

Senate Bill No. 372

(By Senator Beach)

[Introduced January 16, 2014; referred to the Committee on
Transportation and Infrastructure; and then to the Committee on
the Judiciary.]

A BILL to amend and reenact §17C-15-23 of the Code of West
Virginia, 1931, as amended, relating to permitting certain
auxiliary lighting on motorcycles.

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 15. EQUIPMENT.

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

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

(1) Every ~~said~~ head lamp or head lamps ~~shall~~ must be of

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

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

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

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

23 (I) Amber and white illumination;

24 (ii) Standard bulb running lights; or

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

3 (B) Lighting under this subdivision must be:

4 (I) Nonblinking;

5 (ii) Nonflashing;

6 (iii) Nonoscillating; and

7 (iv) Directed toward the engine and the drive train of the
8 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.