

1                   A bill to be entitled  
 2           An act relating to certain prohibited activities in motor  
 3           vehicles; prohibiting reading, writing, or the use of  
 4           wireless communications devices while operating a motor  
 5           vehicle; providing exceptions; providing a penalty;  
 6           providing an effective date.

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

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 10           Section 1. Cellular telephones.--

11           (1) Except as provided in subsection (2), a person may not  
 12 operate a motor vehicle on the highways of this state while  
 13 reading, manually writing, or sending a text message on a  
 14 wireless communications device.

15           (2) Subsection (1) does not apply to a person operating:

16           (a) An authorized emergency vehicle; or

17           (b) A moving motor vehicle while using an electronic  
 18 wireless communications device to:

19           1. Report illegal activities;

20           2. Summon medical or other emergency help; or

21           3. Prevent injury or damage to a person or property.

22           (3) Any person who violates subsection (1) commits a  
 23 noncriminal moving traffic violation and shall pay a fine of  
 24 \$100 for the first offense, \$250 for the second offense, and  
 25 \$500 for the third offense.

26           Section 2. This act shall take effect July 1, 2009.