



General Assembly

January Session, 2003

**Amendment**

LCO No. 6308

\*SB0092106308SR0\*

Offered by:

SEN. FREEDMAN, 26<sup>th</sup> Dist.

SEN. MCKINNEY, 28<sup>th</sup> Dist.

To: Subst. Senate Bill No. 921

File No. 346

Cal. No. 255

**"AN ACT CONCERNING THE OPERATION OF MOTORCYCLES  
AND IMPOSING LIMITATIONS ON LICENSED MOTOR VEHICLE  
AND MOTORCYCLE OPERATORS WHO ARE SIXTEEN OR  
SEVENTEEN YEARS OF AGE."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2003*) (a) (1) For purposes of  
4 this section, a "hands-free mobile telephone" means a telephone with  
5 speakerphone capability or an attachment, add-on or addition to a  
6 mobile telephone or other piece of equipment, whether or not  
7 permanently installed in the motor vehicle, that when used allows the  
8 operator of a motor vehicle to maintain both hands on the steering  
9 device.

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

13 (b) On and after January 1, 2004, no operator of a motor vehicle shall  
14 use a mobile telephone while said motor vehicle is in motion on a  
15 public highway or private road unless the operator is using a mobile  
16 telephone through a hands-free device attached to said mobile  
17 telephone or such person is: (1) An operator who is alone and  
18 reasonably fears for his or her safety or reasonably believes that a  
19 criminal act may be perpetrated against him or her; (2) an operator  
20 who is using such telephone to contact an emergency 9-1-1 system to  
21 report what such operator reasonably believes is an emergency or the  
22 commission of a crime or motor vehicle violation; (3) an operator of a  
23 school bus with passengers who uses such telephone to call for  
24 assistance when the school bus experiences a mechanical breakdown  
25 or an emergency arises that endangers the operator or the passengers;  
26 or (4) a police officer, peace officer or firefighter or an operator of an  
27 ambulance, authorized emergency vehicle, as defined in subdivision  
28 (4) of subsection (a) of section 14-1 of the general statutes, bus, school  
29 bus without passengers, taxi cab or tow truck who uses such telephone  
30 while acting in the performance of his or her duties and within the  
31 scope of his or her employment.

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

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