

By: Senator(s) Cuevas

To: Judiciary, Division B

SENATE BILL NO. 2421

1 AN ACT TO AMEND SECTION 63-3-212, MISSISSIPPI CODE OF 1972,
2 TO PROHIBIT THE USE OF ALL BUT HANDS-FREE CELLULAR TELEPHONES
3 WHILE OPERATING A MOTOR VEHICLE; TO PROVIDE A PENALTY FOR
4 VIOLATIONS; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 63-3-212, Mississippi Code of 1972, is
7 amended as follows:

8 63-3-212. (1) It is unlawful for any person to use a
9 cellular telephone while operating a motor vehicle unless the
10 cellular telephone is a hands-free model of cellular telephone.
11 Any person who violates the provisions of this section shall be
12 guilty of a misdemeanor and upon conviction shall be fined not
13 more than Five Hundred Dollars (\$500.00).

14 (2) No county, municipality or other political subdivision
15 shall enact any ordinance restricting the use of cellular phones
16 in any motor vehicle until such time as the state may authorize a
17 county, municipality or other political subdivision to enact such
18 an ordinance.

19 **SECTION 2.** This act shall take effect and be in force from
20 and after July 1, 2005.