

By: Representative Foster

To: Transportation

HOUSE BILL NO. 947
(As Passed the House)

1 AN ACT TO AMEND SECTIONS 63-7-91, 63-7-93, 63-7-95 AND
2 63-7-99, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE DISPLAY OF
3 REFLECTORIZED STRIPS IN LIEU OF A TRIANGULAR EMBLEM TO IDENTIFY
4 SLOW-MOVING VEHICLES ON PUBLIC HIGHWAYS AND CITY STREETS; TO
5 REQUIRE THE COMMISSIONER OF PUBLIC SAFETY, BY RULE AND REGULATION,
6 TO ESTABLISH SPECIFICATIONS FOR POSITIONING AND MOUNTING SUCH
7 STRIPS ON VEHICLES; TO PROHIBIT THE USE OF SUCH STRIPS ON OTHER
8 VEHICLES OR STATIONARY OBJECTS ON OR ALONG ANY PUBLIC HIGHWAY OR
9 STREET; AND FOR RELATED PURPOSES.

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

11 SECTION 1. Section 63-7-91, Mississippi Code of 1972, is
12 amended as follows:

13 63-7-91. When any vehicle, whether pulled, towed,
14 self-propelled or animal-drawn, which is not under ordinary
15 circumstances moved, operated or driven at a speed in excess of
16 twenty-five (25) miles per hour, is moved, operated or driven on
17 any public highway or city street which is open for vehicular
18 travel, it shall display a triangular slow-moving-vehicle emblem
19 or reflectORIZED strips mounted as near as practicable to the
20 center of the mass and at an approximate height of not less than
21 two (2) nor more than six (6) feet from level ground or pavement
22 surface. In any event, the emblem or strips shall be mounted so
23 as to be entirely visible from the rear, day or night; and * * *
24 the emblem or strips and their position of mounting on the vehicle
25 shall meet the specifications established by rules and regulations
26 properly adopted and promulgated by the Commissioner of Public
27 Safety.

28 SECTION 2. Section 63-7-93, Mississippi Code of 1972, is
29 amended as follows:

30 63-7-93. The use of the slow-moving-vehicle emblem
31 reflectorized strips shall be restricted to the slow-moving
32 vehicles specified in Section 63-7-91 and the use of such emblem
33 or strips on any other type of vehicle or stationary object on or
34 along any public highway or city street is prohibited.

35 SECTION 3. Section 63-7-95, Mississippi Code of 1972, is
36 amended as follows:

37 63-7-95. The Commissioner of Public Safety is hereby
38 authorized, empowered and directed to adopt and promulgate rules
39 and regulations establishing standards and specifications for the
40 design, materials and mounting of a standard slow-moving-vehicle
41 emblem and reflectorized strips for the uniform identification of
42 slow-moving vehicles. In adopting said rules and regulations the
43 Commissioner of Public Safety shall consider the standard markings
44 used in other states, the current recommendations of the American
45 Society of Agricultural Engineers and the Society of Automotive
46 Engineers, in order that the slow-moving-vehicle emblem or strips
47 may be more universally recognizable and of adequate quality.

48 SECTION 4. Section 63-7-99, Mississippi Code of 1972, is
49 amended as follows:

50 63-7-99. Compliance with Section 63-7-91 shall not create a
51 prima facie case or presumption that such owner or operator of the
52 vehicle used reasonable and ordinary care in the operation of such
53 vehicle under the circumstances then existing by the use or
54 display of such slow-moving-vehicle emblem or reflectorized
55 strips.

56 SECTION 5. This act shall take effect and be in force from
57 and after July 1, 1999.