



City of Hampton

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

Official Record

Ordinance-Coded: 19-0001

File Number: 19-0008

Enactment Number: 19-0001

**Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by
Amending Chapter 21, Motor Vehicles and Traffic, Article IV Entitled, "Operation of
Vehicles - Generally" Pertaining to Distracted Driving Through Use of a Handheld
Personal Communications Device**

BE IT ORDAINED by the City Council of the City of Hampton, Virginia, that Section 21-113 of Article IV, Chapter 21 of the City Code of the City of Hampton, Virginia be adopted to read as follows:

Chapter 21 - MOTOR VEHICLES AND TRAFFIC

....

ARTICLE IV. - OPERATION OF VEHICLES GENERALLY

....


Sec. 21-113. - Improper driving; use of handheld communication device while driving vehicle.

- A. Any person who drives a motor vehicle on any public street or highway in the city while using any handheld personal communications device where such use diverts the driver's attention from the operation of the motor vehicle is guilty of distracted driving.
- B. The provisions of this section shall not apply to an operator (i) of any emergency vehicle while he is engaged in the performance of his official duties; (ii) who is lawfully stopped or parked; (iii) using a handheld personal communications device to report an emergency; or, (iv) using a handheld radio-based communications device during an emergency or disaster relief operation.
- C. A violation of this section shall constitute a separate and distinct offense. The provisions of this section shall not preclude prosecution under any other statute.
- D. A violation of this section is a traffic infraction punishable, for a first offense by a fine of \$125.00 and, for a second or subsequent offense, by a fine of \$250.00.

Secs. 21-114 - 21-125. - Reserved.

approved by the Hampton City Council on 1/9/2019.

Aye: 7 Councilmember Weston Brown, Councilmember Brown, Councilmember Curtis, Vice Mayor Gray, Councilmember Hobbs, Councilmember Snead and Mayor Tuck

Signed by: 
Donnie R. Tuck

Date JAN - 9 2019

Attested by: 
Katherine K. Glass

Date JAN - 9 2019