

SENATE BILL NO. 9

BY SENATOR B. GAUTREAUX

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AN ACT

To amend and reenact R.S. 32:300.5(C)(4) and R.S. 32:300.7(D), relative to texting while driving a motor vehicle; to provide for the use of certain wireless telecommunications devices for text messaging; to change the violation to a primary offense; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:300.5(C)(4) and R.S. 32:300.7(D) are hereby amended and reenacted to read as follows:

§300.5. Use of certain wireless telecommunications devices for text messaging prohibited

* * *

C. * * *

(4) Any violation of this Section shall constitute a moving violation. ~~A law enforcement officer shall enforce the provisions of this Section only as a secondary action when the officer detains a driver for an alleged violation of another provision of this Chapter.~~

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§300.7. Use of certain wireless telecommunications devices by minors while driving prohibited; exceptions

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D. Any violation of this Section shall constitute a ~~non-moving~~ **moving**

1 violation. A law enforcement officer shall enforce the provisions of this Section as
2 a secondary action and a driver may be cited only if stopped for a moving violation.

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PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____