

# House File 84 - Introduced

HOUSE FILE \_\_\_\_\_  
BY HUNTER

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act prohibiting the use of cellular telephones and other  
2 wireless communication devices while operating a motor vehicle  
3 and providing a penalty.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1623HH 83  
6 dea/nh/5

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1 1 Section 1. NEW SECTION. 321.363A USE OF WIRELESS  
1 2 COMMUNICATION DEVICES PROHIBITED.  
1 3 1. A person shall not operate or use a cellular telephone  
1 4 or other wireless communication device while operating a motor  
1 5 vehicle on a street or highway.  
1 6 2. This section does not apply to a member of a public  
1 7 safety agency, as defined in section 34.1, while using a  
1 8 cellular telephone or other wireless communication device in  
1 9 the performance of the member's official duties.  
1 10 3. A person who violates this section commits a simple  
1 11 misdemeanor, punishable as a scheduled violation under section  
1 12 805.8A, subsection 14, paragraph "j".  
1 13 Sec. 2. Section 805.8A, subsection 14, Code 2009, is  
1 14 amended by adding the following new paragraph:  
1 15 NEW PARAGRAPH. j. For violations under section 321.363A,  
1 16 the scheduled fine is thirty dollars.  
1 17 EXPLANATION  
1 18 This bill prohibits the driver of a motor vehicle from  
1 19 operating or using a cellular telephone or other wireless  
1 20 communication device while operating a motor vehicle on a  
1 21 street or highway. An exception is allowed for members of  
1 22 public safety agencies, including agencies that provide fire  
1 23 fighting, law enforcement, ambulance, medical, or other  
1 24 emergency services.  
1 25 A violation is a simple misdemeanor punishable by a  
1 26 scheduled fine of \$30.  
1 27 LSB 1623HH 83  
1 28 dea/nh/5