

1 AN ACT relating to motor vehicles.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 189.110 is amended to read as follows:

- 4 (1) A windshield in a fixed and upright position, that is equipped with safety glazing as
5 required by federal safety-glazing material standards, is required on every motor
6 vehicle which is operated on the public highways, roads, and streets, except on a
7 motorcycle or implement of husbandry.
- 8 (2) A person shall not operate a motor vehicle on a public highway, road, or street with
9 any sign, sunscreening material, product, or covering attached to, or located in or
10 upon the windshield, except the following:
- 11 (a) A certificate or other paper required to be displayed by law;
- 12 (b) Sunscreening material along a strip at the top of the windshield, if the material
13 is transparent and does not encroach upon the driver's direct forward viewing
14 area as defined in Federal Motor Vehicle Safety Standards No. 205 as the
15 AS/1 portion of the windshield; or
- 16 ***(c) Sunscreening material or other product or material applied to the***
17 ***windshield, when used in conjunction with the safety glazing materials of***
18 ***the windshield, if it has a light transmittance of not less than seventy***
19 ***percent (70%) and is not red or yellow in color.***
- 20 (3) A person shall not operate a motor vehicle required to be registered in the
21 Commonwealth, on a public highway, road, or street on which vehicle the side
22 wings and side windows on either side forward of or adjacent to the operator's seat
23 are composed of, covered by, or treated with any sunscreening material or other
24 product or covering which has the effect of making the window nontransparent or
25 which would alter the window's color, increase its reflectivity, or reduce its light
26 transmittance, except as expressly permitted by this section. A sunscreening
27 material may be applied to the windows if, when tested on one-eighth (1/8) inch

1 clear glass, the material has a total solar reflectance of visible light of not more than
2 twenty-five percent (25%) as measured on the nonfilm side and a light
3 transmittance of at least thirty-five percent (35%) in the visible light range.

4 (4) A person shall not operate a motor vehicle required to be registered in the
5 Commonwealth, on a public highway, road, or street on which vehicle any windows
6 behind the driver are composed of, covered by, or treated with any sunscreening
7 material, or other product or material which has the effect of making the window
8 nontransparent or which would alter the window's color, increase its reflectivity, or
9 reduce its light transmittance, except as specified below:

10 (a) Sunscreen material consisting of film which, when tested on one-eighth (1/8)
11 inch clear glass, has a total solar reflectance of visible light of not more than
12 thirty-five percent (35%) as measured on the nonfilm side and a light
13 transmittance of at least eighteen percent (18%) in the visible light range;
14 however, sunscreen material which, when tested on one-eighth (1/8) inch
15 clear glass, has a total solar reflectance of visible light of not more than thirty-
16 five percent (35%) as measured on the nonfilm side and a light transmittance
17 of at least eight percent (8%) in the visible light range may be used on
18 multipurpose passenger vehicles; or

19 (b) Perforated suncreening material which, when tested in conjunction with
20 existing glazing or film material, has a total reflectance of visible light of not
21 more than thirty-five percent (35%) and a light transmittance of no less than
22 thirty percent (30%). For those products or materials having different levels of
23 reflectance, the highest reflectance from the product or material will be
24 measured by dividing the area into sixteen (16) equal sections and averaging
25 the overall reflectance. The measured reflectance of any of those sections may
26 not exceed fifty percent (50%).

27 (5) A person shall not operate a motor vehicle required to be registered in the

- 1 Commonwealth, upon a public highway, road, or street, on which vehicle the rear
2 window is composed of, covered by, or treated with any material which has the
3 effect of making the window nontransparent, unless the vehicle is equipped with
4 side mirrors on both sides.
- 5 (6) Each installer or seller of sunscreening material shall provide a pressure-sensitive,
6 self-destructive, nonremovable, vinyl-type film label to the purchaser stating that
7 the material complies with the provisions of KRS 189.010(20) to (23) and
8 subsections (1) to (5) of this section. Each installer shall affix the required label to
9 the inside left door jamb of the motor vehicle. In addition, the label shall state the
10 trade name of the material and the installer's or seller's business name. Labeling is
11 not required for factory glazing which complies with Federal Motor Vehicle Safety
12 Standard No. 205.
- 13 (7) Every percentage measurement required by subsections (2) to~~(3) and~~ (4) of this
14 section is subject to a tolerance of plus or minus three percent (3%).
- 15 (8) A person shall not install window tinting materials on a vehicle that fails to meet
16 the minimum standards for light transmission pursuant to subsections (2) to~~(3)~~
17 ~~and~~ (4) of this section. Tinted material that fails to meet the minimum standards for
18 light transmission pursuant to subsections (2) to~~(3) and~~ (4) of this section shall be
19 removed immediately.
- 20 (9) A person who applies suncreening materials in violation of this section shall be
21 guilty upon conviction of a Class B misdemeanor.
- 22 (10) Nothing in this section shall prevent the display of a representation of the American
23 flag on the rear window of any motor vehicle, including any vehicle owned by a
24 local or state government, provided that the representation does not exceed a size of
25 five (5) inches by eight (8) inches and is placed in a lower corner of the rear
26 window.
- 27 (11) The windshield on every motor vehicle shall be equipped with a device for cleaning

1 rain, snow or other moisture from the windshield. The device shall be so
2 constructed as to be controlled by the operator of the vehicle.

3 (12) Nothing in this section shall be construed to prevent the use of any window which
4 is composed of, covered by, or treated with any material or component in a manner
5 approved by federal statute or regulation if the window was a component part of a
6 vehicle at the time of the vehicle manufacture, or the replacement of any window
7 by a covering which meets these requirements.