



**Title 7—MISSOURI DEPARTMENT OF TRANSPORTATION**  
**Division 60—Highway Safety and Traffic Division**  
**Chapter 2—Breath Alcohol Ignition Interlock Device Certification and Operational Requirements**

**PROPOSED AMENDMENT**

**7 CSR 60-2.010 Definitions.** The Missouri Highways and Transportation Commission is amending (1)(A)2., adding a new subsection (1)(A)38., and renumbering subsections (1)(A)38. through (1)(A)42.

*PURPOSE: This amendment adds a definition for start or starting to incorporate language relative to electric vehicles.*

(1) Definitions.

(A) The following words and terms as used in 7 CSR 60-2.010 through 7 CSR 60-2.060 have the following meaning:

2. Alcohol setpoint—The breath alcohol concentration at which the ignition interlock device prevents the vehicle from ~~/operating/~~**starting**;

**38. Start or starting – To manipulate any of the levers and starting crank or other device, system, or mechanism thereof to start an engine or motor to put a vehicle at rest in motion;**

~~/38/~~**39. Tampering—An overt, purposeful attempt to physically alter or disable an ignition interlock device, or disconnect it from its power source, or remove, alter, or deface physical anti-tampering measures, so a driver can start the vehicle without taking and passing an initial breath test and/or blocking, moving, or disabling the camera, if required;**

~~/39/~~**40. Technician—A person trained by the authorized service provider to possess the skills necessary to install, service, calibrate, and/or remove ignition interlock devices;**

~~/40/~~**41. Temporary lockout—A condition in which the device will not allow the vehicle to start for fifteen (15) minutes after three (3) failed attempts to blow a pure breath sample within a ten (10) minute period;**

~~/41/~~**42. Violations reset—A feature of a device in which a service reminder is activated due to one (1) of the following reasons:**

A. Two (2) fifteen (15) minute temporary lockouts within a thirty- (30-) day period;

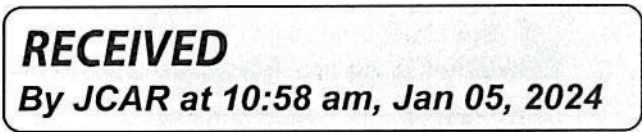
B. Any three (3) running retest refusals within a thirty- (30-) day period;

C. Any three (3) breath samples, after startup, at or above the alcohol setpoint within a thirty- (30-) day period;

D. Any attempts to circumvent or tamper with a device; or

E. When a device is not serviced on its service date.

*AUTHORITY: section[s] 226.130, RSMo 1995, section 302.060, RSMo 2018, sections 302.304, 302.309, 302.525, and 577.041, RSMo 201[6]7, and sections 302.440–302.462, RSMo [2016 and RSMo Supp.] 2017. \* This rule originally filed as 11 CSR 60-2.010. Emergency rule filed Feb. 5, 1996, effective Feb. 15, 1996, expired Aug. 12, 1996. Original rule filed Feb. 16, 1996, effective Aug. 30, 1996. Moved to 7 CSR 60-2.010, effective Aug. 28, 2003. Emergency amendment filed May 7, 2009, effective July 1, 2009, expired Dec. 30, 2009. Amended: Filed May 7, 2009, effective Dec. 30, 2009. Emergency amendment filed April 8, 2010, effective April 18, 2010, expired Nov.*



30, 2010. Amended: Filed April 8, 2010, effective Nov. 30, 2010. Emergency amendment filed Sept. 12, 2013, effective Oct. 1, 2013, expired March 29, 2014. Amended: Filed Sept. 12, 2013, effective March 30, 2014. Amended: Filed March 9, 2018, effective Oct. 30, 2018. Amended: Filed May 6, 2022. Amended: Filed January 5, 2024.

\*Original authority: 226.130, RSMo 1939, amended 1993, 1995; 302.060, RSMo 1939, amended 1951, 1982, 1983, 1984, 1987, 1989, 1991, 1996, 1999, 2005, 2008, 2009, 2012, 2013, 2014, 2015; 302.304, RSMo 1961, amended 1972, 1973, 1979, 1983, 1984, 1989, 1991, 1996, 1999, 2001, 2002, 2003, 2008, 2012, 2013, 2014, 2015; 302.309, RSMo 1961, amended 1965, 1967, 1977, 1978, 1983, 1984, 1987, 1989, 1990, 1991, 1993, 1996, 1999, 2001, 2004, 2008, 2010, 2012, 2013, 2014, 2015; 302.440–302.462, see Revised Statutes of Missouri, 2016 and Supp. 2017; 302.525, RSMo 1983, amended 1984, 1991, 2002, 2008, 2012, 2013, 2015; and 577.041, RSMo 1982, amended 1987, 1991, 1993, 1996, 1998, 2001, 2002, 2003, 2005, 2008, 2010, 2013, 2014.

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, PO Box 270, Jefferson City, MO 65102 or [Pamela.Harlan@modot.mo.gov](mailto:Pamela.Harlan@modot.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*