

FIRST REGULAR SESSION

HOUSE BILL NO. 389

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES WALSH, JOLLY, BURNETT, ADAMS, FRASER, CORCORAN, MUCKLER, WILDBERGER, RIBACK WILSON (25) (Co-sponsors), SCHOEMEHL, SANDER, LOWE, DARROUGH, SPRENG, ENGLER, DONNELLY, HUBBARD, DEEKEN, JOHNSON (47), KRATKY, SALVA, HOSKINS, HILGEMANN, HARRIS (23), GEORGE, GREEN, MEINERS, DOUGHERTY, YAEGER AND HENKE.

Read 1st time February 5, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1338L.011

AN ACT

To repeal section 307.020, RSMo, and to enact in lieu thereof one new section relating to required usage of lighted lamps by motor vehicle operators.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 307.020, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 307.020, to read as follows:

307.020. As used in sections 307.020 to 307.120, unless the context requires another or different construction:

(1) "Approved" means approved by the director of revenue and when applied to lamps and other illuminating devices means that such lamps and devices must be in good working order;

(2) "Auxiliary lamp" means an additional lighting device on a motor vehicle used primarily to supplement the headlamps in providing general illumination ahead of a vehicle;

(3) "Headlamp" means a major lighting device capable of providing general illumination ahead of a vehicle;

(4) "Mounting height" means the distance from the center of the lamp to the surface on which the vehicle stands;

(5) "Multiple-beam headlamps" means headlamps or similar devices arranged so as to permit the driver of the vehicle to use one of two or more distributions of light on the road;

(6) "Reflector" means an approved device designed and used to give an indication by reflected light;

(7) "Single-beam headlamps" means headlamps or similar devices arranged so as to

17 permit the driver of the vehicle to use but one distribution of light on the road;

18 (8) "Vehicle" means every device in, upon or by which a person or property is or may
19 be transported upon a highway, excepting devices moved by human power or used exclusively
20 upon stationary rails or tracks;

21 (9) "When lighted lamps are required" means at any time from a half-hour after sunset
22 to a half-hour before sunrise and at any other time when there is not sufficient light to render
23 clearly discernible persons and vehicles on the highway at a distance of five hundred feet ahead.

24 **Lighted lamps shall also be required any time the weather conditions require usage of the**
25 **motor vehicle's windshield wipers to operate the vehicle in a careful and prudent manner**
26 **as defined in section 304.012, RSMo. The provisions of this section shall be interpreted to**
27 **require lighted lamps during periods of fog even if usage of the windshield wipers is not**
28 **necessary to operate the vehicle in a careful and prudent manner.**