

HB2413



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB2413

by Rep. Jay Hoffman

SYNOPSIS AS INTRODUCED:

625 ILCS 5/12-610.1

Amends the Illinois Vehicle Code. Provides that the prohibition on using a wireless phone while driving applies to phones that require only a single button press to initiate or terminate communication.

LRB098 08923 MLW 39055 b

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 12-610.1 as follows:

6 (625 ILCS 5/12-610.1)

7 Sec. 12-610.1. Wireless telephones.

8 (a) As used in this Section, "wireless telephone" means a
9 device that is capable of transmitting or receiving telephonic
10 communications without a wire connecting the device to the
11 telephone network.

12 (b) A person under the age of 19 years who holds an
13 instruction permit issued under Section 6-105 or 6-107.1, or a
14 person under the age of 19 years who holds a graduated license
15 issued under Section 6-107, may not drive a vehicle on a
16 roadway while using a wireless phone.

17 (c) This Section does not apply to a person under the age
18 of 19 years using a wireless telephone for emergency purposes,
19 including, but not limited to, an emergency call to a law
20 enforcement agency, health care provider, fire department, or
21 other emergency services agency or entity.

22 (d) If a graduated driver's license holder over the age of
23 18 committed an offense against traffic regulations governing

1 the movement of vehicles or any violation of Section 6-107 or
2 Section 12-603.1 of this Code in the 6 months prior to the
3 graduated driver's license holder's 18th birthday, and was
4 subsequently convicted of the violation, the provisions of
5 paragraph (b) shall continue to apply until such time as a
6 period of 6 consecutive months has elapsed without an
7 additional violation and subsequent conviction of an offense
8 against traffic regulations governing the movement of vehicles
9 or any violation of Section 6-107 or Section 12-603.1 of this
10 Code.

11 (e) A person, regardless of age, may not use a wireless
12 telephone at any time while operating a motor vehicle on a
13 roadway in a school speed zone established under Section
14 11-605, on a highway in a construction or maintenance speed
15 zone established under Section 11-605.1, or within 500 feet of
16 an emergency scene. As used in this Section, "emergency scene"
17 means a location where an authorized emergency vehicle as
18 defined by Section 1-105 of this Code is present and has
19 activated its oscillating, rotating, or flashing lights. This
20 subsection (e) does not apply to (i) a person engaged in a
21 highway construction or maintenance project for which a
22 construction or maintenance speed zone has been established
23 under Section 11-605.1, (ii) a person using a wireless
24 telephone for emergency purposes, including, but not limited
25 to, law enforcement agency, health care provider, fire
26 department, or other emergency services agency or entity, (iii)

1 a law enforcement officer or operator of an emergency vehicle
2 when performing the officer's or operator's official duties,
3 (iv) a person using a wireless telephone in voice-operated
4 mode, which may include the use of a headset, or (v) ~~to a~~
5 ~~person using a wireless telephone by pressing a single button~~
6 ~~to initiate or terminate a voice communication., or (v)~~ a
7 person using an electronic communication device for the sole
8 purpose of reporting an emergency situation and continued
9 communication with emergency personnel during the emergency
10 situation.

11 (Source: P.A. 96-131, eff. 1-1-10; 97-828, eff. 7-20-12;
12 97-830, eff. 1-1-13; revised 8-3-12.)