

**RESTRICTIONS ON USE OF WIRELESS
TELEPHONES IN VEHICLES**

2010 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill modifies the Motor Vehicles Code by enacting a prohibition on the use of a wireless telephone while operating a moving motor vehicle.

Highlighted Provisions:

This bill:

- ▶ prohibits a person from using a wireless telephone while operating a moving motor vehicle on a highway in this state;
- ▶ provides exceptions to the wireless telephone use prohibition while operating a vehicle;
- ▶ provides that a person is guilty of an infraction for violating the wireless telephone use prohibition while operating a vehicle; and
- ▶ provides that a violation of the wireless telephone use prohibition while operating a vehicle is not a reportable violation and points may not be assessed against a person for the violation.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

41-6a-1717, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **41-6a-1717** is enacted to read:

41-6a-1717. Prohibition on using a wireless telephone while operating a moving

32 **motor vehicle -- Penalty.**

33 (1) A person may not use a wireless telephone while operating a moving motor vehicle
34 on a highway in this state.

35 (2) Subsection (1) does not prohibit a person from using a wireless telephone while
36 operating a moving motor vehicle:

37 (a) during an emergency;

38 (b) when reporting a safety hazard or requesting assistance relating to a safety hazard;

39 (c) when reporting criminal activity or requesting assistance relating to criminal
40 activity;

41 (d) when used by law enforcement officers or emergency service personnel in their
42 official capacity; or

43 (e) when providing roadside or medical assistance.

44 (3) A person who violates this section is guilty of an infraction.

45 (4) A violation of this section is not a reportable violation as defined under Section
46 53-3-102 and points may not be assessed against a person for a violation of this section.