

# HOUSE BILL No. 5961

April 20, 2006, Introduced by Reps. Jones, Bieda, Vander Veen, Miller, Booher, Hansen, Mortimer, Polidori, Steil, Baxter, Gleason, Taub, Stahl, Gosselin and Elsenheimer and referred to the Committee on Transportation.

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending sections 684 and 685 (MCL 257.684 and 257.685), section 685 as amended by 2006 PA 14.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 684. (1) ~~(a) Every~~ **EXCEPT AS OTHERWISE PROVIDED IN**  
2 **SUBSECTION (2), A** vehicle upon a highway within this state at any  
3 time from a half hour after sunset to a half hour before sunrise  
4 and at any other time when there is not sufficient light to render  
5 clearly discernible persons and vehicles on the highway at a  
6 distance of 500 feet ahead shall display lighted lamps and  
7 illuminating devices as hereinafter respectively required for  
8 different classes of vehicles, subject to exceptions with respect  
9 to parked vehicles ~~as hereinafter stated~~ **UNDER SECTION 694.** When

1 lighted lamps and illuminated devices are required by law, no  
2 vehicle shall be operated upon any highway of this state with only  
3 the parking lights illuminated on the front of the vehicle.

4 (2) A MOTORCYCLE OR MOPED OPERATED UPON A HIGHWAY SHALL AT ALL  
5 TIMES DISPLAY LIGHTED HEAD LAMPS. IF THE MOTORCYCLE OR MOPED IS  
6 EQUIPPED WITH A HEAD LAMP MODULATOR AS PERMITTED UNDER THIS  
7 CHAPTER, THE MODULATOR SHALL ONLY BE OPERATED AT A TIME FROM 1/2  
8 HOUR BEFORE SUNRISE TO 1/2 HOUR AFTER SUNSET.

9 (3) ~~(b) Whenever~~ A requirement ~~is hereinafter declared as~~  
10 ~~to~~ OF THIS CHAPTER CONCERNING the distance from which certain HEAD  
11 lamps and devices shall render objects visible or within which  
12 ~~such~~ CERTAIN HEAD lamps or devices shall be visible ~~—, said~~  
13 ~~provisions shall apply~~ APPLIES during the times stated in  
14 ~~paragraph (a) of this section~~ SUBSECTION (1) upon a straight,  
15 level, unlighted highway under normal atmospheric conditions unless  
16 a different time or condition is expressly stated.

17 (4) ~~(c) Whenever~~ A requirement ~~is hereinafter declared as~~  
18 ~~to~~ OF THIS CHAPTER CONCERNING the mounted height of HEAD lamps or  
19 devices ~~—, it shall mean~~ IS CALCULATED from the center of ~~such~~  
20 THE MOUNTED lamp or device to the level ground upon which the  
21 vehicle stands when ~~such~~ THE vehicle is without a load.

22 Sec. 685. (1) ~~Every~~ EXCEPT AS OTHERWISE PROVIDED IN  
23 SUBSECTION (2), A motor vehicle ~~other than a motorcycle or moped,~~  
24 shall be equipped with at least 2 head lamps with at least 1 HEAD  
25 LAMP on each side of the front of the motor vehicle, ~~which head~~  
26 ~~lamps shall comply~~ IN COMPLIANCE with ~~the requirements and~~  
27 ~~limitations set forth in~~ this chapter. An implement of husbandry

1 manufactured on or after January 1, 2007 shall comply with section  
2 684a.

3 (2) ~~Every~~ A motorcycle ~~and~~ OR moped shall be equipped with  
4 at least 1 and not more than 2 head lamps ~~which shall~~ **THAT** comply  
5 with ~~the requirements and limitations of~~ this chapter.

6 (3) **A MOTORCYCLE OR MOPED HEAD LAMP MAY BE WIRED OR EQUIPPED**  
7 **TO ALLOW EITHER ITS UPPER BEAM OR ITS LOWER BEAM, BUT NOT BOTH, TO**  
8 **MODULATE FROM A HIGHER INTENSITY TO A LOWER INTENSITY. A HEAD LAMP**  
9 **MODULATOR INSTALLED ON A MOTORCYCLE OR MOPED WITH 2 HEAD LAMPS**  
10 **SHALL BE WIRED IN A MANNER TO PREVENT THE HEAD LAMPS FROM**  
11 **MODULATING AT DIFFERENT RATES OR NOT IN SYNCHRONIZATION WITH EACH**  
12 **OTHER. A HEAD LAMP MODULATOR INSTALLED ON A MOTORCYCLE OR MOPED**  
13 **SHALL MEET THE STANDARDS PRESCRIBED IN 49 CFR 571.108.**

14 (4) ~~(3)~~ Every head lamp ~~—~~ upon ~~every~~ A motor vehicle ~~—~~  
15 ~~including every motorcycle and moped,~~ shall be located at a height  
16 measured from the center of the head lamp of not more than 54  
17 inches nor less than 24 inches above the level surface upon which  
18 the vehicle stands.

19 (5) ~~(4)~~ When a motor vehicle equipped with head lamps as  
20 required in this section is also equipped with auxiliary lamps or a  
21 spot lamp or any other lamp on the front of the motor vehicle  
22 projecting a beam of an intensity greater than 300 candlepower, not  
23 more than a total of 4 of those lamps on the front of a vehicle  
24 shall be lighted at a time when upon a highway.

25 (6) ~~(5)~~ A motor vehicle licensed as an historic vehicle is  
26 exempt from the requirements of this section if the vehicle as  
27 originally equipped failed to meet these requirements. An historic

1 vehicle shall not be operated in violation of section 684.