

WHEREAS, the City Council desires to implement those rules and regulations that protect health, life, and property and that preserve good government, order and security of the City and its inhabitants;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, that:

SECTION 1. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council, and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. The Code of Ordinances of the City of Lago Vista, Texas, Chapter 12, Traffic and Vehicles, is amended by adding new Article 12.1900 entitled "Use of hand-held mobile telephones in School Zones" is adopted to read as follows:

Article 12.1900 Use of hand-held mobile telephones in School Zones

(a) Use of a hand-held mobile telephone is prohibited while operating a moving motor vehicle in a "School Zone" on official school days and during hours when the school zone is in effect. *in motion, golf cart count?*

does vehicle have to be moving?

(b) For purposes of this section, the following definitions apply:

(1) *Engaging in a call* shall mean talking into, dialing or listening on a hand-held mobile telephone, but shall not include holding a mobile telephone to activate or deactivate such telephone.

(2) *Hand-held mobile telephone* shall mean a mobile telephone with which a user engages in a call using at least one hand (or prosthetic device or aid in the case of a physically disabled person).

(3) *Hands-free mobile telephone* shall mean mobile telephone that has an internal feature or function, or that is equipped with an attachment or addition, whether or not permanently part of such mobile telephone, which a user engages in a call without the use of either hand (or prosthetic device or aid in the case of a physically disabled person), whether or not the use of either hand (or prosthetic devices) is necessary to activate, deactivate, or initiate a function of such telephone.

(4) *Mobile telephone* shall mean the device used by subscriber and other users of wireless telephone service to access such service and shall include Personal Digital Assistants.

(5) *Personal Digital Assistant* shall mean a device operated using a wireless telecommunications service that provides for data communication other than by voice.

*Does my iPhone
we scenario
count?
How about
hands free but
dialing?*