

**SUBSTITUTE FOR  
HOUSE BILL NO. 4181**

A bill to amend 1949 PA 300, entitled  
"Michigan vehicle code,"  
by amending section 602c (MCL 257.602c), as added by 2012 PA 592.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 602c. (1) Except as provided in this section, **and in**  
2 **addition to the requirements of section 602b**, an individual issued  
3 a level 1 or level 2 graduated license under section 310e **or an**  
4 **individual who is under the age of 18** shall not use a cellular  
5 telephone while operating a motor vehicle upon a highway or street.  
6 For purposes of this subsection, "use" means to initiate a call;  
7 answer a call; or listen to or engage in verbal communication  
8 through the cellular telephone.

9           (2) Subsection (1) does not apply to an individual who is



1 using a cellular telephone to do any of the following:

2 (a) Report a traffic accident, medical emergency, or serious  
3 road hazard.

4 (b) Report a situation in which the person believes his or her  
5 personal safety is in jeopardy.

6 (c) Report or avert the perpetration or potential perpetration  
7 of a criminal act against the individual or another person.

8 ~~(3) Subsection (1) does not apply to an individual using a~~  
9 ~~voice-operated system that is integrated into the motor vehicle.~~

10 **(3)** ~~(4)~~—An individual who violates this section is responsible  
11 for a civil infraction.

12 **(4)** ~~(5)~~—This section supersedes all local ordinances  
13 regulating the use of a cellular telephone by an individual issued  
14 a level 1 or level 2 graduated license **or who is under the age of**  
15 **18** while operating a motor vehicle in motion on a highway or  
16 street, except that a unit of local government may adopt an  
17 ordinance or enforce an existing ordinance substantially  
18 corresponding to this section.

19 **(5)** ~~(6)~~—This section shall be known and may be cited as  
20 "Kelsey's Law".

