

By: Brown

H.B. No. 105

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the creation of an offense for certain uses of a
3 wireless communication device while operating a motor vehicle;
4 providing a penalty.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 545.425, Transportation Code, is amended
7 by amending Subsection (b-1) and adding Subsections (c-1) and (c-2)
8 to read as follows:

9 (b-1) A municipality, county, or other political
10 subdivision that enforces Subsection (b) [~~this section~~] shall post
11 a sign that complies with the standards described by this
12 subsection at the entrance to each school crossing zone in the
13 municipality, county, or other political subdivision. The
14 department shall adopt standards that:

15 (1) allow for a sign required to be posted under this
16 subsection to be attached to an existing sign at a minimal cost; and

17 (2) require that a sign required to be posted under
18 this subsection inform an operator that:

19 (A) the use of a wireless communication device is
20 prohibited in the school crossing zone; and

21 (B) the operator is subject to a fine if the
22 operator uses a wireless communication device in the school
23 crossing zone.

24 (c-1) An operator may not use a wireless communication

1 device to read, write, or send a text-based communication while
2 operating a motor vehicle unless the vehicle is stopped.

3 (c-2) An offense under Subsection (c-1) is a misdemeanor
4 punishable by a fine of \$200.

5 SECTION 2. This Act takes effect September 1, 2011.