

1 HOUSE BILL NO. 49

2 INTRODUCED BY B. LAKE

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4 A BILL FOR AN ACT ENTITLED: "AN ACT RESTRICTING USE OF ELECTRONIC COMMUNICATION DEVICES
5 IN DEFINED AREAS."

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7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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9 NEW SECTION. **Section 1. Restricted use of electronic communication device -- exception.** (1)10 Except as provided in subsection (2), a person may not use an electronic communication device, including a
11 cellular phone or a device used to send text messages, or perform any other activity that causes the driver to
12 become inattentive to the immediate roadway or to pedestrians or other motorists while driving:

13 (a) on a public highway within a first- or second-class city, as defined in 7-1-4111;

14 (b) in an area near a school pursuant to 61-8-310(1)(d) regardless of the city population classification.

15 (2) A person who is driving on a public highway that is part of the federal-aid interstate system is exempt
16 from the provisions in subsection (1).

17 (3) A person who violates the provisions of this section is subject to the penalties provided in 61-8-711.

18 A person who violates the provisions of this section within a special speed zone near a school shall be fined
19 double the amount of fines provided in 61-8-711.

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21 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
22 integral part of Title 61, chapter 8, part 3, and the provisions of Title 61, chapter 8, part 3, apply to [section 1].

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