

CHAPTER 74: VEHICLE REGULATIONS

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SPEED REGULATIONS

§ 74.001 STATE SPEED LAWS APPLICABLE.

The state traffic laws regulating the speed of vehicles shall be applicable upon all streets within the city, except that the city may by ordinance declare and determine upon the basis of engineering and traffic investigation that certain speed regulations shall be applicable upon specified streets or in certain areas, in which event it shall be unlawful for any person to drive a vehicle at a speed in excess of any speed so declared when signs are in place giving notice thereof, but no city ordinance shall regulate the speed of vehicles upon controlled access highways of the state.

(Prior Code, § 320.010) Penalty, see § 74.999

§ 74.002 REGULATION OF SPEED BY TRAFFIC SIGNALS.

The City Traffic Engineer is authorized to regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner at speeds slightly at variance from the speeds otherwise applicable within the district or at intersections and shall erect appropriate signs giving notice thereof.

(Prior Code, § 320.020)

§ 74.003 GENERAL SPEED LIMIT.

Except where otherwise provided by signs erected pursuant to duly passed and approved ordinances, no person shall operate a vehicle on any street in the city in excess of 25 mph.
(Prior Code, § 320.030) (Ord. 264, passed 8-3-1993) Penalty, see § 74.999

§ 74.004 SLOW SPEED, REGULATIONS.

No person shall drive a motor vehicle at such a slow speed as to impede or block the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or in compliance with law. Peace officers may enforce the provisions of this section by directions to drivers, and in the event of apparent willful disobedience to this provision and refusal to comply with direction of an officer in accordance herewith, the continued slow operation by a driver is a misdemeanor.
(Prior Code, § 320.040) Penalty, see § 74.999

§ 74.005 SPECIAL SPEED LIMITS ON ROADWAYS.

No person shall operate a motor vehicle upon those portions of the roadways which are set forth and described in Schedule I at a rate of speed in excess of that speed limit set for such portions of the roadways by said Schedule.
(Prior Code, § 320.050) Penalty, see § 74.999

TURNING MOVEMENTS**§ 74.020 REQUIRED POSITION AND METHOD OF TURNING AT INTERSECTION.**

The driver of a vehicle intending to turn at an intersection shall do so as follows.

(A) *Right turns.* Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(B) *Left turns on two-way roadways.* At any intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn shall be made in that portion of the right-half of the roadway nearest the centerline thereof and by passing to the right of such centerline where it enters the intersection and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the centerline of the roadway being entered. Whenever practicable, the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(C) *Left turns on other than two-way roadways.* At any intersection where traffic is restricted to one direction on one or more of the roadways, the driver of a vehicle intending to turn left at any such intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle and after entering the intersection the left turn shall be made so as to leave the intersection, as nearly as practicable, in the left-hand lane lawfully available to traffic moving in such direction upon the roadway being entered.

(Prior Code, § 325.010)

§ 74.021 AUTHORITY TO PLACE AND OBEDIENCE TO TURNING MARKERS.

(A) The City Traffic Engineer is authorized to place markers, buttons, or signs within or adjacent to intersections indicating the course to be traveled by vehicles turning at such intersections, and such course to be traveled as so indicated may conform to or be other than as prescribed by law or ordinance.

(B) When authorized markers, buttons, or other indications are placed within an intersection indicating the course to be traveled by vehicles turning thereat, no driver of a vehicle shall disobey the directions of such indications.

(Prior Code, § 325.020) Penalty, see § 74.999

§ 74.022 AUTHORITY TO PLACE RESTRICTED TURN SIGNS.

The City Traffic Engineer is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left, or U-turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or they may be removed when such turns are permitted.

(Prior Code, § 325.030)

§ 74.023 OBEDIENCE TO NO-TURN SIGNS.

Whenever authorized signs are erected indicating that no right or left or U-turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.

(Prior Code, § 325.040) Penalty, see § 74.999

§ 74.024 LIMITATIONS ON TURNING AROUND.

The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction upon any street in a business district and shall not upon any other street so turn a vehicle unless such movement can be made in safety and without interfering with other traffic.

(Prior Code, § 325.050) Penalty, see § 74.999

MISCELLANEOUS DRIVING RULES**§ 74.035 FOLLOWING FIRE APPARATUS PROHIBITED.**

The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than 500 feet or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm.

(Prior Code, § 340.010) Penalty, see § 74.999

§ 74.036 CROSSING FIRE HOSE.

No vehicle shall be driven over any unprotected hose of a Fire Department when laid down on any street or private driveway to be used at any fire or alarm of fire, without the consent of the Fire Department official in command.

(Prior Code, § 340.020) Penalty, see § 74.999

§ 74.037 DRIVING THROUGH FUNERAL OR OTHER PROCESSION.

No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this Title. This provision shall not apply at intersections where traffic is controlled by traffic control signals or police officers.

(Prior Code, § 340.030) Penalty, see § 74.999

§ 74.038 DRIVING IN PROCESSION.

Each driver in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practicable and shall follow the vehicle ahead as close as is practicable and safe.

(Prior Code, § 340.040)

§ 74.039 FUNERAL PROCESSION TO BE IDENTIFIED.

A funeral composed of a procession of vehicles shall be identified as such by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the Police Department.

(Prior Code, § 340.050)

§ 74.040 WHEN PERMITS REQUIRED FOR PARADES AND PROCESSIONS.

No funeral, procession, or parade containing 200 or more persons or 50 or more vehicles except the forces of the United States Army or Navy, the military forces of this state, and the forces of the Police and Fire Departments, shall occupy, march, or proceed along any street except in accordance with a permit issued by the Chief of Police and such other regulations as are set forth herein which may apply. (Prior Code, § 340.060) Penalty, see § 74.999

§ 74.041 VEHICLE SHALL NOT BE DRIVEN ON A SIDEWALK.

The driver of a vehicle shall not drive within any sidewalk area except on a permanent or temporary driveway.

(Prior Code, § 340.070) Penalty, see § 74.999

§ 74.042 LIMITATIONS ON BACKING.

The driver of a vehicle shall not back the same unless such movement can be made with reasonable safety and without interfering with other traffic.

(Prior Code, § 340.080)

§ 74.043 OPENING AND CLOSING VEHICLE DOORS.

No person shall open the door of a motor vehicle on the side available to moving traffic unless and until it is reasonably safe to do so, nor shall any person leave a door open on the side of a motor vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers.

(Prior Code, § 340.090) Penalty, see § 74.999

§ 74.044 RIDING ON MOTORCYCLES; ADDITIONAL PASSENGER, REQUIREMENTS.

(A) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the rear or side of the operator.

(B) The operator of a motorized bicycle shall ride only astride the permanent and regular seat attached thereto, and shall not permit more than one person to ride thereon at the same time, unless the motorized bicycle is designed to carry more than one person. Any motorized bicycle designed to carry more than one person must be equipped with a passenger seat and footrests for the use of a passenger. (Prior Code, § 340.100) Penalty, see § 74.999

§ 74.045 RIDING BICYCLE ON SIDEWALKS, LIMITATIONS; MOTORIZED BICYCLES PROHIBITED.

(A) No person shall ride a bicycle upon a sidewalk within a business district.

(B) Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

(C) No person shall ride a motorized bicycle upon a sidewalk.
(Prior Code, § 340.110) Penalty, see § 74.999

§ 74.046 ALL-TERRAIN VEHICLES, PROHIBITED; EXCEPTIONS, OPERATION UNDER AN EXCEPTION; PROHIBITED USES.

(A) No person shall operate an all-terrain vehicle, as defined in § 70.02, upon the streets and highways of this city, except as follows:

(1) All-terrain vehicles owned and operated by a governmental entity for official use; or

(2) All-terrain vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation.

(B) No person shall operate an off-road vehicle, as defined in RSMo. § 304.001, within any stream or river in this city, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions shall enforce the provisions of this division (B) within the geographic area of their jurisdiction.

(C) A person operating an all-terrain vehicle on a street or highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than 30 mph. When operated on a street or highway, an all-terrain vehicle shall have a bicycle safety flag, which extends not less than seven feet above the ground, attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than 30 square inches and shall be dayglow in color.

(D) No person shall operate an all-terrain vehicle:

(1) In any careless way so as to endanger the person or property of another;

(2) While under the influence of alcohol or any controlled substance; or

(3) Without a securely fastened safety helmet on the head of an individual who operates an all-terrain vehicle or who is being towed or otherwise propelled by an all-terrain vehicle, unless the individual is at least 18 years of age.

(E) No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes.
(Prior Code, § 340.120) Penalty, see § 74.999

§ 74.047 RIDING BICYCLES, SLEDS, ROLLER SKATES, BY ATTACHING TO ANOTHER VEHICLE, PROHIBITED.

No person riding upon any bicycle, motorized bicycle, coaster, roller skates, sled, or toy vehicle shall attach the same or himself or herself to any vehicle upon a roadway.
(Prior Code, § 340.130) Penalty, see § 74.999

§ 74.048 CONTROLLED ACCESS.

No person shall drive a vehicle onto or from any controlled access roadway except at such entrances and exits as are established by public authority.
(Prior Code, § 340.140) Penalty, see § 74.999

§ 74.049 RAILROAD TRAINS NOT TO BLOCK STREETS.

It shall be unlawful for the directing officer or the operator of any railroad train to direct the operation of or to operate the same in such a manner as to prevent the use of any street for purposes of travel for a period of time longer than five minutes; provided, that this section shall not apply to a moving train or to one stopped because of an emergency or for repairs necessary before it can proceed safely.
(Prior Code, § 340.150) Penalty, see § 74.999

§ 74.050 DRIVING THROUGH SAFETY ZONE PROHIBITED.

No vehicle shall at any time be driven through or within a safety zone.
(Prior Code, § 340.160) Penalty, see § 74.999

§ 74.051 MANNER OF OPERATION OF MOTOR VEHICLES; CAREFUL AND PRUDENT.

Every person operating a motor vehicle on the highways of this city shall drive the vehicle in a careful and prudent manner and at a rate of speed so as not to endanger the property of another or the life or limb of any person and shall exercise the highest degree of care.

(Prior Code, § 340.170) Penalty, see § 74.999

§ 74.052 DRIVING TO THE RIGHT.

(A) Upon all public roads or highways of sufficient width, a vehicle shall be driven upon the right-half of the roadway, except as follows:

(1) When overtaking and passing another vehicle proceeding in the same direction pursuant to the rules governing such movement;

(2) When placing a vehicle in position for and when such vehicle is lawfully making a left turn in compliance with the provisions of this Title;

(3) When the right-half of a roadway is closed to traffic while under construction or repair; or

(4) Upon a roadway designated by local ordinance as a one-way street and marked or signed for one-way traffic.

(B) It is unlawful to drive any vehicle upon any highway or road which has been divided into two or more roadways by means of a physical barrier or by means of a dividing section or delineated by curbs, lines, or other markings on the roadway, except to the right of such barrier or dividing section, or to make any left turn or semi-circular or U-turn on any such divided highway, except in a cross-over or intersection.

(C) All vehicles in motion upon a highway having two or more lanes of traffic proceeding in the same direction shall be driven in the right-hand lane except when overtaking and passing another vehicle or when preparing to make a proper left turn or when otherwise directed by traffic markings, signs, or signals.

(Prior Code, § 340.180) Penalty, see § 74.999

§ 74.053 PASSING REGULATIONS.

(A) The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to the limitations and exceptions hereinafter stated:

(1) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle; and

(2) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle and shall not increase the speed of such driver's vehicle until completely passed by the overtaking vehicle.

(B) (1) The driver of a motor vehicle may overtake and pass to the right of another vehicle only under the following conditions:

(a) When the vehicle overtaken is making or about to make a left turn;

(b) Upon a city street with unobstructed pavement of sufficient width for two or more lines of vehicles in each direction; or

(c) Upon a one-way street.

(2) The driver of a motor vehicle may overtake and pass another vehicle upon the right only under the foregoing conditions when such movement may be made in safety. In no event shall such movement be made by driving off the paved or main traveled portion of the roadway. The provisions of this division (B)(2) shall not relieve the driver of a slow-moving vehicle from the duty to drive as closely as practicable to the right-hand edge of the roadway.

(C) Except when a roadway has been divided into three traffic lanes, no vehicle shall be driven to the left side of the centerline of a highway or public road in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken.

(D) No vehicle shall at any time be driven to the left side of the roadway under the following conditions:

(1) When approaching the crest of a grade or upon a curve of the highway where the driver's view is obstructed within such distance as to create a hazard in the event another vehicle might approach from the opposite direction; or

(2) When the view is obstructed upon approaching within 100 feet of any bridge, viaduct, tunnel, or when approaching within 100 feet of or at any intersection or railroad grade crossing.
(Prior Code, § 340.190) Penalty, see § 74.999

§ 74.054 HAND AND MECHANICAL SIGNALS.

No person shall stop or suddenly decrease the speed of or turn a vehicle from a direct course or move right or left upon a roadway unless and until such movement can be made with reasonable safety and then only after the giving of an appropriate signal in the manner provided herein.

(A) An operator or driver when stopping, or when checking the speed of the operator's vehicle, if the movement of other vehicles may reasonably be affected by such checking of speed, shall extend such operator's arm at an angle below horizontal so that the same may be seen in the rear of the vehicle.

(B) An operator or driver intending to turn the vehicle to the right shall extend such operator's arm at an angle above horizontal so that the same may be seen in front of and in the rear of the vehicle, and shall slow down and approach the intersecting highway as near as practicable to the right side of the highway along which such operator is proceeding before turning.

(C) An operator or driver intending to turn the vehicle to the left shall extend such operator's arm in a horizontal position so that the same may be seen in the rear of the vehicle, and shall slow down and approach the intersecting highway so that the left side of the vehicle shall be as near as practicable to the centerline of the highway along which the operator is proceeding before turning.

(D) The signals herein required shall be given either by means of the hand and arm or by a signal light or signal device in good mechanical condition of a type approved by the State Highway Patrol; however, when a vehicle is so constructed or loaded that a hand and arm signal would not be visible both to the front and rear of such vehicle, then such signals shall be given by such light or device.

(Prior Code, § 340.200)

§ 74.055 STOPPING FOR SCHOOL BUS.

(A) The driver of a vehicle upon a highway upon meeting or overtaking from either direction any school bus which has stopped on the highway for the purpose of receiving or discharging any school children and whose driver has in the manner prescribed by law given the signal to stop, shall stop the vehicle before reaching such school bus and shall not proceed until such school bus resumes motion, or until signaled by its driver to proceed.

(B) Every bus used for the transportation of school children shall bear upon the front and rear thereon a plainly visible sign containing the words "School Bus" in letters not less than eight inches in height. Each bus shall have lettered on the rear in plain and distinct type the following: "State Law: Stop While Bus is Loading and Unloading". Each school bus subject to the provisions of RSMo. §§ 304.050 to 304.070 shall be equipped with a mechanical and electrical signaling device approved by the state's Board of Education, which will display a signal plainly visible from the front and rear and indicating intention to stop.

(C) Except as otherwise provided in this section, the driver of a school bus in the process of loading or unloading students upon a street or highway shall activate the mechanical and electrical signaling devices, in the manner prescribed by the state's Board of Education, to communicate to drivers of other vehicles that students are loading or unloading. A public school district shall have the authority, pursuant to this section, to adopt a policy which provides that the driver of a school bus in the process of loading or unloading students upon a divided highway of four or more lanes may pull off of the main roadway and load or unload students without activating the mechanical and electrical signaling devices in a manner which gives the signal for other drivers to stop and may use the amber signaling devices to alert

motorists that the school bus is slowing to a stop; provided, that the passengers are not required to cross any traffic lanes and also provided that the emergency flashing signal lights are activated in a manner which indicates that drivers should proceed with caution, and in such case, the driver of a vehicle may proceed past the school bus with due caution. No driver of a school bus shall take on or discharge passengers at any location upon a highway consisting of four or more lanes of traffic, whether or not divided by a median or barrier, in such manner as to require the passengers to cross more than two lanes of traffic; nor shall any passengers be taken on or discharged while the vehicle is upon the road or highway proper unless the vehicle so stopped is plainly visible for at least 500 feet in each direction to drivers of other vehicles in the case of a highway with no shoulder and a speed limit greater than 60 mph and at least 300 feet in each direction to drivers of other vehicles upon other highways, and on all highways, only for such time as is actually necessary to take on and discharge passengers.

(D) The driver of a vehicle upon a highway with separate roadways need not stop upon meeting or overtaking a school bus which is on a different roadway, which is proceeding in the opposite direction on a highway containing four or more lanes of traffic, or which is stopped in a loading zone constituting a part of, or adjacent to, a limited or controlled access highway at a point where pedestrians are not permitted to cross the roadway.

(Prior Code, § 340.210)

§ 74.056 RIGHT-OF-WAY AT INTERSECTION; SIGNS AT INTERSECTION.

(A) The driver of a vehicle approaching an intersection shall yield the right-of-way to a vehicle which has entered the intersection from a different highway; provided however, there is no form of traffic control at such intersection.

(B) When two vehicles enter an intersection from different highways at approximately the same time, the driver of the vehicle on the left shall yield the right-of-way to the driver of the vehicle on the right. This division (B) shall not apply to vehicles approaching each other from opposite directions when the driver of one of such vehicles is attempting to or is making a left turn.

(C) The driver of a vehicle within an intersection intending to turn to the left shall yield the right-of-way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

(D) The driver of a vehicle intending to make a left turn into an alley, private road, or driveway shall yield the right-of-way to any vehicle approaching from the opposite direction when the making of such left turn would create a traffic hazard.

(E) The city may, on any section of road where construction or major maintenance operations are being effected, fix a speed limit in such areas by posting of appropriate signs, and the operation of a motor vehicle in excess of such speed limit in the area so posted shall be deemed prima facie evidence of careless and imprudent driving and a violation of § 74.052.

(Prior Code, § 340.220)

§ 74.057 DISTANCE AT WHICH VEHICLE MUST FOLLOW.

(A) The driver of a vehicle shall not follow another vehicle more closely than is reasonably safe and prudent, having due regard for the speed of such vehicle and the traffic upon and the condition of the roadway.

(B) Vehicles being driven upon any roadway outside of a business or residence district in a caravan or motorcade, whether or not towing other vehicles, shall be so operated, except in a funeral procession or in a duly authorized parade, so as to allow sufficient space between each such vehicle or combination of vehicles as to enable any other vehicle to overtake or pass such vehicles in safety.

(C) This section shall in no manner affect RSMo. § 304.044, relating to distance between trucks traveling on the highway.

(Prior Code, § 340.230) Penalty, see § 74.999

ALCOHOL-RELATED TRAFFIC OFFENSES**§ 74.070 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DRIVE, DRIVING, OPERATES, or OPERATING. Physically driving or operating a motor vehicle.

INTOXICATED CONDITION. A person is in an **INTOXICATED CONDITION** when he or she is under the influence of alcohol, a controlled substance, or drug, or any combination thereof.

LAW ENFORCEMENT OFFICER or ARRESTING OFFICER. Includes the definition of law enforcement officer in RSMo. § 556.061(17), and military police officers conducting traffic enforcement operations on a federal military installation under military jurisdiction in the state.
(Prior Code, § 342.010)

§ 74.071 DRIVING WHILE INTOXICATED.

A person commits the offense of driving while intoxicated if he or she operates a motor vehicle while in an intoxicated or drugged condition. No person convicted of or pleading guilty to the offense of driving while intoxicated shall be granted a suspended imposition of sentence for such offense, unless such person shall be placed on probation for a minimum of two years.

(Prior Code, § 342.020) Penalty, see § 74.999

State statute?
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§ 74.072 DRIVING WITH EXCESSIVE BLOOD ALCOHOL CONTENT.

(A) A person commits the offense of driving with excessive blood alcohol content if such person operates a motor vehicle in this city with 0.10% or more by weight of alcohol in such person's blood.

(B) As used in this section, **PERCENT BY WEIGHT OF ALCOHOL** in the blood shall be based upon grams of alcohol per 100 milliliters of blood or 210 liters of breath and may be shown by chemical analysis of the person's blood, breath, saliva, or urine. For the purposes of determining the alcoholic content of a person's blood under this section, the test shall be conducted in accordance with the provisions of RSMo. §§ 577.020 to 577.041.

(Prior Code, § 342.030)

§ 74.073 CHEMICAL TEST FOR ALCOHOL CONTENT; CONSENT IMPLIED; ADMINISTERED, WHEN, HOW.

(A) Any person who operates a motor vehicle upon the public highways of this city shall be deemed to have given consent to, subject to the provisions of RSMo. §§ 577.020 to 577.041, a chemical test or tests of the person's breath, blood, saliva, or urine for the purpose of determining the alcohol or drug content of the person's blood if arrested for any offense arising out of acts which the arresting officer had reasonable grounds to believe were committed while the person was driving a motor vehicle while in an intoxicated or drugged condition. The test shall be administered at the direction of the arresting law enforcement officer whenever the person has been arrested for the offense.

(B) The implied consent to submit to the chemical tests listed in division (A) above shall be limited to not more than two such tests arising from the same arrest, incident, or charge.

(C) Chemical analysis of the person's breath, blood, saliva, or urine to be considered valid pursuant to the provisions of RSMo. §§ 577.020 to 577.041, shall be performed according to methods approved by the state's Department of Health by licensed medical personnel or by a person possessing a valid permit issued by the state's Department of Health for this purpose.

(D) The person tested may have a physician, or a qualified technician, chemist, registered nurse, or other qualified person at the choosing and expense of the person to be tested, administer a test in addition to any administered at the direction of a law enforcement officer. The failure or inability to obtain an additional test by a person shall not preclude the admission of evidence relating to the test taken at the direction of a law enforcement officer.

(E) Upon the request of the person who is tested, full information concerning the test shall be made available to him or her.

(Prior Code, § 342.040)

§ 74.074 CONSUMPTION OF ALCOHOLIC BEVERAGES IN MOVING MOTOR VEHICLE, PROHIBITED WHEN.

(A) No person shall consume any alcoholic beverage while operating a moving motor vehicle upon the highways, as defined in RSMo. § 301.010.

(B) Any person found guilty of violating the provisions of this section is guilty of an infraction.

(C) Any infraction under this section shall not reflect on any records with the Department of Revenue.

(Prior Code, § 342.050)

§ 74.999 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99 of this code of ordinances.

(B) A violation of § 74.046 shall be a misdemeanor.

(Prior Code, § 340.120)

