

LEGISLATURE OF NEBRASKA
 FIRST LEGISLATURE
 FIRST SESSION
LEGISLATIVE BILL 1108

A BILL

1 FOR AN ACT relating to the Nebraska Rules of the Road; to change restrictions on the operation
 2 of motor vehicles; to prohibit distracted driving and using an interactive wireless
 3 communication device while operating a motor vehicle as prescribed; to harmonize
 4 provisions; and to repeal the original sections.
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6 Be it enacted by the people of the State of Nebraska,

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 8 Section 1. Except as otherwise provided, no person operating a motor vehicle upon a
 9 highway shall engage in a call while his or her vehicle is in motion. Engage in a call means talking
 10 into or listening on a hand-held mobile telephone but does not include holding a mobile telephone
 11 to activate, deactivate, or initiate a function of such mobile telephone.

12 Sec. 2. Section 1 does not apply to:

13 (1) The use of a mobile telephone for the sole purpose of communicating with an
 14 emergency service agency, a health care facility, or a physician's office regarding an emergency or
 15 serious health matter;

16 (2) Any of the following persons while in the performance of their official duties: peace
 17 officer, firefighter, or operator of an emergency vehicle; or

18 (3) The use of a hands-free mobile telephone.

19 Sec. 3. Beginning on the effective date of this act until October 31, 2014, a violation of
 20 Section 1 shall be punished only with a verbal warning by a peace officer. On or after November
 21 1, 2014, a violation of Section 1 is a traffic violation and punishable by a fine of not more than one
 22 hundred dollars.