

CHAPTER 47

MOTOR VEHICLES AND TRAFFIC REGULATION

HOUSE BILL 15-1207

BY REPRESENTATIVE(S) Melton, Ginal, Kraft-Tharp, Lebsock, Salazar, Moreno, Priola, Roupe, Saine, Tate, Tyler, Young;
also SENATOR(S) Todd, Baumgardner, Kerr, Lambert, Lundberg, Scott, Woods.

AN ACT**CONCERNING THE USE OF EARPHONES WHILE DRIVING.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 42-4-1411, **amend** (1) (b); and **add** (3) as follows:

42-4-1411. Use of earphones while driving. (1) (b) For purposes of this subsection (1), "earphones" includes any headset, radio, tape player, or other similar device which provides the listener with radio programs, music, or other recorded information through a device attached to the head and which covers all of or a portion of the ears. "Earphones" does not include speakers or other listening devices ~~which~~ THAT ARE BUILT INTO PROTECTIVE HEADGEAR OR A DEVICE OR PORTION OF A DEVICE THAT ONLY COVERS ALL OR A PORTION OF ONE EAR AND THAT IS CONNECTED TO A WIRELESS, HAND-HELD TELEPHONE.

(3) NOTHING IN THIS SECTION AUTHORIZES THE HOLDER OF A COMMERCIAL DRIVER'S LICENSE ISSUED PURSUANT TO PART 4 OF ARTICLE 2 OF THIS TITLE TO ACT IN VIOLATION OF ANY FEDERAL LAW OR REGULATION RELATING TO DRIVING A COMMERCIAL VEHICLE.

SECTION 2. Applicability. This act applies to offenses committed on or after the effective date of this act.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 26, 2015