

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1526

By: Liebmann

4
5 AS INTRODUCED

6 An Act relating to motor vehicles; amending Section
7 3, Chapter 108, O.S.L. 2003 (47 O.S. Supp. 2008,
8 Section 11-901b), which relates to full time and
9 attention while driving; making certain actions
10 unlawful; prescribing penalties; defining term;
11 providing an exception; and providing an effective
12 date.

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

13 SECTION 1. AMENDATORY Section 3, Chapter 108, O.S.L.
14 2003 (47 O.S. Supp. 2008, Section 11-901b), is amended to read as
15 follows:

16 Section 11-901b. A. The operator of every vehicle, while
17 driving, shall devote their full time and attention to such driving.

18 No law enforcement officer shall issue a citation under this
19 ~~section~~ subsection unless the operator of the vehicle is involved in
20 an accident.

21 B. A person shall not operate a motor vehicle on a street or
22 highway while using an electronic wireless communication device to
23 write, send, or read a text-based communication.
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1 C. Any person who violates the provisions of subsection B of
2 this section shall, upon conviction, be guilty of a misdemeanor
3 punishable by imprisonment in the county jail for a term of not more
4 than one (1) year, or a fine of not more than One Thousand Dollars
5 (\$1,000.00), or by both such fine and imprisonment.

6 D. As used in this section, "electronic wireless communication
7 device" means an electronic device that permits the user to manually
8 transmit a communication of written text by means other than through
9 an oral transfer or wire communication. This term does not include
10 a voice-activated global positioning or navigation system that is
11 permanently affixed to a motor vehicle.

12 E. For purposes of this section, a person shall not be deemed
13 to be writing, sending, or reading a text-based communication if the
14 person reads, selects, or enters a telephone number or name in an
15 electronic wireless communication device for the purpose of making
16 or receiving a telephone call.

17 SECTION 2. This act shall become effective November 1, 2009.

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19 52-1-5112 GRS 12/16/08

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