BILL 2015-6

****** Third Reading ******

AGENDA ITEM

TO: Mayor and City Council

FROM: Police Chief Rick Bashor

DATE: February 5, 2015

RE: **Window Tint Regulation**

Issue:
The State of Missouri's regulations regarding window tint/sun-screening devices on vehicles has been modified multiple times in the last several years. The City of Cameron's Ordinance on this issue is based on state statutes and needs to be updated in order for the City's Ordinance to be enforceable.

Background:
The Ordinance submitted for your approval has been amended to once again match RSMo 307.173.1, thus making this an enforceable code for the City of Cameron.

Action:
Staff recommends approval of the Ordinance.

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AN ORDINANCE OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, RENAMING AND AMENDING SECTION 7-173 OF DIVISION 1- GENERALLY, OF ARTICLE VI – EQUIPMENT, IN CHAPTER 7 – MOTOR VEHICLES AND TRAFFIC OF THE CITY OF CAMERON CODE (Window Tint)

WHEREAS, in the past, the City of Cameron created Section 7-173 in the Code of Ordinances regarding vision reducing material on vehicle windows based on relevant state statutes; and

WHEREAS, over time the state statutes have been amended and updated based on best practices and public requests; and

WHEREAS, the Cameron Police Department now requests to update the City of Cameron Code to incorporate the updates made by the State of Missouri so that the regulations are not in conflict.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AS FOLLOWS:

Section 1. The Mayor and City Council are hereby authorized to rename and amend Section 7-173 as follows:

Sec. 7-173. Specifications for sun-screening device applied to windshield or windows—permit required, when—exceptions.

(a) Any person may operate a motor vehicle with front sidewing vents or windows located immediately to the left and right of the driver that have a sun-screening device, in conjunction with safety glazing material, that has a light transmission of thirty-five percent or more plus or minus three percent and a luminous reflectance of thirty-five percent or less plus or minus three percent. Except as provided in subsection (c) of this section, any sun-screening device applied to front sidewing vents or windows located immediately to the left and right of the driver in excess of the requirements of this section shall be prohibited without a permit pursuant to a physician's prescription as described below. A permit to operate a motor vehicle with front sidewing vents or windows located immediately to the left and right of the driver that have a sun-screening device, in conjunction with safety glazing material, which permits less light transmission and luminous reflectance than allowed under the requirements of this subsection may be issued by the department of public safety to a person having a serious medical condition which requires the use of a sun-screening device if the permittee's physician prescribes its use. The director of the department of public safety shall promulgate rules and regulations for the issuance of the permit. The permit shall allow operation of the

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vehicle by any titleholder or relative within the second degree of consanguinity or affinity, which shall mean a spouse, each grandparent, parent, brother, sister niece, nephew, aunt, uncle, child, and grandchild of a person, who resides in the household. Except as provided in subsection (b) of this section, all sun-screening devices applied to the windshield of a motor vehicle are prohibited.

(b) This section shall not prohibit labels, stickers, decalcomania, or informational signs on motor vehicles or the application of tinted or solar screening material to recreational vehicles as defined in RSMo section 700.010, provided that such material does not interfere with the driver's normal view of the road. This section shall not prohibit factory-installed tinted glass, the equivalent replacement thereof or tinting material applied to the upper portion of the motor vehicle's windshield which is normally tinted by the manufacturer of motor vehicle safety glass.

(c) Any vehicle licensed with a historical license plate shall be exempt from the requirements of this section.

Section 2. The Mayor is authorized to sign this Ordinance, approving it on behalf of the City of Cameron.

Section 3. The City Clerk is directed to attest to the Mayor's signature.

Section 4. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

Passed and approved on first reading this 2nd day of March 2015.
Passed and approved on second reading this 16th day of March 2015.
Passed and approved on third and final reading this 6th day of April 2015.

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Mayor Dennis M. Clark

ATTEST:

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City Clerk/Finance Clerk

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