

House Bill 2873

Sponsored by Representatives MACPHERSON, ESQUIVEL; Representative DINGFELDER

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 use of mobile communication device by person under 21 years of age while operating motor vehicle. Punishes by maximum fine of \$90.

A BILL FOR AN ACT

1
2 Relating to use of mobile communication device by persons under 21 years of age 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 use of a mobile communication device**
7 **by a person under 21 years of age while operating a motor vehicle if the person, while oper-**
8 **ating a motor vehicle on a highway, is under 21 years of age and uses a mobile communi-**
9 **cation device.**

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

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

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

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

17 **(4) The offense described in this section, use of a mobile communication device by a**
18 **person under 21 years of age while operating a motor vehicle, is a Class D traffic violation.**

19

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.