

By Senator Deutch

30-00362B-09

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

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