

ORDINANCE NO. \_\_\_\_\_

1 AN ORDINANCE amending Title 10 of the Lincoln Municipal Code relating to  
 2 Vehicles and Traffic to add provisions regulating the use of mobile infrared transmitters by  
 3 adding a new section numbered 10.02.195 to establish a definition for “mobile infrared  
 4 transmitter”; adding a new section numbered 10.12.055 to make it unlawful to possess, use,  
 5 sell, or purchase a mobile infrared transmitter and providing exceptions thereto.

6 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

7 Section 1. That Chapter 10.02 of the Lincoln Municipal Code be amended by  
 8 adding a new section numbered 10.02.195 to read as follows:

9 **10.02.195 Mobile Infrared Transmitter.**

10 Mobile infrared transmitter shall mean any device or mechanism that emits an infrared  
 11 signal or beam with the capability of changing or controlling traffic control devices.

12 Section 2. That Chapter 10.12 of the Lincoln Municipal Code be amended by  
 13 adding a new section numbered 10.12.055 to read as follows:

14 **10.12.055 Mobile Infrared Transmitters; Unlawful; Exceptions.**

15 (a) Except as provided in subsection (b) of this section, it shall be unlawful for any  
 16 person to:

17 (1) Possess a mobile infrared transmitter;

18 (2) Use a mobile infrared transmitter;

19 (3) Sell a mobile infrared transmitter to a person other than a person

20 specified in subsection (b); or

1                   (4)    Purchase a mobile infrared transmitter for use other than a duty described  
2 in subsection (b).

3                   (b)    The provisions of this section shall not apply to the operator, passenger, or  
4 owner of any of the following authorized emergency vehicles in the course of such person's  
5 emergency duties:

6                   (1)    Publicly owned fire department vehicles;

7                   (2)    Publicly owned police vehicles; or

8                   (3)    Motor vehicles operated by ambulance services duly authorized by an  
9 appropriate governmental unit.

10                   Section 3 That this ordinance shall take effect and be in force from and after its  
11 passage and publication according to law.

Introduced by:  
  
\_\_\_\_\_

Approved as to Form & Legality:  
  
\_\_\_\_\_  
City Attorney

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| Approved this ___ day of _____, 2004:<br><br>_____<br>Mayor |
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