

1 ENGROSSED HOUSE  
2 BILL NO. 2263

By: Miller and Luttrell of the  
House

3 and

4 Gollihare of the Senate

5  
6 An Act relating to motor vehicles; defining terms;  
7 making certain use of cellular telephones and  
8 electronic devices unlawful on certain stretches of  
road; creating penalty for violation; making certain  
9 exceptions; authorizing municipalities to enact  
certain ordinances; providing details for certain  
ordinances; requiring the Department of Public Safety  
10 not assess certain points for violations; prohibiting  
confiscation of certain devices and information;  
making certain exceptions; providing for  
codification; and providing an effective date.

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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 11-901e of Title 47, unless  
16 there is created a duplication in numbering, reads as follows:

17 A. For the purpose of this section:

18 1. "Cellular telephone" means an analog or digital wireless  
19 telephone authorized by the Federal Communications Commission to  
20 operate in the frequency bandwidth reserved for cellular telephones;

21 2. "Compose", "send", or "read" with respect to a text message  
22 means the manual entry, sending, or retrieval of a text message to  
23 communicate with any person or device;

1       3. "Electronic communication device" means an electronic device  
2       that permits the user to manually transmit a communication of  
3       written text by means other than through an oral transfer or wire  
4       communication. This term does not include:

- 5       a. a device that is physically or electronically  
6                    integrated into a motor vehicle,
- 7       b. a voice-operated global positioning or navigation  
8                    system that is affixed to a motor vehicle,
- 9       c. a hands-free or voice-operated device that allows the  
10                  user to write, send, or read a text message without  
11                  the use of either hand except to activate, deactivate,  
12                  or initiate a feature or function,
- 13       d. an ignition interlock device that has been installed  
14                  on a motor vehicle, or
- 15       e. amateur radio use or operation; and

16       4. "Text message" includes a text-based message, instant  
17       message, electronic message, photo, video, or electronic mail.

18       B. Where any portion of a road, street, or highway is a  
19       properly marked school zone, as indicated with appropriate warning  
20       signs placed in accordance with the latest edition of the Manual on  
21       Uniform Traffic Control Devices, and a reduced speed limit is  
22       properly posted that is in effect during certain times due to the  
23       presence or potential presence of school children, or in a road  
24       construction zone, and while a motor vehicle is in motion, it shall

1      be unlawful for any person to operate a motor vehicle on any street  
2      or highway within this state while:

3            1. Using a hand-held electronic communication device or  
4      cellular telephone to manually compose, send, or read an electronic  
5      text message; or

6            2. Holding or using a hand-held cellular telephone.

7            C. Any person who violates the provisions of subsection B of  
8      this section shall, upon conviction, be punished by a fine of not  
9      more than One Hundred Dollars (\$100.00).

10          D. The provisions of subsection B of this section shall not  
11        apply if the person is using the cellular telephone or electronic  
12        communication device:

13            1. In conjunction with hands-free or voice-operated technology;  
14        or

15            2. For the sole purpose of communicating with any of the  
16        following regarding an imminent emergency situation:

- 17            a. an emergency response operator,
- 18            b. a hospital, physician's office, or health clinic,
- 19            c. a provider of ambulance services,
- 20            d. a provider of firefighting services, or
- 21            e. a law enforcement agency.

22          E. Municipalities may enact and municipal police officers may  
23        enforce ordinances prohibiting and penalizing conduct under the  
24        provisions of this section. The provisions of such ordinances shall

1 | be the same as provided for in this section; the enforcement  
2 | provisions of those ordinances shall not be more stringent than  
3 | those of this section; and the total fine and court costs for  
4 | municipal ordinance violations shall not exceed One Hundred Dollars  
5 | (\$100.00).

6 | F. The Department of Public Safety shall not record or assess  
7 | points for violations of this section on any license holder's  
8 | traffic record maintained by Service Oklahoma.

9 | G. A law enforcement officer shall not, without the consent of  
10 | the person:

11 | 1. Confiscate a cellular telephone or electronic communication  
12 | device for the purpose of determining compliance with this section;

13 | 2. Confiscate a cellular telephone or electronic communication  
14 | device and retain it as evidence pending trial for a violation of  
15 | this section; or

16 | 3. Extract or otherwise download information from a cellular  
17 | telephone or electronic communication device for a violation of this  
18 | section unless:

19 | a. the law enforcement officer has probable cause to  
20 | believe that the cellular telephone or electronic  
21 | communication device has been used in the commission  
22 | of a crime,

23 | b. the information is extracted or otherwise downloaded  
24 | under a valid search warrant, or

1                   c. otherwise authorized by law.

2 SECTION 2. This act shall become effective November 1, 2025.

3 Passed the House of Representatives the 17th day of March, 2025.

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5                   Presiding Officer of the House  
6                    of Representatives

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8 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2025.

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10                  Presiding Officer of the Senate

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