

SENATE BILL NO. 9

BY SENATOR B. GAUTREAUX

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

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.~~

\* \* \*

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

\* \* \*

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.

3 \* \* \*

---

PRESIDENT OF THE SENATE

---

SPEAKER OF THE HOUSE OF REPRESENTATIVES

---

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_