

FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB925 _____
 Page 1 Section 1 Lines 17
 Of the printed Bill
 Of the Engrossed Bill

By inserting a new Section 1 to read as follows:

(see attached)

and by renumbering the subsequent sections of the bill.

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Mike Brown _____

Reading Clerk

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

4 A. It shall be unlawful for any person to use an electronic
5 communication device to converse, write, send or read a text-based
6 communication while operating a motor vehicle within a school zone,
7 within a repair, maintenance or construction zone or within five
8 hundred (500) feet of an intersection, unless the electronic
9 communication device is used with a hands-free device.

10 B. Any person who violates the provisions of this section
11 shall, upon conviction, be guilty of a misdemeanor punishable by a
12 fine of Five Hundred Dollars (\$500.00), or by imprisonment in the
13 county jail for a term not to exceed thirty (30) days, or by both
14 such fine and imprisonment.

15 C. The provisions of this section shall not apply to:

16 1. An operator of an authorized emergency vehicle using an
17 electronic communication device while acting in an official
18 capacity; or

19 2. An operator who is licensed by the Federal Communications
20 Commission while operating a radio frequency device other than an
21 electronic communication device.

22 D. As used in this section:

23 1. "Electronic communication device" means an electronic device
24 including, but not limited to, a wireless cellular telephone,

1 personal digital assistant or a portable or mobile computer while
2 being used for the purpose of making or receiving telephone calls,
3 composing, reading or sending an electronic message, but does not
4 include a global positioning system or navigation system or a device
5 that is physically or electronically integrated into the motor
6 vehicle;

7 2. "Electronic message" means a self-contained piece of digital
8 communication that is designed or intended to be transmitted between
9 physical devices and includes, but is not limited to, electronic
10 mail, a text message, an instant message or a command or request to
11 access an Internet site;

12 3. "Hands-free device" means speakerphone capability or a
13 telephone attachment or other piece of equipment, regardless of
14 whether permanently installed in the motor vehicle, that allows use
15 of the electronic communication device without use of either of the
16 hands of the operator;

17 4. "Intersection" shall have the same meaning as such term is
18 defined in Section 1-126 of Title 47 of the Oklahoma Statutes;

19 5. "Repair", "maintenance" or "construction zone" means any
20 location where repair, maintenance or construction work is actually
21 in progress and workers are present; and

22 6. "School zone" means any portion of a road, street or highway
23 that is a properly marked school zone, as indicated with appropriate
24 warning signs placed in accordance with the latest edition of the

1 Manual on Uniform Traffic Control Devices, and properly posted
2 signage that provides for a reduced speed limit."

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4 54-1-7932 GRS 04/15/13

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