



Sen. William R. Haine

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1 AMENDMENT TO SENATE BILL 3663

2 AMENDMENT NO. _____. Amend Senate Bill 3663 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Vehicle Code is amended by
5 changing 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.

1 "Electronic message" means a self-contained piece of
2 digital communication that is designed or intended to be
3 transmitted between physical devices. "Electronic message"
4 includes, but is not limited to electronic mail, a text
5 message, an instant message, or a command or request to access
6 an Internet site.

7 (b) A person may not operate a motor vehicle on a roadway
8 while using an electronic communication device to compose,
9 send, or read an electronic message.

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

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

17 (d) This Section does not apply to:

18 (1) a law enforcement officer or operator of an
19 emergency vehicle while performing his or her official
20 duties;

21 (2) a driver using an electronic communication device
22 for the sole purpose of reporting an emergency situation
23 and continued communication with emergency personnel
24 during the emergency situation;

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

1 (4) a driver of a commercial motor vehicle reading a
2 message displayed on a permanently installed communication
3 device designed for a commercial motor vehicle with a
4 screen that does not exceed 10 inches tall by 10 inches
5 wide in size;

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

8 (6) a driver using an electronic communication device
9 when the vehicle is stopped due to normal traffic being
10 obstructed and the driver has the motor vehicle
11 transmission in neutral or park.

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