SENATE BILL No. 92

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2; IC 9-21-8-59; IC 9-24-11-0.5.

Synopsis: Use of telecommunications device while driving. Provides that it is a Class C infraction if a person uses a telecommunications device to transmit a text message or electronic mail message while operating a moving motor vehicle. Repeals the current definition of "telecommunications device".

Effective: July 1, 2011.

Holdman

January 5, 2011, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

C o p y

Introduced

First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type.~~

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~*this style type*~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

C o p y

SENATE BILL No. 92

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 9-13-2-177.3, AS ADDED BY P.L.101-2009, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 177.3. "Telecommunications device", for purposes of **IC 9-21-8 and** IC 9-24-11-3.3, ~~has the meaning set forth in IC 9-24-11-0.5.~~ **means an electronic or digital telecommunications device. The term includes a:**

(1) wireless telephone;

(2) personal digital assistant;

(3) pager; or

(4) text messaging device.

SECTION 2. IC 9-13-2-177.4 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: **Sec. 177.4. "Text message", for purposes of IC 9-21-8, means a communication in the form of electronic text sent from a telecommunications device.**

SECTION 3. IC 9-21-8-59 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

1, 2011]: **Sec. 59. A person may not use a telecommunications device to transmit a text message or electronic mail message while operating a moving motor vehicle.**

SECTION 4. IC 9-24-11-0.5 IS REPEALED [EFFECTIVE JULY 1, 2011].

C o p y