

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 12-610.1 as follows:

6 (625 ILCS 5/12-610.1)

7 Sec. 12-610.1. Wireless telephones.

8 (a) As used in this Section, "wireless telephone" means a  
9 device that is capable of transmitting or receiving telephonic  
10 communications without a wire connecting the device to the  
11 telephone network.

12 (b) A person under the age of 19 years who holds an  
13 instruction permit issued under Section 6-105 or 6-107.1, or a  
14 person under the age of 19 years who holds a graduated license  
15 issued under Section 6-107, may not drive a vehicle on a  
16 roadway while using a wireless phone.

17 (c) This Section does not apply to a person under the age  
18 of 19 years using a wireless telephone for emergency purposes,  
19 including, but not limited to, an emergency call to a law  
20 enforcement agency, health care provider, fire department, or  
21 other emergency services agency or entity.

22 (d) If a graduated driver's license holder over the age of  
23 18 committed an offense against traffic regulations governing

1 the movement of vehicles or any violation of Section 6-107 or  
2 Section 12-603.1 of this Code in the 6 months prior to the  
3 graduated driver's license holder's 18th birthday, and was  
4 subsequently convicted of the violation, the provisions of  
5 paragraph (b) shall continue to apply until such time as a  
6 period of 6 consecutive months has elapsed without an  
7 additional violation and subsequent conviction of an offense  
8 against traffic regulations governing the movement of vehicles  
9 or any violation of Section 6-107 or Section 12-603.1 of this  
10 Code.

11 (e) A person, regardless of age, may not use a wireless  
12 telephone at any time while operating a motor vehicle on a  
13 roadway in a school speed zone established under Section  
14 11-605, on a highway in a construction or maintenance speed  
15 zone established under Section 11-605.1, or within 500 feet of  
16 an emergency scene. As used in this Section, "emergency scene"  
17 means a location where an authorized emergency vehicle as  
18 defined by Section 1-105 of this Code is present and has  
19 activated its oscillating, rotating, or flashing lights. This  
20 subsection (e) does not apply to (i) a person engaged in a  
21 highway construction or maintenance project for which a  
22 construction or maintenance speed zone has been established  
23 under Section 11-605.1, (ii) a person using a wireless  
24 telephone for emergency purposes, including, but not limited  
25 to, law enforcement agency, health care provider, fire  
26 department, or other emergency services agency or entity, (iii)

1 a law enforcement officer or operator of an emergency vehicle  
2 when performing the officer's or operator's official duties,  
3 (iv) a person using a wireless telephone in voice-operated  
4 mode, which may include the use of a headset, (v) use of a  
5 wireless telephone or other device that is electronically or  
6 physically integrated into the motor vehicle that allows for  
7 voice communication without the use of either hand except to  
8 activate or deactivate a function or feature, or (vi) ~~(v) to a~~  
9 ~~person using a wireless telephone by pressing a single button~~  
10 ~~to initiate or terminate a voice communication.,~~ or ~~(v)~~ a  
11 person using an electronic communication device for the sole  
12 purpose of reporting an emergency situation and continued  
13 communication with emergency personnel during the emergency  
14 situation.

15 (Source: P.A. 96-131, eff. 1-1-10; 97-828, eff. 7-20-12;  
16 97-830, eff. 1-1-13; revised 8-3-12.)