

By Senator Wilson

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A bill to be entitled

An act relating to the use of cellular telephones; prohibiting the use of a cellular telephone while operating a motor vehicle; providing exemptions; providing a penalty; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Cellular telephones.--

(1) A person may not operate a motor vehicle on the highways of this state while dialing or sending a telephone call or text message on a cellular telephone or while listening to or speaking on a cellular telephone. As used in this section, the term "cellular telephone" has the same meaning as in s. 817.4821, Florida Statutes.

(2) This section does not prohibit the use of a cellular telephone for safety or law enforcement purposes if the use is approved by the Department of Highway Safety and Motor Vehicles.

(3) A violation of this section is a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318, Florida Statutes.

Section 2. This act shall take effect July 1, 2007.

SENATE SUMMARY

Prohibits use of a cellular telephone while operating a motor vehicle. Provides exemptions and a penalty.