

B-Engrossed
House Bill 2872

Ordered by the Senate June 8
Including House Amendments dated May 9 and Senate Amendments dated
June 8

Sponsored by Representatives MACPHERSON, ESQUIVEL; Representatives DINGFELDER, C EDWARDS, OLSON,
ROSENBAUM

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Creates offense of operating motor vehicle while using mobile communication device. Punishes by maximum fine of [~~\$360~~] **\$90**.

A BILL FOR AN ACT

Relating to use of mobile communication device while driving.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2007 Act is added to and made a part of the Oregon Vehicle Code.

SECTION 2. (1) A person under 18 years of age commits the offense of operating a motor vehicle while using a mobile communication device if the person, while operating a motor vehicle on a highway, uses a mobile communication device and the person holds:

- (a) A provisional driver license issued under ORS 807.065;**
- (b) A special student driver permit issued under ORS 807.230; or**
- (c) An instruction driver permit issued under ORS 807.280.**

(2) For purposes of this section, "mobile communication device" means a text messaging device or a wireless, two-way communication device designed to receive and transmit voice or text communication.

(3) This section does not apply to a person summoning medical or other emergency help if no other person in the vehicle is capable of summoning help.

(4) The offense described in this section, operating a motor vehicle while using a mobile communication device, is a Class D traffic violation.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.