

---

The original instrument was prepared by Michelle Ducharme. The following digest, which does not constitute a part of the legislative instrument, was prepared by Riley Boudreaux.

---

## DIGEST

### B. Gautreaux (SB 9)

Present law provides that the traffic violation of texting while driving a motor vehicle shall be enforced only as a "secondary action" when the officer detains a driver for another alleged violation.

Proposed law prohibits persons 17 years of age or younger to operate a motor vehicle while using any "wireless telecommunications device" to engage in a call or write, send or read a text-based communication as a non-moving violation, and also authorizes enforcement only as a "secondary action".

Proposed law removes these provisions, thereby making them a primary offense for which a driver may be stopped.

Effective August 15, 2010.

(Amends R.S. 32:300.5(C)(4) and 300.7(D))

### Summary of Amendments Adopted by Senate

#### Committee Amendments Proposed by Senate Committee on Transportation, Highways, and Public Works to the original bill.

1. Also makes using a "wireless telecommunications device" by persons 17 years of age or younger while operating a motor vehicle a primary offense.