

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1081 Session of  
2009

INTRODUCED BY WATERS, YOUNGBLOOD, M. O'BRIEN, KORTZ, BRIGGS,  
CREIGHTON, MELIO, PAYNE, READSHAW, SIPTROTH AND VULAKOVICH,  
MARCH 24, 2009

REFERRED TO COMMITTEE ON TRANSPORTATION, MARCH 24, 2009

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, defining "mobile phone"; providing for prohibiting  
3 the use of mobile phones in school zones; and imposing a  
4 penalty.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 102 of Title 75 of the Pennsylvania  
8 Consolidated Statutes is amended by adding a definition to read:

9 § 102. Definitions.

10 Subject to additional definitions contained in subsequent  
11 provisions of this title which are applicable to specific  
12 provisions of this title, the following words and phrases when  
13 used in this title shall have, unless the context clearly  
14 indicates otherwise, the meanings given to them in this section:

15 \* \* \*

16 "Mobile phone." A telecommunications device that receives an  
17 analog signal or digital signal, or both, and that is designed  
18 for handheld use.

1       \* \* \*

2       Section 2. Title 75 is amended by adding a section to read:

3   § 3316. Prohibiting use of mobile phones in school zones.

4       (a) General rule.--No driver may operate a vehicle or school  
5 bus while using a mobile phone within a school zone when the  
6 school zone lights are illuminated with intermittent flashes.

7       (b) Exceptions.--This section shall not apply to:

8           (1) Law enforcement officers and operators of emergency  
9 vehicles when on duty and acting in their official  
10 capacities.

11          (2) Other persons when they are reporting an accident or  
12 emergency.

13       (c) Posting.--All school zones shall be posted with signs  
14 designated by the department.

15       (d) Penalty.--A person who violates subsection (a) commits a  
16 summary offense and shall, upon conviction, be sentenced to pay  
17 a fine of \$100. A conviction under this section shall not  
18 constitute a moving violation unless the offense involves an  
19 accident.

20       Section 3. This act shall take effect in 60 days.