

House Bill 2872

Sponsored by Representatives MACPHERSON, ESQUIVEL; Representatives DINGFELDER, 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 **as introduced**.

Creates offense of operating motor vehicle while using mobile communication device. Punishes by maximum fine of \$360.

A BILL FOR AN ACT

1
2 Relating to use of mobile communication device while driving.

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

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

6 **SECTION 2. (1) A person commits the offense of operating a motor vehicle while using**
7 **a mobile communication device if the person, while operating a motor vehicle on a highway,**
8 **uses a mobile communication device but does not use a hands-free accessory.**

9 **(2) For purposes of this section:**

10 **(a) "Mobile communication device" means a text messaging device or a wireless, two-way**
11 **communication device designed to receive and transmit voice communication.**

12 **(b) "Hands-free accessory" means an attachment or built-in feature for or an addition**
13 **to a mobile communication device, whether or not permanently installed in a motor vehicle,**
14 **that when used allows a person to maintain both hands on the steering wheel.**

15 **(3) This section does not apply to:**

16 **(a) A person operating an ambulance or emergency vehicle; or**

17 **(b) A person summoning medical or other emergency help if no other person in the ve-**
18 **hicle is capable of summoning help.**

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

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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.