

West's Smith-Hurd Illinois Compiled Statutes Annotated  
Chapter 625. Vehicles  
Act 5. Illinois Vehicle Code (Refs & Annos)  
Chapter 12. Equipment of Vehicles (Refs & Annos)  
Article VI. Miscellaneous Requirements

625 ILCS 5/12-610.2

5/12-610.2. Electronic communication devices

Effective: January 1, 2014

[Currentness](#)

<Text of section effective Jan. 1, 2014. See, also, text of section effective until Jan. 1, 2014.>

§ 12-610.2. Electronic communication devices.

(a) As used in this Section:

“Electronic communication device” means an electronic device, including but not limited to a hand-held wireless telephone, hand-held personal digital assistant, or a portable or mobile computer, but does not include a global positioning system or navigation system or a device that is physically or electronically integrated into the motor vehicle.

(b) A person may not operate a motor vehicle on a roadway while using an electronic communication device.

(b-5) A person commits aggravated use of an electronic communication device when he or she violates subsection (b) and in committing the violation he or she was involved in a motor vehicle accident that results in great bodily harm, permanent disability, disfigurement, or death to another and the violation was a proximate cause of the injury or death.

(c) A second or subsequent violation of this Section is an offense against traffic regulations governing the movement of vehicles. A person who violates this Section shall be fined a maximum of \$75 for a first offense, \$100 for a second offense, \$125 for a third offense, and \$150 for a fourth or subsequent offense.

(d) This Section does not apply to:

(1) a law enforcement officer or operator of an emergency vehicle while performing his or her official duties;

(2) a driver using an electronic communication device for the sole purpose of reporting an emergency situation and continued communication with emergency personnel during the emergency situation;

(3) a driver using an electronic communication device in hands-free or voice-operated mode, which may include the use of a headset;

- (4) a driver of a commercial motor vehicle reading a message displayed on a permanently installed communication device designed for a commercial motor vehicle with a screen that does not exceed 10 inches tall by 10 inches wide in size;
  - (5) a driver using an electronic communication device while parked on the shoulder of a roadway;
  - (6) a driver using an electronic communication device when the vehicle is stopped due to normal traffic being obstructed and the driver has the motor vehicle transmission in neutral or park;
  - (7) a driver using two-way or citizens band radio services;
  - (8) a driver using two-way mobile radio transmitters or receivers for licensees of the Federal Communications Commission in the amateur radio service;
  - (9) a driver using an electronic communication device by pressing a single button to initiate or terminate a voice communication; or
  - (10) a driver using an electronic communication device capable of performing multiple functions, other than a hand-held wireless telephone or hand-held personal digital assistant (for example, a fleet management system, dispatching device, citizens band radio, or music player) for a purpose that is not otherwise prohibited by this Section.
- (e) A person convicted of violating subsection (b-5) commits a Class A misdemeanor if the violation resulted in great bodily harm, permanent disability, or disfigurement to another. A person convicted of violating subsection (b-5) commits a Class 4 felony if the violation resulted in the death of another person.

**Credits**

P.A. 76-1586, § 12-610.2, added by P.A. 96-130, § 5, eff. Jan. 1, 2010. Amended by P.A. 96-1000, § 575, eff. July 2, 2010; P.A. 97-828, § 5, eff. July 20, 2012; P.A. 98-506, § 5, eff. Jan. 1, 2014; P.A. 98-507, § 5, eff. Jan. 1, 2014.

625 I.L.C.S. 5/12-610.2, IL ST CH 625 § 5/12-610.2  
Current through P.A. 98-604 of the 2013 Reg. Sess.

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