

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 443, Page 1, Section 43.253, Line 10, by
2 inserting after all of said section and line the following:

3
4 "307.173. 1. Any person may operate a motor vehicle with front sidewing vents or windows
5 located immediately to the left and right of the driver that have a sun-screening device, in
6 conjunction with safety glazing material, that has a light transmission of thirty-five percent or more
7 plus or minus three percent and a luminous reflectance of thirty-five percent or less plus or minus
8 three percent. Except as provided in subsection 5 of this section, any sun-screening device applied
9 to front sidewing vents or windows located immediately to the left and right of the driver in excess
10 of the requirements of this section shall be prohibited without a permit pursuant to a physician's
11 prescription as described below. A permit to operate a motor vehicle with front sidewing vents or
12 windows located immediately to the left and right of the driver that have a sun-screening device, in
13 conjunction with safety glazing material, which permits less light transmission and luminous
14 reflectance than allowed under the requirements of this subsection, may be issued by the department
15 of public safety to a person having a serious medical condition which requires the use of a sun-
16 screening device if the permittee's physician prescribes its use. The director of the department of
17 public safety shall promulgate rules and regulations for the issuance of the permit. The permit shall
18 allow operation of the vehicle by any titleholder or relative within the second degree by
19 consanguinity or affinity, which shall mean a spouse, each grandparent, parent, brother, sister, niece,
20 nephew, aunt, uncle, child, and grandchild of a person, who resides in the household. Except as
21 provided in subsection 2 of this section, all sun-screening devices applied to the windshield of a
22 motor vehicle are prohibited.

23 2. This section shall not prohibit labels, stickers, decalcomania, or informational signs on
24 motor vehicles or the application of tinted or solar screening material to recreational vehicles as
25 defined in section 700.010, provided that such material does not interfere with the driver's normal
26 view of the road. This section shall not prohibit factory-installed tinted glass, the equivalent
27 replacement thereof or tinting material applied to the upper portion of the motor vehicle's
28 windshield which is normally tinted by the manufacturer of motor vehicle safety glass.

29 3. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
30 under the authority delegated in this section shall become effective only if it complies with and is
31 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
32 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
33 chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently
34 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
35 August 28, 2001, shall be invalid and void.

36 4. Any person who violates the provisions of this section is guilty of a class [C] D

Action Taken _____ Date _____

1 misdemeanor.
2 5. Any vehicle licensed with a historical license plate shall be exempt from the requirements
3 of this section."; and
4
5 Further amend said bill by amending the title, enacting clause, and intersectional references
6 accordingly.