

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 378**  
**101ST GENERAL ASSEMBLY**

0288H.02C

DANA RADEMAN MILLER, Chief Clerk

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**AN ACT**

To repeal sections 307.125 and 307.127, RSMo, and to enact in lieu thereof two new sections relating to animal-drawn vehicles.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Sections 307.125 and 307.127, RSMo, are repealed and two new sections  
2 enacted in lieu thereof, to be known as sections 307.125 and 307.127, to read as follows:

307.125. 1. Any person who shall place or drive or cause to be placed or driven upon  
2 or along any state or supplementary state highway of this state any animal-driven vehicle  
3 whatsoever, whether in motion or at rest, shall after sunset to one-half hour before sunrise have  
4 attached to every such vehicle at the rear thereof a red taillight or a red reflecting device of not  
5 less than three inches in diameter of effective area or its equivalent in area. When such device  
6 shall consist of reflecting buttons there shall be no less than seven of such buttons covering an  
7 area equal to a circle with a three-inch diameter. The total subtended effective angle of reflection  
8 of every such device shall be no less than sixty degrees and the spread and efficiency of the  
9 reflected light shall be sufficient for the reflected light to be visible to the driver of any motor  
10 vehicle approaching such animal-drawn vehicle from the rear of a distance of not less than five  
11 hundred feet.

12 2. In addition, any person who operates any such animal-driven vehicle during the hours  
13 between **one-half hour before** sunset and one-half hour [~~before~~] **after** sunrise shall have at least  
14 [~~one light~~] **two lights** flashing at all times the vehicle is on any highway of this state. Such [~~light~~  
15 ~~or~~] lights shall be amber in the front and red in the back and shall be placed on the left side of  
16 the vehicle at a height of no more than six feet from the ground and shall be visible from the  
17 front and the back of the vehicle at a distance of at least five hundred feet. Any person violating  
18 the provisions of this section shall be guilty of an infraction.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

19           3. Any person operating an animal-driven vehicle during the hours between sunset and  
20 one-half hour before sunrise may, in lieu of the requirements of subsection 2 of this section, use  
21 lamps or lanterns complying with the rules promulgated by the director of the department of  
22 public safety.

23           4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
24 under the authority delegated in this section shall become effective only if it complies with and  
25 is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section  
26 and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
27 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule  
28 are subsequently held unconstitutional, then the grant of rulemaking authority and any rule  
29 proposed or adopted after August 28, 2004, shall be invalid and void.

          307.127. 1. No person shall operate on any public highway of this state any  
2 slow-moving vehicle or equipment after sunset to one-half hour before sunrise, any  
3 animal-drawn vehicle, or any other machinery, designed for use or normally operated at speeds  
4 less than twenty-five miles per hour, including all road construction or maintenance machinery  
5 except when engaged in actual construction or maintenance work either guarded by a flagman  
6 or clearly visible warning signs, which normally travels or is normally used at a speed of less  
7 than twenty-five miles per hour unless:

8           **(1) There is displayed on the rear thereof an emblem as described in, and displayed as**  
9 **provided in subsection 2 in this section; and**

10           **(2) There is displayed on the front thereof reflective material complying with the**  
11 **requirements of subsection 6 of this section.**

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13 The requirement of such emblem **and reflective material** shall be in addition to any lighting  
14 devices required by section 307.115.

15           2. The emblem required by subsection 1 of this section shall be of substantial  
16 construction, and shall be a basedown equilateral triangle of fluorescent yellow-orange film or  
17 equivalent quality paint with a base of not less than fourteen inches and an altitude of not less  
18 than twelve inches. Such triangle shall be bordered with reflective red strips having a minimum  
19 width of one and three-fourths inches, with the vertices of the overall triangle truncated such that  
20 the remaining altitude shall be a minimum of fourteen inches. Such emblem shall be mounted  
21 on the rear of such vehicle near the horizontal geometric center of the rearmost vehicle at a  
22 height of not less than four feet above the roadway, and shall be maintained in a clean, reflective  
23 condition. The provisions of this section shall not apply to any vehicle or equipment being  
24 operated on a gravel or dirt-surfaced public highway.

25           3. Any person who shall violate the provisions of this section shall be guilty of an  
26 infraction.

27           4. No emblem shall be required on machinery or equipment pulled or attached to a farm  
28 tractor providing the machinery or equipment does not extend more than twelve feet to the rear  
29 of the tractor and permits a clear view of the emblem on the tractor by vehicles approaching from  
30 the rear.

31           5. Any person operating an animal-drawn vehicle on any public highway of this state  
32 may, in lieu of displaying the emblem required by subsections 1 and 2 of this section, equip the  
33 animal-drawn vehicle with reflective material complying with rules and regulations promulgated  
34 by the director of the department of public safety. The reflective material shall be visible from  
35 a distance of not less than five hundred feet to the rear when illuminated by the lower beams of  
36 vehicle headlights. Any rule or portion of a rule, as that term is defined in section 536.010, that  
37 is created under the authority delegated in this section shall become effective only if it complies  
38 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028.  
39 This section and chapter 536 are nonseverable and if any of the powers vested with the general  
40 assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and  
41 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and  
42 any rule proposed or adopted after August 28, 2004, shall be invalid and void.

43           **6. Any person operating an animal-drawn vehicle on any public highway of this**  
44 **state shall equip the animal-drawn vehicle with reflective material placed on the front of**  
45 **such vehicle that complies with rules and regulations promulgated by the director of the**  
46 **department of public safety. The reflective material shall be visible from a distance of not**  
47 **less than five hundred feet to the front when illuminated by the lower beams of vehicle**  
48 **headlights. Any rule or portion of a rule, as that term is defined in section 536.010, that**  
49 **is created under the authority delegated in this section shall become effective only if it**  
50 **complies with and is subject to all of the provisions of chapter 536 and, if applicable,**  
51 **section 536.028. This section and chapter 536 are nonseverable, and if any of the powers**  
52 **vested with the general assembly pursuant to chapter 536 to review, to delay the effective**  
53 **date, or to disapprove and annul a rule are subsequently held unconstitutional, then the**  
54 **grant of rulemaking authority and any rule proposed or adopted after August 28, 2021,**  
55 **shall be invalid and void.**

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