

By Mr. Koczera of New Bedford, petition of Robert M. Koczera and others relative to require the use of headlights on motor vehicles during any period in which windshield wipers are also in use. Transportation.

The Commonwealth of Massachusetts

PETITION OF:

Robert M. Koczera  
Gale D. Candaras  
Cleon H. Turner  
Patricia A. Walrath  
Walter F. Timilty  
Douglas W. Petersen  
Christine E. Canavan

Ruth B. Balsler  
James E. Timilty  
Pamela P. Resor  
Gloria L. Fox  
William Smitty Pignatelli  
John W. Scibak

In the Year Two Thousand and Seven.

AN ACT TO REQUIRE THE USE OF HEADLIGHTS ON MOTOR VEHICLES DURING ANY PERIOD IN WHICH WINDSHIELD WIPERS ARE ALSO IN USE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 85 of the General Laws is hereby amended by striking  
2 out Section 15, as appearing in the 2004 Official Edition, and  
3 inserting in place thereof the following section:—

4 Section 15. (a) Every vehicle, whether stationary or in motion, on  
5 any public way, shall have attached to it a light or lights which shall  
6 be so displayed as to be visible from the front and the rear during the  
7 period from a half-hour after sunset to a half-hour before sunrise.

8 (b) Every vehicle, whether stationary or in motion, on any public  
9 way shall display at least 2 lighted lamps on the front and every  
10 motorcycle, whether stationary or in motion, on any public way shall  
11 display at least 1 lighted lamp on the front when, due to insufficient  
12 light or unfavorable atmospheric conditions, including, but not lim-  
13 ited to, periods of snow, rain or fog, persons or vehicles on the way  
14 are not clearly discernible at a distance of 500 feet ahead or it is nec-  
15 essary to use a vehicle's windshield wipers. A violation of this para-  
16 graph shall not be considered as a conviction of a moving violation

17 of the motor vehicle laws for the purpose of determining surcharges  
18 on motor vehicle premiums pursuant to Section 113B of Chapter  
19 175.