

EXECUTIVE ORDER No 2013-2

PROHIBITING CELL PHONE USAGE WHILE DRIVING

WHEREAS, Section 17-53-316 of the Utah Code grants the authority to the Salt Lake County Mayor, as County Executive, to issue executive orders to establish and implement an executive policy and practice;

WHEREAS, the Salt Lake County Mayor, as county executive, finds that the risk of accidents, resulting in injury, death, and property damage, increase substantially when a person uses a cellular phone while driving; and

WHEREAS, the Salt Lake County Mayor finds it necessary to establish a prohibition on employees using cell phones while driving;

NOW, THEREFORE, I, Ben McAdams, Mayor, Salt Lake County, State of Utah, pursuant to the powers vested in me by the laws of the State of Utah, do hereby order the following:

1. County employees of the Mayor's Office and those County Departments under the direction of the Mayor are prohibited from using cellular phones or other means of two-way electronic communication for county business while operating a moving motor vehicle.
 - A. Cellular phone usage is prohibited while an employee is using a county owned vehicle, is using a privately owned vehicle while on county business, or is using a cellular phone for county business while operating a moving vehicle.
 - B. The prohibition extends to any and all types of moving motor vehicles, including passenger automobiles, trucks, maintenance vehicles and construction equipment.
 - C. The prohibition extends to cellular phones and any other means of two-way electronic communication, including radios and hands-free cellular phones.
2. Employees who need to make business calls while driving shall locate a lawfully designated area to park, stop the vehicle, and make the telephone call. Employees shall not accept calls while operating a moving motor vehicle.
3. If an employee witnesses or is involved in an emergency while driving, and it is not reasonably possible to pull over and stop the vehicle, a cell phone may be used to report the incident. As used here, an emergency includes a current or reasonably imminent danger of injury or death, significant property damage, a fire, an automobile accident, or the commission of a crime.
4. The use of cellular phones and other means of electronic communication while driving is

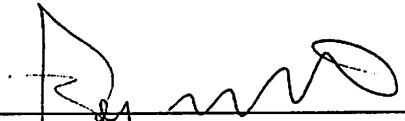
permitted in accordance with approved division or department policies and procedures.

- A. Individual division or department policies and procedures will be approved only in circumstances where there is a legitimate public safety interest or where there is a significant business need.
- B. A division or department policy will be valid only if the policy has been reviewed and approved by the mayor and the county risk manager and approved as to form by the attorney's office.

5. Violation of this order will subject the employee to disciplinary action.

SIGNED AND APPROVED this 7th day of January, 2013.

SALT LAKE COUNTY MAYOR

By: 
Ben McAdams