A BILL FOR AN ACT relating to the Nebraska Rules of the Road; to amend sections 60-6,220, 60-6,221, and 60-6,222, Reissue Revised Statutes of Nebraska, and section 60-6,219, Revised Statutes Cumulative Supplement, 2016; to change provisions relating to motor vehicle lighting requirements; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,
Section 1. Section 60-6,219, Revised Statutes Cumulative Supplement, 2016, is amended to read:

60-6,219 (1) Every motor vehicle upon a highway within this state during the period from sunset to sunrise and at any other time when there is not sufficient light to render clearly discernible persons or vehicles upon the highway at a distance of five hundred feet ahead shall be equipped with lighted headlights and taillights as respectively required in this section for different classes of vehicles.

(2) Every motor vehicle, other than an autocycle, a motorcycle, a road roller, or road machinery, shall be equipped with two or more headlights, at the front of and on opposite sides of the motor vehicle. The headlights shall comply with the requirements and limitations set forth in sections 60-6,221 and 60-6,223.

(3) Every motor vehicle and trailer, other than an autocycle, a motorcycle, a road roller, or road machinery, shall be equipped with one or more taillights, at the rear of the motor vehicle or trailer, exhibiting a red light visible from a distance of at least five hundred feet to the rear of such vehicle.

(4) Every autocycle or motorcycle shall be equipped with at least one and not more than two headlights and with a taillight exhibiting a red light visible from a distance of at least five hundred feet to the rear of such autocycle or motorcycle. The headlights shall comply with the requirements and limitations set forth in sections 60-6,221 and 60-6,223.

(5) The requirement in this section as to the distance from which lights must render obstructions visible or within which lights must be visible shall apply during the time stated in this section upon a straight, level, unlighted highway under normal atmospheric conditions.

(6) It shall be unlawful for any owner or operator of any motor vehicle to operate such vehicle upon a highway unless:

(a) The condition of the lights and electric circuit is such as to
give substantially normal light output;

(b) Each taillight shows red directly to the rear, the lens covering each taillight is unbroken, each taillight is securely fastened, and the electric circuit is free from grounds or shorts;

(c) There is no more than one spotlight except for law enforcement personnel, government employees, and public utility employees;

(d) There are no more than two auxiliary driving lights and every such auxiliary light meets the requirements for auxiliary driving lights provided in section 60-6,225;

(e) If equipped with any lighting device, other than headlights, spotlights, or auxiliary driving lights, which projects a beam of light of an intensity greater than twenty-five candlepower, such lighting device meets the requirements of subsection (4) of section 60-6,225; and

(f) If equipped with side cowl or fender lights, there are no more than two such lights and each such side cowl or fender light emits an amber or white light.

Sec. 2. Section 60-6,220, Reissue Revised Statutes of Nebraska, is amended to read:

60-6,220  (1) Motor vehicle headlights and taillights shall be turned on:

(a) During the period from sunset to sunrise;

(b) When the motor vehicle operator cannot discern a person or vehicle upon the highway from a distance of five hundred feet ahead due to insufficient light or unfavorable atmospheric conditions, including, but not limited to, rain, snow, sleet, hail, fog, smoke, or smog; or

(c) When the motor vehicle's windshield wipers are in continuous or intermittent use due to precipitation or atmospheric moisture, including, but not limited to, rain, snow, sleet, or mist.

(2)(a) Whenever a motor vehicle is parked or stopped upon a roadway or shoulder adjacent thereto, whether attended or unattended, during the times mentioned in section 60-6,210, such vehicle shall be equipped with
one or more lights which shall exhibit a light in such color as
designated by the Department of Motor Vehicles on the roadway side
visible from a distance of five hundred feet to the front of such vehicle
and a red light visible from a distance of five hundred feet to the rear,
except that a local authority may provide by ordinance that no lights
need be displayed upon any such vehicle when stopped or parked in
accordance with local parking regulations upon a highway where there is
sufficient light to reveal any person or obstruction within a distance of
five hundred feet upon such highway.

(b) Headlights turned on while a vehicle is parked Any lighted
headlights upon a parked vehicle shall be depressed or dimmed and
turnsignals shall not be flashed on one side only. On a freeway, the
operator of any parked vehicle shall also turn on its interior lights if
operable and vehicles equipped with an emergency switch for flashing all
directional turnsignals simultaneously shall exhibit such turnsignals.

Sec. 3. Section 60-6,221, Reissue Revised Statutes of Nebraska, is
amended to read:

60-6,221 (1) The headlights of motor vehicles shall be so
constructed, arranged, and adjusted that, except as provided in
subsection (2) of this section, they will at all times mentioned in
section 60-6,219 produce a driving light sufficient to render clearly
discernible a person two hundred feet ahead, but the headlights shall not
project a glaring or dazzling light to persons in front of such
headlights.

(2) Headlights shall be deemed to comply with the provisions
prohibiting glaring and dazzling lights if none of the main bright
portion of the headlight beam rises above a horizontal plane passing
through the light centers parallel to the level road upon which the
loaded vehicle stands and in no case higher than forty-two inches,
seventy-five feet ahead of the vehicle.

Sec. 4. Section 60-6,222, Reissue Revised Statutes of Nebraska, is
amended to read:

60-6,222 Any person who violates any provision of section 60-6,219 or 60-6,221 or subsection (1) of section 60-6,220 shall be guilty of a Class III misdemeanor. In the event of such conviction, as a part of the judgment of conviction, the trial judge shall direct the person to produce in court or submit to the prosecuting attorney, before such person again operates the motor vehicle upon a highway, satisfactory proof showing that the light equipment involved in such person's conviction has been made to conform with the requirements of such sections. The failure, refusal, or neglect of such convicted person to abide by such direction in the judgment of conviction shall be deemed an additional offense for which such person shall be prosecuted.

Sec. 5. Original sections 60-6,220, 60-6,221, and 60-6,222, Reissue Revised Statutes of Nebraska, and section 60-6,219, Revised Statutes Cumulative Supplement, 2016, are repealed.