

*****Pending*****

AMENDMENT No. 1 PROPOSED TO

House Bill NO. 947

By Senator(s) Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

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

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

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

34 63-7-93. The use of the slow-moving-vehicle emblem or high
35 intensity reflectorized tape shall be restricted to the
36 slow-moving vehicles specified in Section 63-7-91 and the use of
37 such emblem or tape on any other type of vehicle or stationary
38 object on or along any public highway or city street is
39 prohibited.

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

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

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

56 63-7-99. Compliance with Section 63-7-91 shall not create a
57 prima facie case or presumption that such owner or operator of the
58 vehicle used reasonable and ordinary care in the operation of such
59 vehicle under the circumstances then existing by the use or
60 display of such slow-moving-vehicle emblem or high intensity
61 reflectorized tape.

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

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTIONS 63-7-91, 63-7-93, 63-7-95 AND

99\SS01\HB947A.J *SS01\HB947AJ*

2 63-7-99, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE DISPLAY OF
3 HIGH INTENSITY REFLECTORIZED TAPE IN LIEU OF A TRIANGULAR EMBLEM
4 TO IDENTIFY SLOW-MOVING VEHICLES ON PUBLIC HIGHWAYS AND CITY
5 STREETS; TO PROHIBIT VEHICLES REQUIRED TO DISPLAY SUCH AN EMBLEM
6 OR STRIP FROM OPERATING DURING THE PERIOD FROM SUNRISE TO SUNSET;
7 TO REQUIRE THE COMMISSIONER OF PUBLIC SAFETY, BY RULE AND
8 REGULATION, TO ESTABLISH SPECIFICATIONS FOR POSITIONING AND
9 MOUNTING SUCH TAPE ON VEHICLES; TO PROHIBIT THE USE OF SUCH TAPE
10 ON OTHER VEHICLES OR STATIONARY OBJECTS ON OR ALONG ANY PUBLIC
11 HIGHWAY OR STREET; AND FOR RELATED PURPOSES.