

1 **H. B. 4245**

2  
3 (By Delegates Overington, Butcher, Barill,  
4 Barker, Caputo, Sobonya, Frazier,  
5 Michael and Perdue)  
6

7 [Introduced January 20, 2012; referred to the  
8 Committee on Roads and Transportation then the Judiciary.]  
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10 A BILL to amend and reenact §17C-15-23 of the Code of West  
11 Virginia, 1931, as amended, relating to lighting equipment;  
12 and permitting permit certain auxiliary lighting on  
13 motorcycles.

14 *Be it enacted by the Legislature of West Virginia:*

15 That §17C-15-23 of the Code of West Virginia, 1931, as  
16 amended, be amended and reenacted to read as follows:

17 **ARTICLE 15. EQUIPMENT.**

18 **§17C-15-23. Lighting equipment on motorcycles, motor-driven**  
19 **cycles and mopeds.**

20 The head lamp or head lamps upon every motorcycle, motor-  
21 driven cycle and moped may be of the single-beam or multiple-beam  
22 type but in either event shall comply with the requirements and  
23 limitations as follows:

24 (1) Every ~~said~~ head lamp or head lamps shall be of sufficient  
25 intensity to reveal a person or a vehicle at a distance of not less

1 than one hundred feet when the motorcycle, motor-driven cycle or  
2 moped is operated at any speed less than twenty-five miles per hour  
3 and at a distance of not less than two hundred feet when it is  
4 operated at a speed of twenty-five or more miles per hour.

5 (2) ~~In the event~~ If the motorcycle, motor-driven cycle or  
6 moped is equipped with a multiple-beam type head lamp or head lamps  
7 the upper beam shall meet the minimum requirements set forth above  
8 and ~~shall~~ not exceed the limitations set forth in section twenty  
9 (a) of this article and the lowermost beam shall meet the  
10 requirements applicable to a lowermost distribution of light as set  
11 forth in section twenty (b) of this article.

12 (3) ~~In the event~~ If the motorcycle, motor-driven cycle or  
13 moped is equipped with a single-beam lamp or lamps, ~~said~~ the lamp  
14 or lamps shall be so aimed that when the vehicle is loaded none of  
15 the high-intensity portion of light, at a distance of twenty-five  
16 feet ahead, shall project higher than the level of the center of  
17 the lamp from which it comes.

18 (4) (A) Subject to paragraph (B) of this subdivision, a  
19 motorcycle may be equipped with, and an operator of a motorcycle  
20 may use, the following auxiliary lighting:

21 (I) Amber and white illumination;

22 (ii) Standard bulb running lights; or

23 (iii) Light-emitting diode pods and strips added to protect  
24 the driver.

- 1        (B) Lighting under this subdivision shall be:  
2        (I) Nonblinking;  
3        (ii) Nonflashing;  
4        (iii) Nonoscillating; and  
5        (iv) Directed toward the engine and the drive train of the  
6 motorcycle.

NOTE: The purpose of this bill is to permit certain auxiliary lighting on motorcycles.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.