

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2932

By: McCarter

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5
6 AS INTRODUCED

7 An Act relating to motor vehicles; prohibiting use of
8 cellular telephone while operating school bus;
9 providing penalty; providing exceptions; defining
term; providing for codification; and providing an
effective date.

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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 11-901c of Title 47, unless
15 there is created a duplication in numbering, reads as follows:

16 A. Except as provided in subsection C of this section, a person
17 shall not operate a school bus while using a cellular telephone.

18 B. Any person who violates the provisions of this section
19 shall, upon conviction, be guilty of a misdemeanor punishable by a
20 fine of not less than One Hundred Dollars (\$100.00) nor more than
21 Two Hundred Fifty Dollars (\$250.00), or by imprisonment in the
22 county jail for not more than one (1) year, or by both such fine and
23 imprisonment.

1 C. This section does not apply to the use of a cellular
2 telephone:

3 1. For the purpose of communicating with any of the following
4 regarding an emergency situation:

5 a. an emergency system response operator or 911 public
6 safety communications dispatcher,

7 b. an ambulance or fire department rescue service,

8 c. a fire department or volunteer fire department,

9 d. a police department,

10 e. a hospital or emergency room, or

11 f. a physician's office or health clinic;

12 2. To call for assistance if there is a mechanical breakdown or
13 other mechanical problem impairing the operation of the school bus;
14 or

15 3. When the school bus is parked.

16 D. As used in this section, "cellular telephone" means a
17 wireless two-way communication device that requires the operator to
18 dial numbers manually and that:

19 1. Includes radio-telephone communications used in cellular
20 telephone service, personal communication service, or the functional
21 equivalent of a radio-telephone communications line used in cellular
22 telephone service or a personal communication service; and

23 2. Does not include a citizens band radio or a citizens band
24 radio hybrid.

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SECTION 2. This act shall become effective November 1, 2008.

51-2-9185 GRS 12/28/07