

2.1 (5) while using a cellular telephone except in a voice-activated or other hands-free
2.2 mode;

2.3 (6) while using a wireless communications device to compose, read, or send an
2.4 electronic message when the motor vehicle is in motion or a part of traffic, except as
2.5 authorized under section 169.475, subdivision 3, clause (1), (3), (4), or (5); or

2.6 (7) while or after falling asleep when the motor vehicle is in motion or a part
2.7 of traffic.

2.8 Subd. 2. **Multiple offenses.** A person who violates this section within 20 years of a
2.9 prior conviction or adjudication under this section or section 609.21, subdivision 1, or 1a,
2.10 paragraph (a) or (b), is guilty of a felony and may be sentenced to imprisonment for not
2.11 more than ten years or a \$20,000 fine, or both.

2.12 Subd. 3. **Authority to prosecute for other crimes.** Nothing in this section or
2.13 section 609.035 or 609.04 shall limit the power of the state to prosecute or punish a person
2.14 for conduct that constitutes any other crime under any other law of this state.

2.15 Subd. 4. **Revocation upon conviction.** Upon the conviction or adjudication of a
2.16 person for a violation of this section, the court shall order the commissioner of public
2.17 safety to revoke the person's driver's license or driving privilege to operate a motor vehicle
2.18 in this state for a period of not less than six months for a first violation, and not less than
2.19 two years for a second or subsequent violation.

2.20 **EFFECTIVE DATE.** This section is effective the day following final enactment.