

Regular Session, 2008
HOUSE BILL NO. 402
BY REPRESENTATIVES FOIL AND HARDY

ACT No. 355

1 AN ACT

2 To enact R.S. 32:289, relative to driving school buses; to prohibit the use of a cellular radio
3 telecommunication device while driving a school bus; to provide for penalties; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 32:289 is hereby enacted to read as follows:

7 §289. Cellular radio telecommunication device use by operators of school buses
8 prohibited; penalties

9 A. No person shall engage in a call on a cellular radio telecommunication
10 device while driving a school bus.

11 B. For purposes of this Section, "cellular radio telecommunication device"
12 shall mean a device capable of sending or receiving telephone communications
13 without an access line for service and which requires the operator to dial numbers
14 manually or by voice recognition. It does not include citizens band radios or citizens
15 band radio hybrids.

16 C. This Section does not apply to the use of a cellular telecommunication
17 device for the purpose of communicating with any of the following regarding an
18 emergency situation:

19 (1) An emergency system response operator, 911 public safety
20 communications dispatcher, or school administrator.

21 (2) A hospital or emergency room.

22 (3) A physician's office or health clinic.

23 (4) An ambulance or fire department rescue service.

24 (5) A fire department, fire protection district, or volunteer fire department.

1 (6) A law enforcement agency.
2 D. A violation of this Section shall be a misdemeanor, and upon conviction,
3 punished by imprisonment for not more than ninety days, or by a fine not exceeding
4 five hundred dollars, or both, in the discretion of the court.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____