

By: Representative Patterson

To: Transportation

HOUSE BILL NO. 356

1 AN ACT TO AMEND SECTION 63-7-11, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT THE HEADLIGHTS OF VEHICLES SHALL BE OPERATED WHENEVER  
3 CONDITIONS NECESSITATE THE USE OF WINDSHIELD WIPERS; TO PROHIBIT  
4 THE USE OF ONLY THE PARKING LIGHTS OF VEHICLES DURING TIMES WHEN  
5 THE USE OF HEADLIGHTS IS REQUIRED; TO PRESCRIBE PENALTIES FOR  
6 VIOLATIONS OF THIS ACT; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 63-7-11, Mississippi Code of 1972, is  
9 amended as follows:

10 63-7-11. Every vehicle operated upon a public road, street  
11 or highway within this state \* \* \* shall be equipped with lighted  
12 front and rear lamps as respectively required in Section 63-7-13  
13 for different classes of vehicles and subject to exemption with  
14 reference to lights on parked vehicles as hereinafter stated in  
15 this chapter, and such front and rear lamps shall be operated on  
16 every such vehicle during the following times:

- 17 (a) The period from sunset to sunrise; and
- 18 (b) Whenever precipitation or any other condition  
19 necessitates the use of windshield wipers by vehicle operators.

20 It is unlawful for any vehicle operator to use only the  
21 parking lights or auxiliary driving lamps of the vehicle during  
22 any time when this section requires the use of the front and rear  
23 lamps of the vehicle.

24 Any person violating the provisions of this section, upon  
25 conviction, shall be punished by a fine of not more than  
26 Twenty-five Dollars (\$25.00). A violation of this section shall  
27 not be entered on the driving record of any individual so  
28 convicted, nor shall any state assessment provided for by Section  
29 99-19-73, or any other state law, be imposed or collected.

30           **SECTION 2.** This act shall take effect and be in force from  
31 and after July 1, 2005.