

# 2006 SESSION

INTRODUCED

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## HOUSE BILL NO. 213

Offered January 11, 2006

Prefiled January 3, 2006

A *BILL to amend the Code of Virginia by adding in Article 10 of Chapter 10 of Title 46.2 a section numbered 46.2-1077.02, relating to the operation of entertainment equipment.*

Patron—Tata (By Request)

Referred to Committee on Transportation

### Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Article 10 of Chapter 10 of Title 46.2 a section numbered 46.2-1077.02 as follows:

§ 46.2-1077.02. *Unlawful to operate entertainment equipment in distractive manner.*

A. *It shall be unlawful for any motor vehicle operator, while such vehicle is in operation on any highway or in any location accessible to the general public, to operate or permit a passenger to operate any radio, compact disc or tape player, or similar entertainment equipment contained in or on such vehicle, in such a manner as to, in the judgment of the enforcing officer, (i) impair the ability of the vehicle operator to hear sirens, bells, horns, or similar warning devices; or (ii) distract other operators in the vicinity from safe and proper operation of their vehicles.*

B. *While the vehicle operator shall be responsible for any violation of this section, the enforcing officer may additionally cite any passenger determined to be at fault.*

C. *This section shall not apply to a vehicle taking part in a lawfully organized or licensed event where such vehicle contains equipment providing music or other entertainment specifically for the event.*

D. *Enforcement of this section shall be in addition to enforcement of any local ordinance or other provision related to creating a disturbance.*

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