

HB 2126 -- FAIR FARE PASSENGER SAFETY ACT OF 2016

SPONSOR: Higdon

This bill establishes the Fair Fare Passenger Safety Act of 2016 that prohibits any person operating a motor vehicle on the highways or other public roadways of this state for compensation for the transportation of one or more passengers from using a hand-held electronic wireless communications device to send, read, or write a text message or electronic message. The person is also prohibited from making or taking part in a telephone call by means of a hand-held electronic wireless communication device.

The provisions of the bill must not apply to a person operating:

- (1) An authorized emergency vehicle; or
- (2) A moving motor vehicle while using a hand-held device to report illegal activity, summon medical or other emergency help, prevent injury to a person or property, or relay information between a transit or for-hire operator and that operator's dispatcher when the device is permanently affixed to the vehicle.

A violation of these provisions must be deemed an infraction and must be deemed a moving violation that is assessed points.

Any city or county must have the authority to adopt ordinances or regulations that are equivalent to, but not more restrictive than, the provisions of the bill.

This bill is similar to HB 702 (2015).