

HOUSE AMENDMENTS TO HOUSE BILL 2872

By COMMITTEE ON TRANSPORTATION

May 9

1 Delete lines 6 through 20 of the printed bill and insert:

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

5 **“(a) A provisional driver license issued under ORS 807.065;**

6 **“(b) A special student driver permit issued under ORS 807.230; or**

7 **“(c) An instruction driver permit issued under ORS 807.280.**

8 **“(2) For purposes of this section, ‘mobile communication device’ means a text messaging**
9 **device or a wireless, two-way communication device designed to receive and transmit voice**
10 **or text communication.**

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

13 **“(4) Notwithstanding ORS 810.410, a police officer may enforce this provision only as a**
14 **secondary action when a driver of a motor vehicle has been detained for a suspected traffic**
15 **violation or some other offense.**

16 **“(5) The offense described in this section, operating a motor vehicle while using a mobile**
17 **communication device, is a Class B traffic violation.”.**

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