

SENATE BILL NO. 175  
INTRODUCED BY K. TOOLE

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING THE USE OF HAND-HELD ELECTRONIC COMMUNICATION DEVICES WHILE OPERATING A VEHICLE ON A HIGHWAY; AND PROVIDING AN EXCEPTION FOR DEVICES THAT DO NOT REQUIRE ONE OR BOTH HANDS TO OPERATE."

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

NEW SECTION. **Section 1. Use of hand-held electronic communication device prohibited -- exception.** (1) Except as provided in subsection (2), a person may not use or hold ready for use an electronic communication device while operating a vehicle on a highway.

(2) The prohibition in subsection (1) does not apply to an electronic communication device that has a speaker fixed or attached either to the body of the vehicle or to the person operating the vehicle and that does not require the use of one or both of the person's hands to operate.

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

NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an 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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