

## Department of Planning and Budget 2017 Fiscal Impact Statement

1. **Bill Number:** SB860

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

2. **Patron:** Surovell

3. **Committee:** Transportation

4. **Title:** Use of handheld personal communications devices while driving; penalty.

5. **Summary:** Expands the prohibition of using a handheld personal communications device while operating a motor vehicle to all communications unless the device is specifically designed to allow voice and hands-free operation and the device is being used in that manner. Current law prohibits only the reading of an email or text message and manually entering letters or text in the device as a means of communicating. The bill expands the exemptions to include handheld personal communications devices that are used for navigation or generating audio transmissions when the device is physically mounted to the vehicle. The bill provides that any violation of this prohibition that occurs concurrently with an additional traffic offense, or if the violation results in an accident, is punishable as reckless driving. Current law provides that a violation of this prohibition is punishable as a traffic infraction only.

6. **Budget Amendment Necessary:** No

7. **Fiscal Impact Estimates:** Indeterminate. See Item #8.

8. **Fiscal Implications:** Although this legislation could have a possible revenue impact from fines associated with additional convictions, it is impossible to determine the extent of the impact at this time. Any possible fine revenue derived from this legislation will be deposited in the Literary Fund.

9. **Specific Agency or Political Subdivisions Affected:** Judicial system; law enforcement agencies

10. **Technical Amendment Necessary:** No

11. **Other Comments:** None