



General Assembly

**Amendment**

February Session, 2002

LCO No. 5268

\*SB0039905268SR0\*

Offered by:

SEN. FREEDMAN, 26<sup>th</sup> Dist.  
SEN. GUNTHER, 21<sup>st</sup> Dist.  
SEN. SMITH, 14<sup>th</sup> Dist.  
SEN. GENUARIO, 25<sup>th</sup> Dist.

To: Subst. Senate Bill No. 399

File No. 130

Cal. No. 122

**"AN ACT CONCERNING DISCLOSURES IN THE SALE OF  
SALVAGED MOTOR VEHICLES."**

1 After the last section, insert the following:

2 "Sec. 2. (NEW) (*Effective October 1, 2002*) (a) (1) For purposes of this  
3 section, a "hands-free mobile telephone" means a telephone with  
4 speakerphone capability or an attachment, add-on or addition to a  
5 mobile telephone or other piece of equipment, whether or not  
6 permanently installed in the motor vehicle, that when used allows the  
7 operator of a motor vehicle to maintain both hands on the steering  
8 device.

9 (2) "Mobile telephone" includes, but is not limited to, cellular,  
10 analog, wireless and digital telephones capable of sending or receiving  
11 telephone communications without an access line for service.

12 (b) On and after January 1, 2003, no operator of a motor vehicle shall  
13 use a mobile telephone while said motor vehicle is in motion on a  
14 public highway or private road unless the operator is using a mobile  
15 telephone through a hands-free device attached to said mobile  
16 telephone or such person is: (1) An operator who is alone and  
17 reasonably fears for his or her safety or reasonably believes that a  
18 criminal act may be perpetrated against him or her; (2) an operator  
19 who is using such telephone to contact an emergency 911 system to  
20 report what such operator reasonably believes is an emergency or the  
21 commission of a crime or motor vehicle violation; (3) an operator of a  
22 school bus with passengers who uses such telephone to call for  
23 assistance when the school bus experiences a mechanical breakdown  
24 or an emergency arises that endangers the operator or the passengers;  
25 or (4) a police officer, peace officer or firefighter or an operator of an  
26 ambulance, authorized emergency vehicle, as defined in subdivision  
27 (4) of subsection (a) of section 14-1 of the general statutes, bus, school  
28 bus without passengers, taxi cab or tow truck who uses such telephone  
29 while acting in the performance of his or her duties and within the  
30 scope of his or her employment.

31 (c) Nothing contained in this section shall prevent any passenger of  
32 a motor vehicle, other than the operator, from using a mobile  
33 telephone while the motor vehicle is in motion.

34 (d) Any violation of this section shall constitute an infraction and be  
35 punishable by a fine not to exceed seventy-five dollars for each  
36 violation. Each such violation shall constitute a separate and distinct  
37 violation."