

## 2024 Distracted Driving Enforcement Reference List

For quick reference only. Please refer to entire statute if you have any questions.

**625 ILCS 5/6-526. Prohibition against texting.** Falls under the Uniform Commercial Driver's License Act (UCDLA). This statute spells out the driver of a commercial motor vehicle (CMV) may not engage in texting while driving a CMV. Petty offense, Promise to Comply, not a must appear for first offense. A conviction for a 2<sup>nd</sup> offense within a 3 year period is a class B Misdemeanor.

**625 ILCS 5/6-527. Using a hand-held mobile telephone.** Falls under the Uniform Commercial Driver's License Act (UCDLA). This statute spells out the driver of a commercial motor vehicle (CMV) may not use a hand-held mobile telephone while driving a CMV. Petty offense, Promise to Comply, not a must appear for first offense. A conviction for a 2<sup>nd</sup> offense within a 3 year period is a class B Misdemeanor.

**625 ILCS 5/12-604.1A. Video devices.** A person may not operate a motor vehicle if a television receiver, a video monitor, a television or video screen, or any other similar means of visually displaying a television broadcast or video signal that produces entertainment or business applications is operating and is located in the motor vehicle at any point forward of the back of the driver's seat, or is operating and visible to the driver while driving the motor vehicle. Petty offense, Promise to Comply, not a must appear. Fines increase for subsequent violations.

**625 ILCS 5/12-604.1(A-5). Video devices.** A person commits **aggravated** use of a video device when he or she violates subsection (a) 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. A person convicted of violating subsection (a-5) commits a Class A Misdemeanor if the violation resulted in great bodily harm, etc. and a Class 4 Felony if the violation resulted in the death of another person.

**625 ILCS 5/12-610. Headset receivers.** Except as provided under Section 11-1403.3, no driver of a motor vehicle on the highways of this State shall wear headset receivers while driving. Petty offense, Promise to Comply, not a must appear.

**625 ILCS 5/12-610.1. Wireless telephones.** This statute is more or less irrelevant and should have likely been repealed from the IVC as it deals with wireless telephone usage for drivers under the age of 19, graduated driver's license holders, and drivers in school zones, construction zones, and within 500 feet of emergency scenes. Use 625 ILCS 5/12-610.2 instead.

**625 ILCS 5/12-610.1(E-5). Wireless telephones.** Same as above.

**625 ILCS 5/12-610.2. Electronic communication devices.** A person may not operate a motor vehicle on a roadway while using an electronic communication device. An "electronic communication device" under this section means an electronic device, including but not limited to a hand-held wireless telephone, hand-held personal digital assistant, or a portable 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. First offense is a non-moving violation. Petty offense, Promise to Comply. A second or subsequent violation of this section is an offense against traffic regulations governing the movement of vehicles (moving violation). Fines also increase for subsequent violations.

**625 ILCS 5/12-610.2(B-5). Electronic communication devices.** 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. A person convicted of violating subsection (b-5) commits a Class A Misdemeanor if the violation resulted in great bodily harm, etc. and a Class 4 Felony if the violation resulted in the death of another person.