

HB0071



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB0071

Introduced 1/14/2009, by Rep. John D'Amico - William B. Black

SYNOPSIS AS INTRODUCED:

625 ILCS 5/12-610.2 new

Amends the Illinois Vehicle Code. Provides that a person may not operate a motor vehicle on a roadway while using an electronic communication device to compose, send, or read an electronic message. Provides that a violation is an offense against traffic regulations governing the movement of vehicles. Sets forth exceptions.

LRB096 02938 AJT 12952 b

A BILL FOR

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 adding
5 Section 12-610.2 as follows:

6 (625 ILCS 5/12-610.2 new)

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 when the system is used
15 exclusively for navigation purposes.

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

22 (b) A person may not operate a motor vehicle on a roadway
23 while using an electronic communication device to compose,

1 send, or read an electronic message.

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

4 (d) This Section does not apply to:

5 (1) a law enforcement officer or operator of an
6 emergency vehicle while performing his or her official
7 duties;

8 (2) a driver using an electronic communication device
9 for the sole purpose of reporting an emergency situation
10 and continued communication with emergency personnel
11 during the emergency situation; or

12 (3) a driver using an electronic communication device
13 solely in voice-activated mode.