

HOUSE BILL NO. HB0059

Use of mobile communication while driving.

Sponsored by: Representative(s) Esquibel and McOmie

A BILL

for

1 AN ACT relating to motor vehicles; prohibiting the use of
2 cellular telephones and other mobile communication devices
3 while driving; providing exceptions; providing definitions;
4 providing penalties; and providing for an effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 31-5-236 is created to read:

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10 **31-5-236. Use of cellular telephones and other mobile**
11 **communication devices.**

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13 (a) No person shall use a mobile communication device
14 while operating a motor vehicle unless the device is
15 specifically designed to allow hands-free operation and the
16 device is so used. This section shall not apply to a person
17 who is using the mobile communication device:

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(i) To contact an emergency response vehicle; or

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(ii) While the vehicle is lawfully parked.

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(b) This section shall not apply to a person operating an emergency response vehicle while performing official duties.

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(c) Any person who operates a motor vehicle in violation of this section shall be subject to the monetary penalties provided by W.S. 31-5-1201(b).

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(d) As used in this section:

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(i) "Emergency response vehicle" means any ambulance, fire department, law enforcement, highway patrol or civil defense vehicle or other vehicle used primarily for emergency purposes;

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(ii) "Mobile communication device" means a cellular telephone, citizen's band radio or other device that enables a person in a motor vehicle to transmit and

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1 receive audio signals to and from a person not in the motor
2 vehicle.

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4 **Section 2.** This act is effective July 1, 2003.

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(END)