

ORDINANCE NO. 13393

AN ORDINANCE AMENDING CHATTANOOGA CITY CODE,  
CHAPTER 24, TO ADD A NEW SECTION 24-51, ENTITLED  
PROHIBITED USE OF MOBILE TELEPHONE WITH HANDS-  
FREE DEVICE BY PERSONS UNDER 18.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA,  
TENNESSEE:

SECTION 1. That Chattanooga City Code, Chapter 24, Section 24-51, be amended by  
adding the following new section:

**Sec. 24-51. Prohibited use of mobile telephone with hands-free device by persons under 18.**

- (a) It is a delinquent act for a person under eighteen (18) years of age to knowingly operate a motor vehicle on any road or highway in the city and talk on a mobile telephone that is equipped with a hands-free device while the vehicle is in motion.
- (b) This section does not prohibit a person eighteen (18) years of age or older from operating a motor vehicle in any marked school zone in the city, when a warning flasher or flashers are in operation, and talking on a mobile telephone that is equipped with a hands-free device while the vehicle is in motion.
- (c) A violation of subsection (b) is punishable by a fine not to exceed fifty dollars (\$50.00) for each offense.
- (d) Any person violating this section is subject to the imposition of court costs; provided, that the court costs shall not exceed ten dollars (\$10.00). No state or local litigation taxes are applicable to a case prosecuted under this section.
- (e) A traffic citation that is based solely upon a violation of this section is a nonmoving traffic violation, and no points shall be added to a driver record for the violation.
- (f) This ordinance adopts the provisions of T.C.A. § 55-8-207 as it exists now and as it may be amended in the future regarding use of hand held devices by persons under 18 years of age.

SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two  
(2) weeks from and after its passage.

Passed on second and final reading: November 6, 2018

  
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CHAIRPERSON

APPROVED:  DISAPPROVED:

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MAYOR

MJF/mem/v4/Alternate Version 2