

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 12-610.2 as follows:

6 (625 ILCS 5/12-610.2)

7 Sec. 12-610.2. Electronic communication devices.

8 (a) As used in this Section:

9 "Electronic communication device" means an electronic
10 device, including but not limited to a wireless telephone,
11 personal digital assistant, or a portable or mobile computer
12 while being used for the purpose of composing, reading, or
13 sending an electronic message, but does not include a global
14 positioning system or navigation system or a device that is
15 physically or electronically integrated into the motor
16 vehicle.

17 "Electronic message" means a self-contained piece of
18 digital communication that is designed or intended to be
19 transmitted between physical devices. "Electronic message"
20 includes, but is not limited to electronic mail, a text
21 message, an instant message, or a command or request to access
22 an Internet site.

23 (b) A person may not operate a motor vehicle on a roadway

1 while using an electronic communication device to compose,
2 send, or read an electronic message.

3 (b-5) A person operating a motor vehicle on a roadway may
4 not take a digital photograph or video within 500 feet of an
5 emergency scene where an authorized emergency vehicle is
6 present and making use of audible or visual signals as
7 described in Section 11-907 of this Code.

8 (c) A violation of this Section is an offense against
9 traffic regulations governing the movement of vehicles.

10 (d) This Section does not apply to:

11 (1) a law enforcement officer or operator of an
12 emergency vehicle while performing his or her official
13 duties;

14 (2) a driver using an electronic communication device
15 for the sole purpose of reporting an emergency situation
16 and continued communication with emergency personnel
17 during the emergency situation;

18 (3) a driver using an electronic communication device
19 in hands-free or voice-activated mode;

20 (4) a driver of a commercial motor vehicle reading a
21 message displayed on a permanently installed communication
22 device designed for a commercial motor vehicle with a
23 screen that does not exceed 10 inches tall by 10 inches
24 wide in size;

25 (5) a driver using an electronic communication device
26 while parked on the shoulder of a roadway; or

1 (6) a driver using an electronic communication device
2 when the vehicle is stopped due to normal traffic being
3 obstructed and the driver has the motor vehicle
4 transmission in neutral or park.

5 (Source: P.A. 96-130, eff. 1-1-10; 96-1000, eff. 7-2-10.)