

HB0258S02 compared with HB0258

~~deleted text~~ shows text that was in HB0258 but was deleted in HB0258S02.

inserted text shows text that was not in HB0258 but was inserted into HB0258S02.

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Senator Ann Millner proposes the following substitute bill:

MOTOR VEHICLE LIGHT AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Judy Weeks Rohner

Senate Sponsor: Ann Millner

Cosponsors:

Tim Jimenez

Thomas W. Peterson

Tyler Clancy

Dan N. Johnson

Stephen L. Whyte

Joseph Elison

Michael L. Kohler

LONG TITLE

General Description:

This bill requires a vehicle operator to have the vehicle's lights or lamps illuminated while the vehicle is being operated during certain times of day and driving conditions.

Highlighted Provisions:

This bill:

- ▶ requires a vehicle operator to ensure the vehicle headlights are illuminated while the vehicle is being operated on a highway any time~~{ }~~;
 - from sunset to sunrise ~~{ and at any other times the sun is not in plain view }~~; and

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- when persons and vehicles are not clearly discernible at 1,000 feet ahead;
- ▶ provides that a vehicle operator driving a vehicle with automated lights complies with certain light requirements; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

41-6a-1603, as last amended by Laws of Utah 2015, Chapter 412

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-6a-1603** is amended to read:

41-6a-1603. Lights and illuminating devices -- Duty to display -- Time.

(1) (a) ~~The~~ Regardless of the vehicle's automated light settings, the operator of a vehicle shall ~~turn on~~ ensure the lamps or lights of the vehicle ~~are~~ are illuminated while the vehicle is being operated on a highway at any time ~~[from a half hour after sunset to a half hour before sunrise and at any other time when, due to]:~~

(i) from sunset to sunrise; ~~and~~ or

(ii) ~~the sun is not in plain view, including when the following conditions are present:~~

~~(A) [insufficient light or unfavorable atmospheric conditions,] when persons and vehicles on the highway are not clearly discernible at a distance of 1,000 feet ahead[:]~~ due to:

(A) insufficient light ~~or~~

(B) unfavorable atmospheric conditions ~~or~~

~~(C) b) persons and vehicles on the highway are not clearly discernible at a distance of 1,000 feet ahead.~~

~~(b) An operator of a vehicle driving with automated lights does not violate Subsection (1)(a) if:~~

(i) the vehicle's automated light function is operable and engaged; and

(ii) the automated feature has not been overridden or adjusted.

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~~(b)~~ (c) The lights, lighted lamps, and other lamps and illuminating devices under Subsection (1)(a) shall be lighted as respectively required for different classes of vehicles, subject to the exceptions for parked vehicles under Section 41-6a-1607.

(2) Whenever a requirement is made as to distance from which certain lamps and devices shall render objects visible or within which the lamps or devices shall be visible, the provisions apply during the times specified under Subsection (1)(a) for a vehicle without load on a straight, level, unlighted highway under normal atmospheric conditions, unless a different time or condition is expressly stated.

(3) Whenever a requirement is made as to the mounted height of lamps or devices it shall mean from the center of the lamp or device to the level ground upon which the vehicle stands when the vehicle is without a load.

(4) A violation of this section is an infraction.