

Requested by Representative OLSON

**PROPOSED AMENDMENTS TO  
SENATE BILL 1510**

1 On page 1 of the printed bill, line 2, after “267.300” insert “and 811.507”.

2 On page 2, after line 37, insert:

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**“MOBILE ELECTRONIC DEVICES**

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6 **“SECTION 5.** ORS 811.507 is amended to read:

7 “811.507. (1) As used in this section:

8 “(a) ‘Hands-free accessory’ means an attachment or built-in feature for or  
9 an addition to a mobile [*communication*] **electronic** device, whether or not  
10 permanently installed in a motor vehicle, that when used allows a person to  
11 maintain both hands on the steering wheel.

12 “(b) ‘Mobile [*communication*] **electronic** device’ means [*a*] **an electronic**  
13 **device that is not permanently installed in the motor vehicle** [*text*  
14 *messaging device or a wireless, two-way communication device designed to re-*  
15 *ceive and transmit voice or text communication*].

16 “(c) ‘Using a mobile electronic device’ includes but is not limited  
17 **to text messaging, engaging in voice communication, playing music**  
18 **or games, getting directions, accessing the Internet and composing or**  
19 **reading electronic mail.**

20 “(2) A person commits the offense of operating a motor vehicle while us-  
21 ing a mobile [*communication*] **electronic** device if the person, while operat-

1 ing a motor vehicle on a highway, uses a mobile [*communication*] **electronic**  
2 device **for any purpose**.

3 “(3) This section does not apply to a person who activates or deactivates  
4 a mobile [*communication*] **electronic** device or a function of the device or  
5 who uses the device for voice communication if the person:

6 “(a) Is summoning medical or other emergency help if no other person in  
7 the vehicle is capable of summoning help;

8 “(b) Is using a mobile [*communication*] **electronic** device for the purpose  
9 of farming or agricultural operations;

10 “(c) Is operating an ambulance or emergency vehicle;

11 “(d) Is 18 years of age or older and is using a hands-free accessory;

12 “(e) Is operating a motor vehicle while providing public safety services  
13 or emergency services;

14 “(f) Is operating a motor vehicle while acting in the scope of the person’s  
15 employment as a public safety officer, as defined in ORS 348.270;

16 “(g) Is operating a tow vehicle or roadside assistance vehicle while acting  
17 in the scope of the person’s employment;

18 “(h) Holds a valid amateur radio operator license issued or any other li-  
19 cense issued by the Federal Communications Commission and is operating  
20 an amateur radio;

21 “(i) Is operating a two-way radio device that transmits radio communi-  
22 cation transmitted by a station operating on an authorized frequency within  
23 the citizens’ or family radio service bands in accordance with rules of the  
24 Federal Communications Commission;

25 “(j) Is operating a vehicle owned or contracted by a utility for the purpose  
26 of installing, repairing, maintaining, operating or upgrading utility service,  
27 including but not limited to natural gas, electricity, water or telecommuni-  
28 cations, while acting in the scope of the person’s employment; or

29 “(k) Is using a function of the mobile [*communication*] **electronic** device  
30 that allows for only one-way voice communication while the person is:

1       “(A) Operating a motor vehicle in the scope of the person’s employment;

2       “(B) Providing transit services; or

3       “(C) Participating in public safety or emergency service activities.

4       “(4) The offense described in this section, operating a motor vehicle while  
5 using a mobile [*communication*] **electronic** device, is a Class C traffic vio-  
6 lation.

7       “(5) The Department of Transportation shall place signs on state high-  
8 ways to notify drivers that violation of this section is subject to a maximum  
9 fine of \$500.

10       **“SECTION 6. The amendments to ORS 811.507 by section 5 of this**  
11 **2016 Act apply to offenses that occur on or after the effective date of**  
12 **this 2016 Act.”.**

13       In line 41, delete “5” and insert “7”.

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