shall] may be placed on the front of the [document] license or identification
11 card indicating the applicant's desire to be listed in the registry at the applicant's request at the time
12 of his or her application for a driver's license or identification card, or the applicant may instead
13 request an organ donor sticker from the department of health and senior services by application on
14 the department of health and senior services's website. Upon receipt of an organ donor sticker sent
15 by the department of health and senior services, the applicant shall place the sticker on the back of
16 his or her driver's license or identification card to indicate that he or she has made an anatomical
17 gift. The director shall notify the department of health and senior services of information obtained
18 from applicants who indicate to the director that they are interested in registry participation, and the
19 department of health and senior services shall enter the complete name, address, date of birth, race,
20 gender and a unique personal identifier in the registry established in subsection 1 of section 194.304.

21 3. An applicant for a license may make a donation of one dollar to promote a blindness
22 education, screening and treatment program. The director of revenue shall collect the donations and
23 deposit all such donations in the state treasury to the credit of the blindness education, screening and
24 treatment program fund established in section 209.015. Moneys in the blindness education,
25 screening and treatment program fund shall be used solely for the purposes established in section
26 209.015; except that the department of revenue shall retain no more than one percent for its
27 administrative costs. The donation prescribed in this subsection is voluntary and may be refused by
28 the applicant for the license at the time of issuance or renewal of the license. The director shall
29 inquire of each applicant at the time the licensee presents the completed application to the director
30 whether the applicant is interested in making the one dollar donation prescribed in this subsection.

31 4. Beginning July 1, 2005, the director shall deny the driving privilege of any person who
32 commits fraud or deception during the examination process or who makes application for an
33 instruction permit, driver's license, or nondriver's license which contains or is substantiated with
34 false or fraudulent information or documentation, or who knowingly conceals a material fact or
35 otherwise commits a fraud in any such application. The period of denial shall be one year from the
36 effective date of the denial notice sent by the director. The denial shall become effective ten days
37 after the date the denial notice is mailed to the person. The notice shall be mailed to the person at
38 the last known address shown on the person's driving record. The notice shall be deemed received
39 three days after mailing unless returned by the postal authorities. No such individual shall reapply
40 for a driver's examination, instruction permit, driver's license, or nondriver's license until the period
41 of denial is completed. No individual who is denied the driving privilege under this section shall be
42 eligible for a limited driving privilege issued under section 302.309.

43 5. All appeals of denials under this section shall be made as required by section 302.311.

44 6. The period of limitation for criminal prosecution under this section shall be extended
45 under subdivision (1) of subsection 3 of section 556.036.

46 7. The director may promulgate rules and regulations necessary to administer and enforce
47 this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall
48 become effective unless it has been promulgated pursuant to chapter 536.

49 8. Notwithstanding any provision of this chapter that requires an applicant to provide proof

1 of Missouri residency for renewal of a noncommercial driver's license, noncommercial instruction
2 permit, or nondriver's license, an applicant who is sixty-five years and older and who was previously
3 issued a Missouri noncommercial driver's license, noncommercial instruction permit, or Missouri
4 nondriver's license is exempt from showing proof of Missouri residency.

5 9. Notwithstanding any provision of this chapter, for the renewal of a noncommercial
6 driver's license, noncommercial instruction permit, or nondriver's license, a photocopy of an
7 applicant's United States birth certificate along with another form of identification approved by the
8 department of revenue, including, but not limited to, United States military identification or United
9 States military discharge papers, shall constitute sufficient proof of Missouri citizenship.

10 10. Notwithstanding any other provision of this chapter, if an applicant does not meet the
11 requirements of subsection 8 of this section and does not have the required documents to prove
12 Missouri residency, United States naturalization, or lawful immigration status, the department may
13 issue a one-year driver's license renewal. This one-time renewal shall only be issued to an applicant
14 who previously has held a Missouri noncommercial driver's license, noncommercial instruction
15 permit, or nondriver's license for a period of fifteen years or more and who does not have the
16 required documents to prove Missouri residency, United States naturalization, or lawful immigration
17 status. After the expiration of the one-year period, no further renewal shall be provided without the
18 applicant producing proof of Missouri residency, United States naturalization, or lawful immigration
19 status."; and

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21 Further amend said bill by amending the title, enacting clause, and intersectional references
22 accordingly.