

ENROLLED ORDINANCE NO.

AN ORDINANCE TO ENACT SECTION 10.20.230 OF THE LARAMIE MUNICIPAL CODE USE OF HANDHELD ELECTRONIC WIRELESS COMMUNICATION DEVICES FOR ELECTRONIC MESSAGING PROHIBITED; EXCEPTIONS; PENALTIES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LARAMIE, WYOMING that:

Section 1. 10.20.230 *Use of handheld electronic wireless communication devices for electronic messaging prohibited; exceptions; penalties*, shall be enacted to read as follows:

10.20.230

- A. No person shall operate a motor vehicle on a public street or highway while using a handheld electronic wireless communication device to dial a phone number, write, send or read a text-based communication. This section shall not apply to a person who is using a handheld electronic wireless communication device:
 - 1. While the vehicle is lawfully parked;
 - 2. To contact an emergency response vehicle; or
 - 3. When using voice operated or hands free technology.
- B. This section shall not apply to a person operating an emergency response vehicle while making communications necessary to the performance of his official duties as an emergency responder.
- C. Any person who operates a motor vehicle in violation of this section is guilty of a misdemeanor punishable by a fine of not more than seventy-five dollars (\$75.00).
- D. As used in this section:
 - 1. “Dial a phone number” means physically manipulating the handheld electronic wireless communication device to enter a phone number. For purposes of this section “Dial a phone number” does not mean pressing one button on the electronic wireless communication device to activate voice operated technology.
 - 2. “Electronic wireless communication device” means a mobile communication device that uses short-wave analog or digital radio transmissions or satellite transmissions between the device and a transmitter to permit wireless telephone communications to and from the user of the device within a specified area;

3. “Emergency response vehicle” means any ambulance, fire department, law enforcement or civil defense vehicle or other vehicle used primarily for emergency purposes;

4. “Voice operated or hands free technology” means technology that allows a user to write, send or read a text based communication without the use of either hand except to activate, deactivate or initiate a feature or function;

5. “Write, send or read a text-based communication” means using an electronic wireless communications device to manually communicate with any person using text-based communication including, but not limited to, communications referred to as a text message, instant message or electronic mail.

Section 2. This ordinance shall become effective after passage, approval and publication.

PASSED AND APPROVED THIS _____ DAY OF FEBRUARY, 2016.

David A. Paulekas, Mayor and President
of the City Council of the City of
Laramie, Wyoming

ATTEST:

Angie Johnson
City Clerk

First Reading	February 2, 2016
Second Reading	February 16, 2016
Third Reading	March 1, 2016

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