

MSMC PRESENTS



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

275 249	Emails			12/30/2015 4:21:19 PM(UTC-5)	From: [REDACTED] [REDACTED] Robert Johnson	message:%3Cf8a5657fe3754bb09a251613a2ef8ba3@GTVS151CAS2.greektowncasino.com%3E	
275 250	Call Log	To		12/30/2015 4:22:24 PM(UTC-5)	To: [REDACTED] Isaiah Lawson		
275 251	Locations			12/30/2015 4:26:18 PM(UTC-5)			
275 252	Emails			12/30/2015 4:26:18 PM(UTC-5)	From: [REDACTED] [REDACTED] Robert Johnson	message:%3C71716f70611d4a578b8f3134ad337520@GTVS151CAS2.greektowncasino.com%3E	
275 253	Call Log	From		12/30/2015 4:31:00 PM(UTC-5)	From: [REDACTED]		
275 254	Web History			12/30/2015 4:48:12 PM(UTC-5)		Stephen Hendrix	
275 255	Instant Messages			12/30/2015 4:53:35 PM(UTC-5)	From: [REDACTED] Krista Bottle LS sister	Hey u at that address?	
275 256	Web History			12/30/2015 4:57:41 PM(UTC-5)		(1) Facebook	
275 257	Web History			12/30/2015 4:57:47 PM(UTC-5)		(1) Facebook	
275 258	SMS Messages	To		12/30/2015 4:58:15 PM(UTC-5)	To: +[REDACTED] Krista Bottle LS sister		
275 259	Instant Messages			12/30/2015 4:58:15 PM(UTC-5)	From: [REDACTED] stephen hendrix	Yup	
275 260	SMS Messages	To		12/30/2015 5:05:40 PM(UTC-5)	To: +[REDACTED] Krista Bottle LS sister		
275 261	Instant Messages			12/30/2015 5:05:40 PM(UTC-5)	From: +[REDACTED] Krista Bottle LS sister	Ok it says 6 mins	
275 262	SMS Messages	To		12/30/2015 5:05:51 PM(UTC-5)	To: [REDACTED] Krista Bottle LS sister		
275 263	Instant Messages			12/30/2015 5:05:51 PM(UTC-5)	From: +[REDACTED] stephen hendrix	Ok	

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com
MICHIGANAUTOLAW
 AUTO ACCIDENT ATTORNEYS



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Texting and driving...



23 X's more likely to crash

- ✓ “Text messaging made the risk of crash or near-crash event 23.2 times as high as non-distracted driving,” according to a 2009 study from the Virginia Tech Transportation Institute.

Distracted Driving



Laws in Michigan



Talking to Our Kids

Dialing and Driving...



12 x's more likely to crash
if dialing while driving

- ✓ The Virginia Tech Transportation Institute found that “dialing a handheld cell phone” while driving made the driver “12 times more likely to crash.”

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Phones and Driving...



Cell phone use causes
26% of U.S. car crashes

- ✓ “The use of cell phones causes 26% of the nation’s car accidents,” according to the National Safety Council’s annual injury and fatality report.

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

Source: <http://www.nsc.org/NewsDocuments/2014-Press-Release-Archive/3-25-2014-Injury-Facts-release.pdf>

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

How does using a cell phone while driving compare to alcohol in terms of delaying reaction time?



Someone who's drunk at a 0.08 blood alcohol level has a 4 times crash increase. So talking on a cell phone is about the same as driving drunk—When you're text messaging, the crash risk goes up to 24 times.

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

TEXTING TAKES YOUR EYES OFF THE ROAD FOR **4.6 SECONDS**.

How far will you travel at 55 miles per hour in 5 seconds?



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

TEXTING TAKES YOUR EYES OFF THE ROAD FOR **4.6 SECONDS.**



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

How Fast is Fast?



Distracted Driving



Laws in Michigan

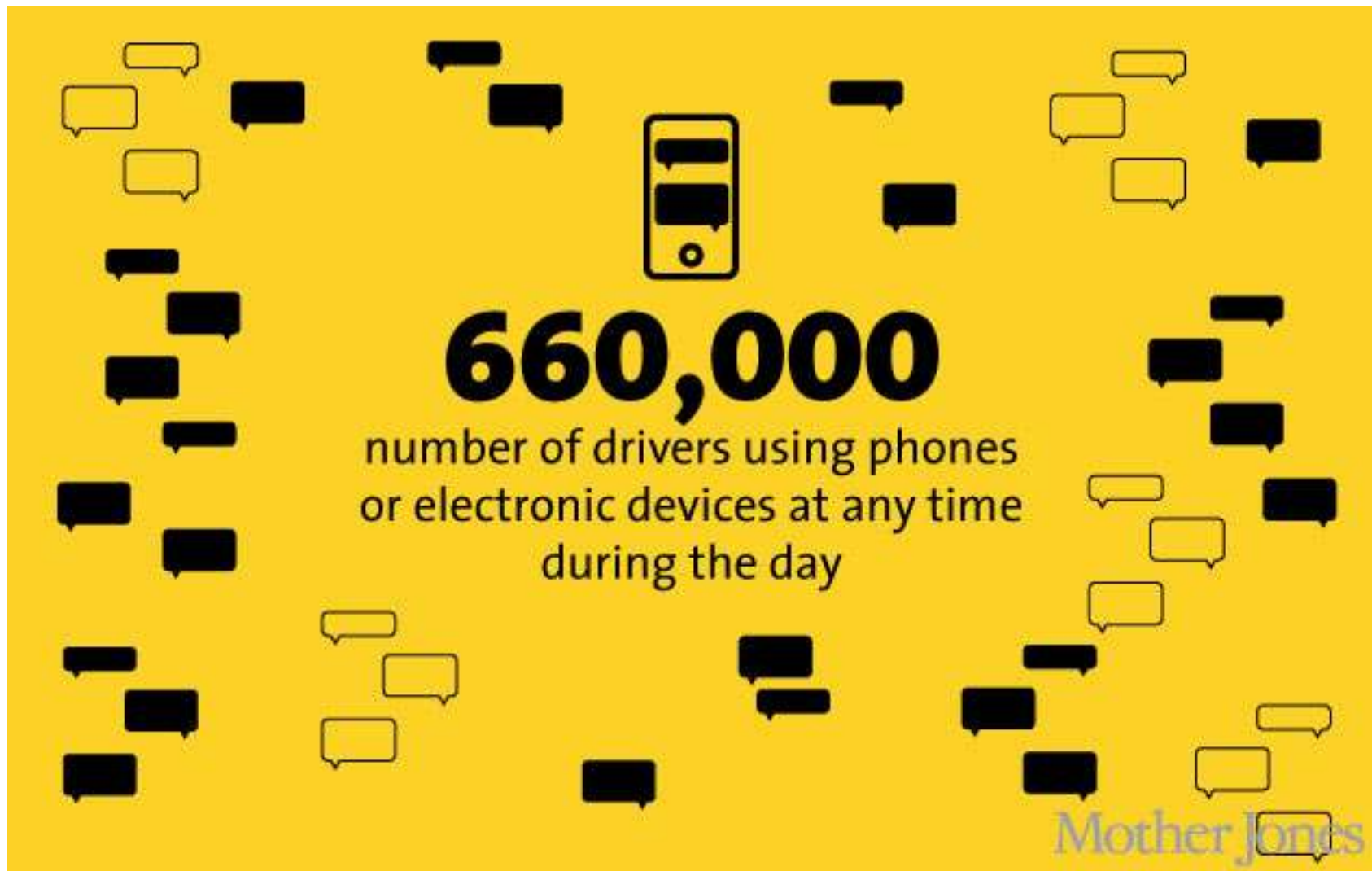


Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS





Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

From the Michigan State Police Traffic Crash Database:

40,865 crashes with a driver age 15-19 in 2014 involving distracted driving, of which there were **69 fatalities and 479 serious injuries**

Car accidents are the **No. 1 killer of teens**

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Mich. Stat. §257.602b — Cell Phone Usage

- “Michigan’s Anti-Texting Law”
- Only prohibits drivers from texting while driving
- Texting while driving is a primary offense in Michigan (and in all but 4 states), meaning that police can pull a vehicle over and issue a ticket just for texting

Distracted Driving



Laws in Michigan



Talking to Our Kids

Michigan's Kelsey's Law — banning cell phone use by teen drivers

Kelsey's Law prohibits teen drivers (those who have been issued a level 1 or level graduated driver licenses) from using “a cellular telephone while operating a motor vehicle upon a highway or street ...,” which means they can't “initiate a call,” “answer a call” or “listen to or engage in verbal communication through the cellular telephone.” (MCL 257.602c(1))

Source: <http://www.michiganautolaw.com/blog/2017/05/03/teen-drivers-voice-operated-phones/>

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

A bill proposing to ban hand-held cell phone use in Michigan is currently pending in the Michigan House of Representatives HB 4466

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Trucking Texting Ban

- “No driver shall engage in texting while driving ...”
- CMV driver cell phone ban (except for emergencies or when stationary)
- Hands-on cell phone use is prohibited

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

No Texting and Driving in Federal Government Vehicles

- No Texting and Driving by Federal Government Employees or Contractors with a mobile device provided by the Federal Government, even if in a POV
- Executive Order 13513, signed into law 2009

Distracted Driving



Laws in Michigan



Talking to Our Kids

What is Distracted Driving?

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Distracted Driving Definition

Driving while engaged in any activity that could divert a person's attention away from the primary task of driving.

(SOURCE: Distraction.gov / NHTSA)

Distracted Driving



Laws in Michigan

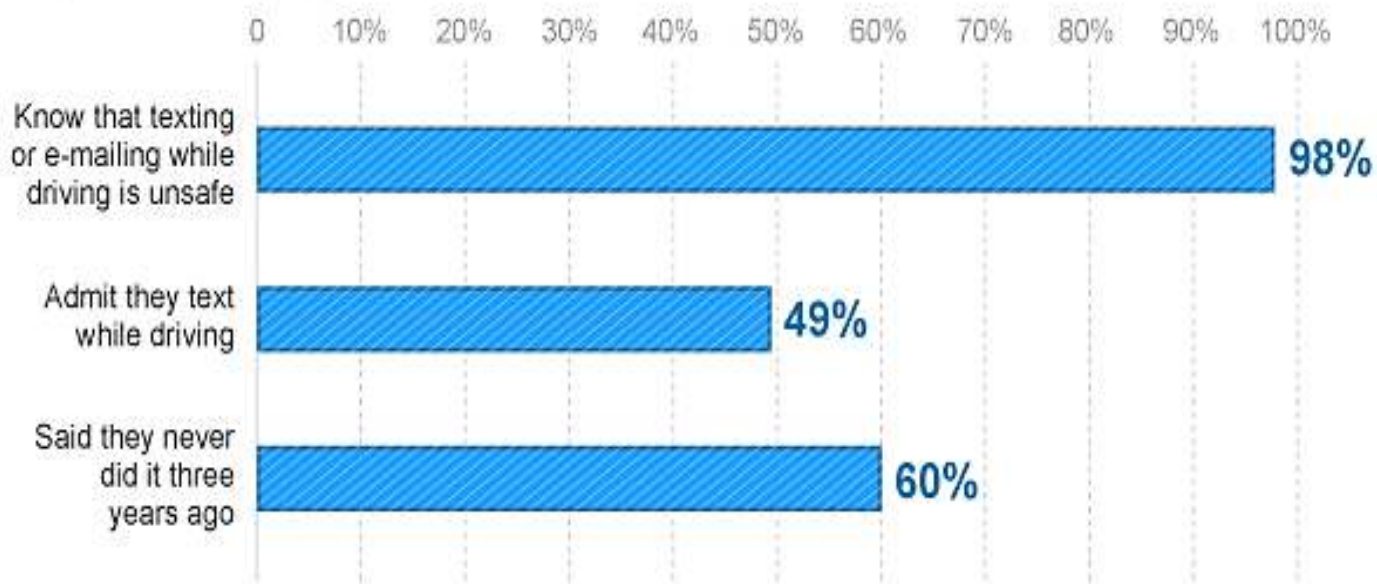


Talking to Our Kids

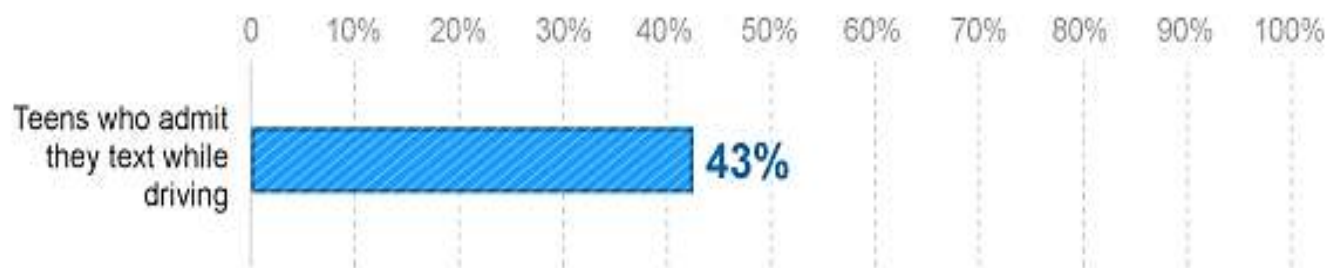
(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

ADULT TEXTING IS UP ...



... COMPARED WITH



1 — From survey April 13-22, 2012, of 1,200 teens ages 15-19 who had either a driver's license or learner's permit and a mobile phone

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Kelsey Raffaele



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



Distracted Driving



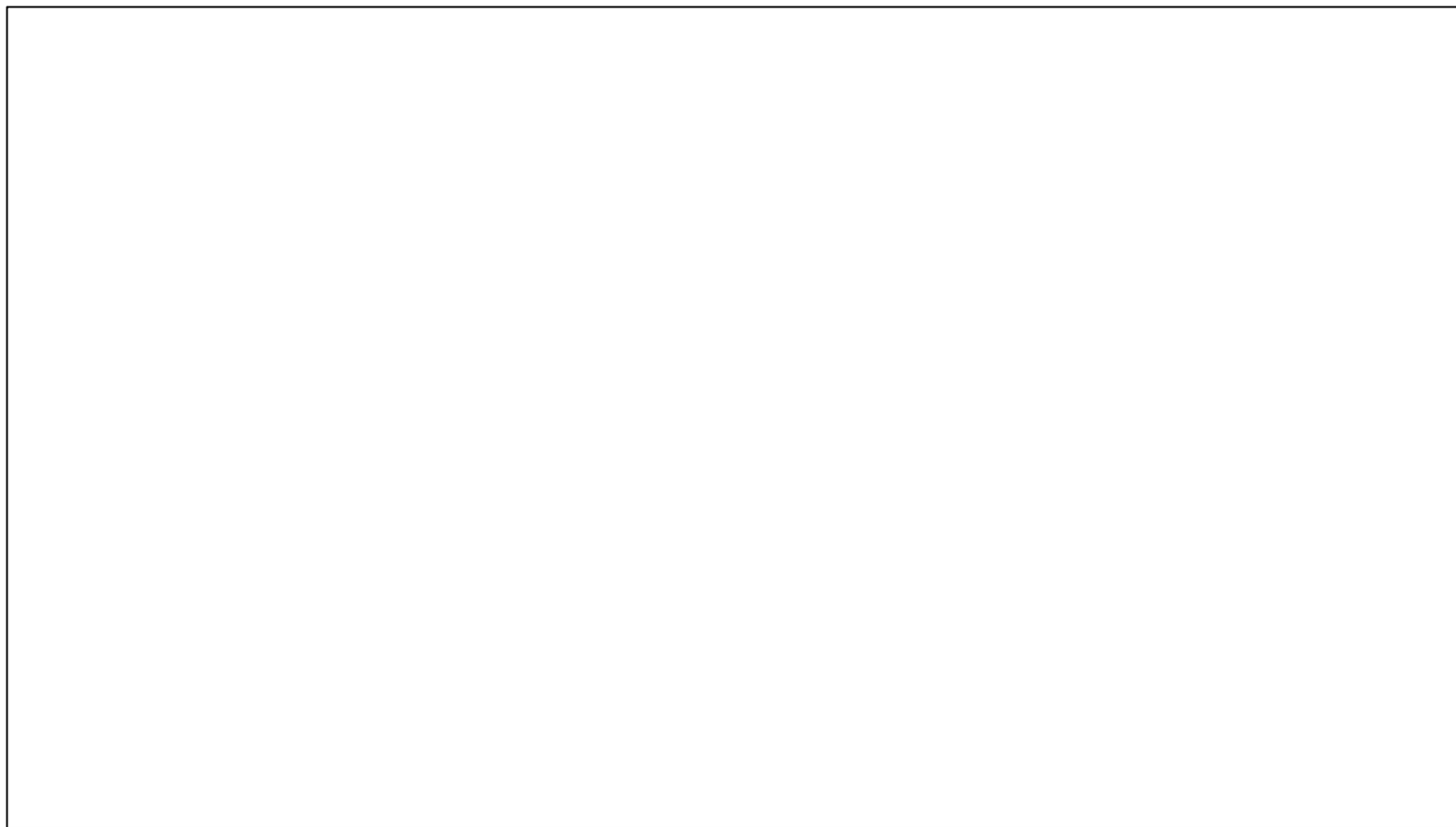
Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



kelseyslaw.com

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Best Graphic - Nicole Sherman

28



Pictured with Nicole is Kelsey's mother, Bonnie Raffaele, Grand Rapids Mayor Rosalynn Bliss, and Michigan Auto Law attorney Brandon Hewitt.

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

More 2017 Kelsey's Law Scholarship Winners

Attorney Steven Gursten with Ellie Rocheleau (Best Video Winner), Kelley Switzer (Best Overall Winner), and Kevin Chen (Best Tweet Winner).



Distracted Driving



Laws in Michigan



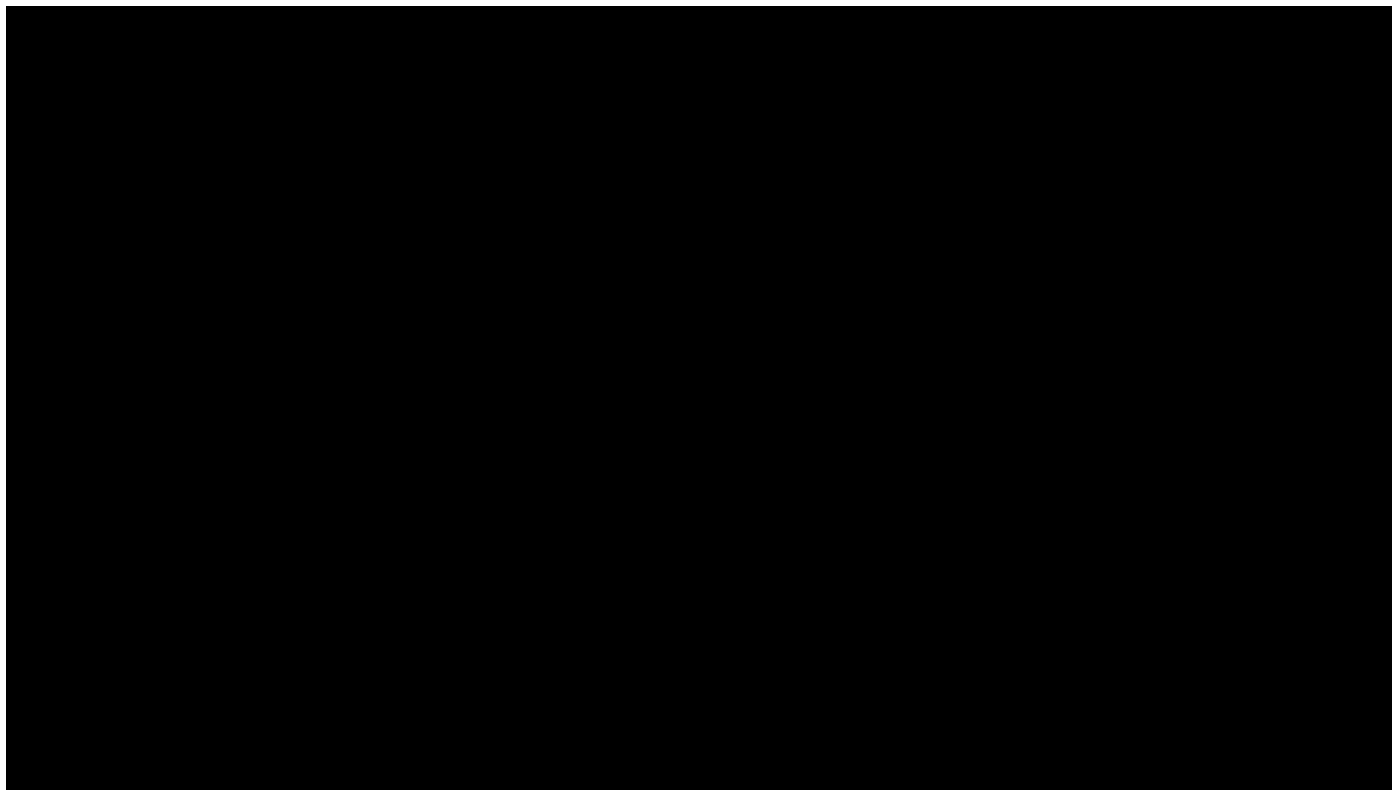
Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

2017 Kelsey's Law Scholarship Best Video Winner

30



[View at 2017 Winners Page](#)

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

2017 Kelsey's Law Scholarship Best Graphic Winner



Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

2017 Kelsey's Law Scholarship Best Tweet Winner

Would you drive with your eyes closed?
With every text being a 5 second blindfold...
IT CAN WAIT

#xMyText



Distracted Driving



Laws in Michigan

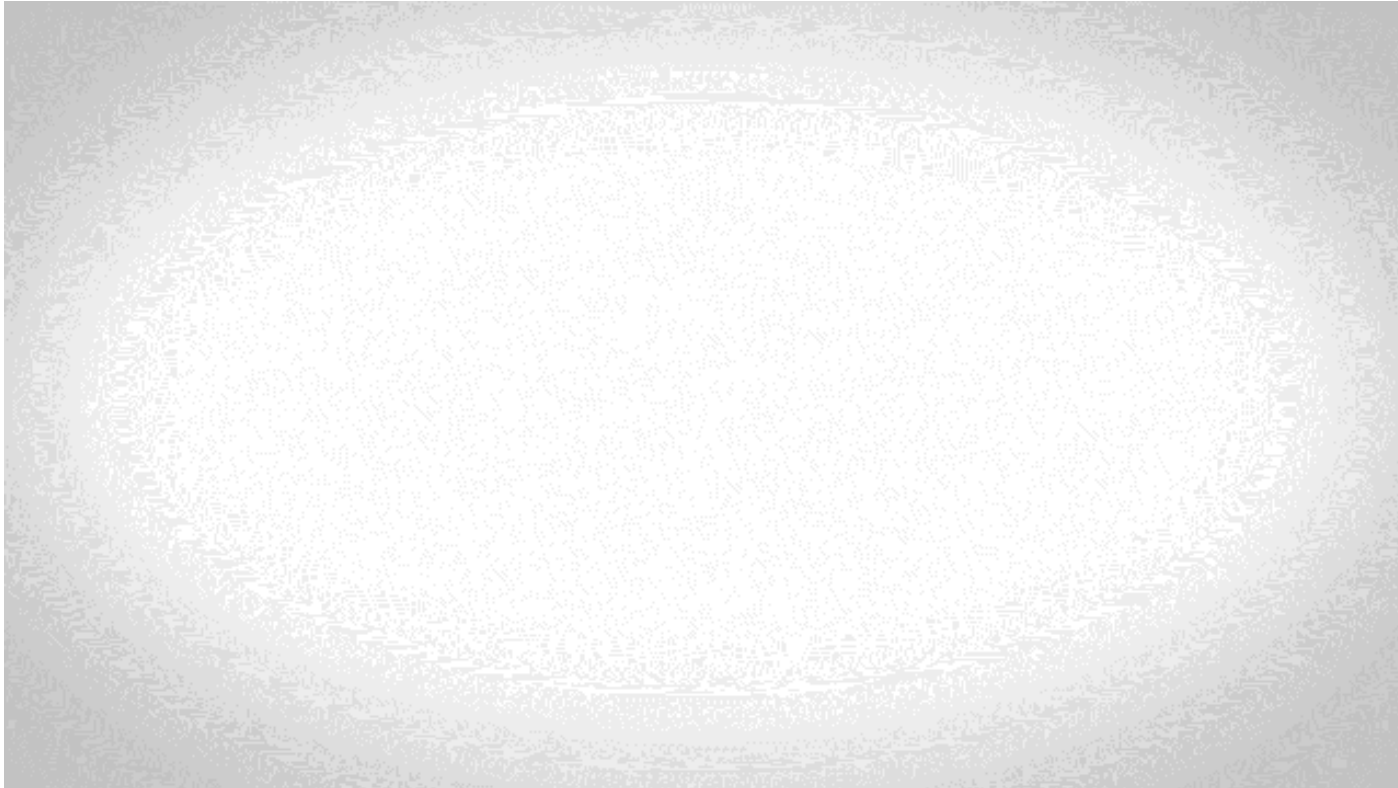


Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

2017 Kelsey's Law Scholarship Overall Winner



[View at 2017 Winners Page](#)

Distracted Driving



Laws in Michigan



Talking to Our Kids

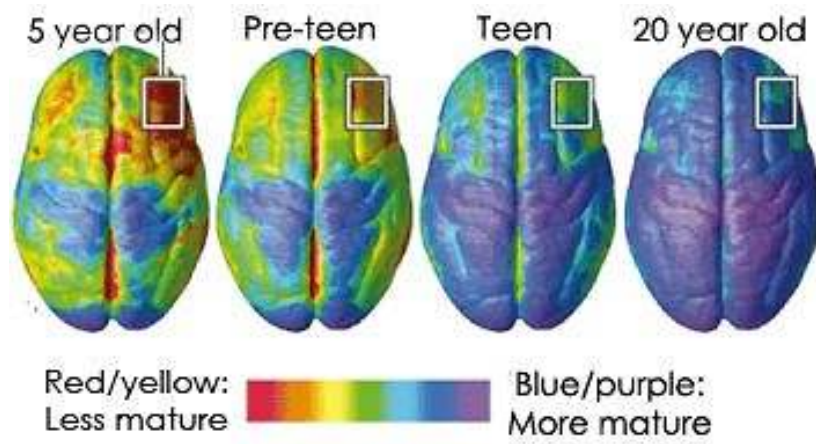
(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



Our Children
will **model**
what they see,
not what they
hear us say.

How adult and teen brains work



Research has found that adult and teen brains work differently.

Adults think with the **prefrontal cortex**, the brain's rational part.

The rational part of a teen's brain isn't fully **developed** and won't be until age 25 or so.

Distracted Driving



Laws in Michigan

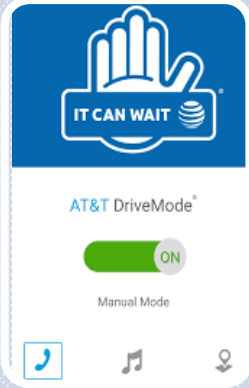

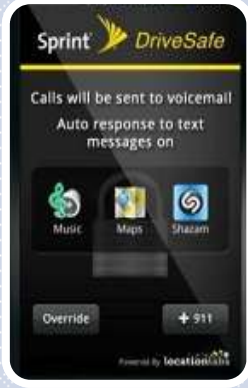
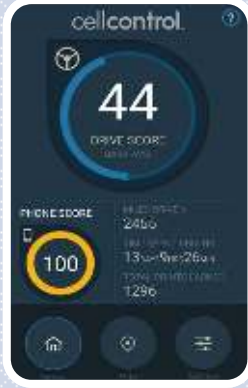
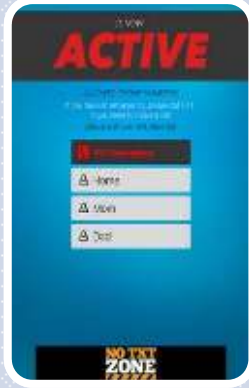




Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

What apps can be used to stop teen drivers from using phones behind the wheel?

						
<p>AT&T DriveMode</p> <p>Once a moving vehicle reaches 15 mph, the app kicks in to block phone communication. Parents can monitor app deactivation.</p>	<p>LifeSaver</p> <p>After a vehicle begins moving, communication is blocked from the driver's phone.</p>	<p>Sprint Drive First</p> <p>When a driver's vehicle exceeds 10 mph, the app stops communication. Parents can monitor app deactivation.</p>	<p>Cellcontrol</p> <p>A device is installed under the dashboard prevent teen drivers from communicating while driving, use social apps, play games and/or take photos. Parents can monitor app deactivation.</p>	<p>DriveSafe Mode</p> <p>Locks the driver's phone while he or she is driving and unlocks when the vehicle is no longer in motion. Parents can monitor app deactivation.</p>	<p>Live2Txt</p> <p>Blocks incoming text messages and calls, notifying the sender that the driver is unable to respond at the moment. Parents can monitor app deactivation.</p>	<p>tXtBlocker</p> <p>Allows parents to shut down a teen driver's phone while he or she is driving. Allows parents to track and find their teen drivers and verify safe driving.</p>

<https://www.michiganautolaw.com/blog/2017/12/12/top-driving-apps-distracted-driving/>

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS



**Do you face potential liability if
you text someone when they
are driving?**

Distracted Driving



Laws in Michigan

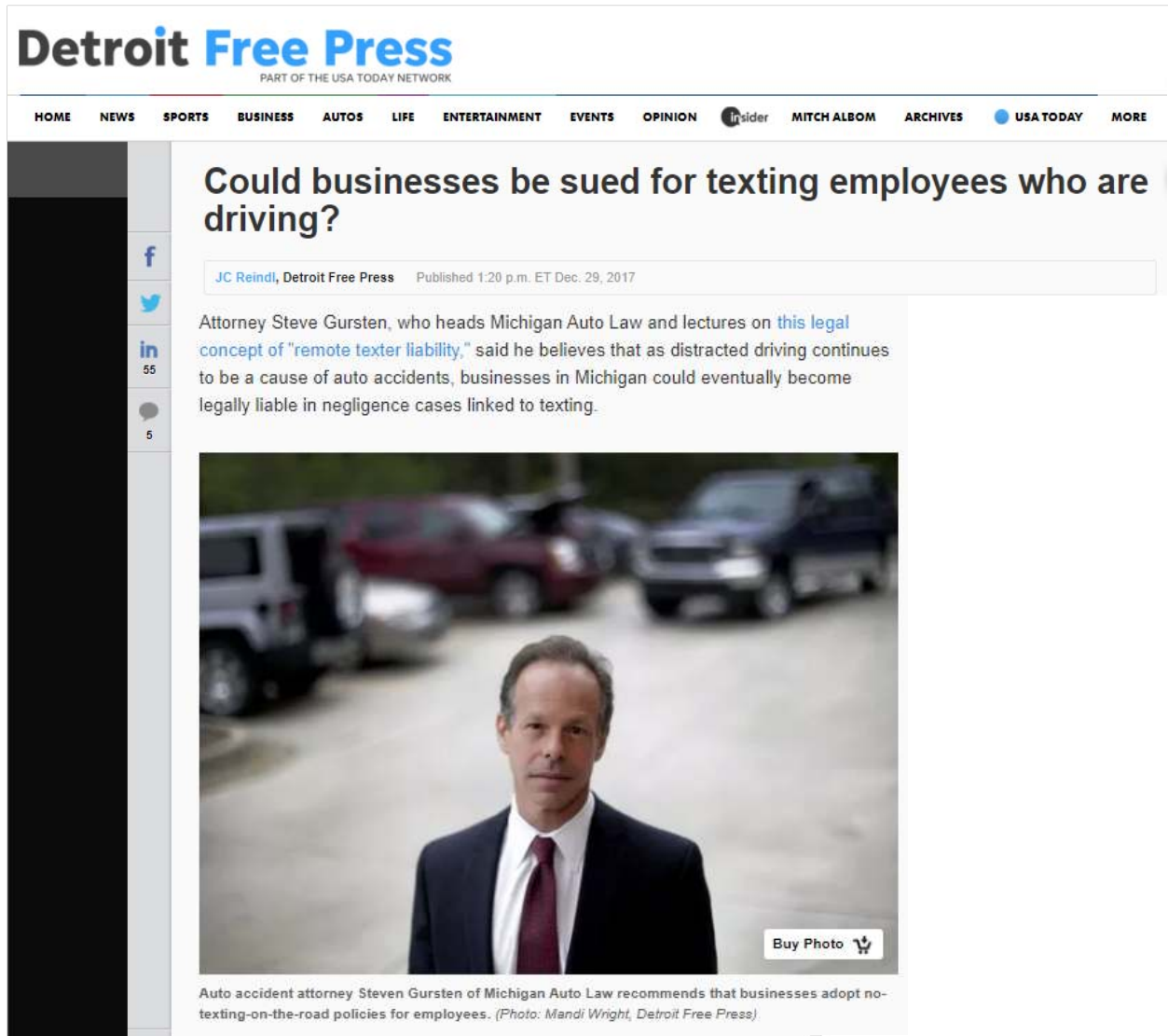


Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Remote Texter Liability

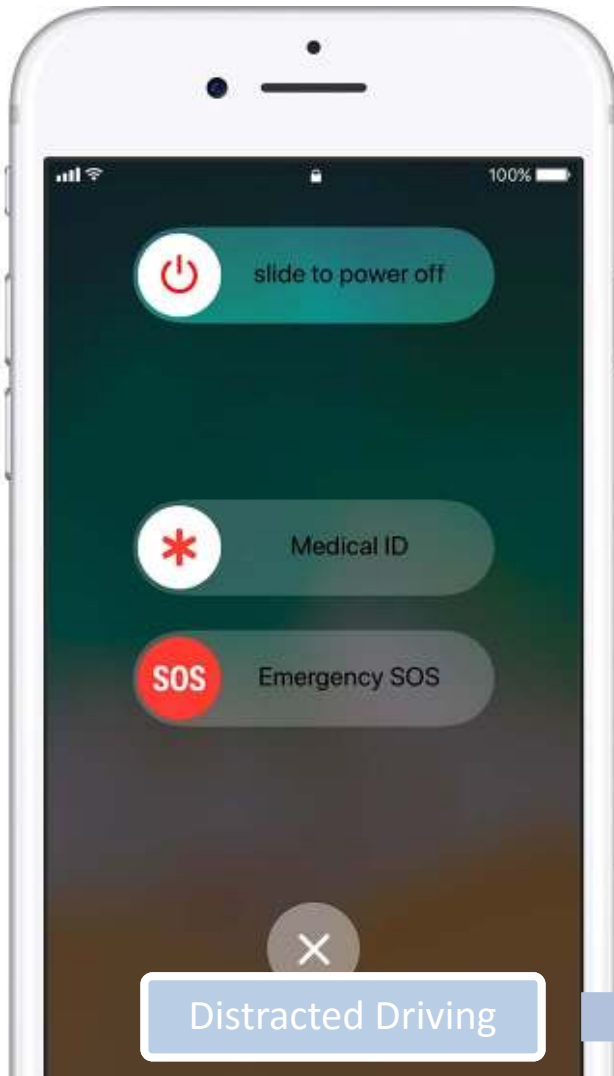


<https://www.freep.com/story/money/2017/12/29/driving-texting-businesses/988530001/>

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Emergency SOS on iPhone



- When you make a call with SOS, your iPhone automatically calls the local emergency number.
- If you add emergency contacts, your iPhone alerts emergency contacts with a text message after the SOS call ends.
- The iPhone sends the emergency contacts iPhones current location and it sends updates when the location changes.

<https://support.apple.com/en-us/HT208076>

Distracted Driving

Laws in Michigan

Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

The importance of UM and UIM to protect you and your family if you're involved in a crash



<https://www.michiganautolaw.com/auto-law-books/>

Distracted Driving



Laws in Michigan



Talking to Our Kids

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS

Let's talk

At Michigan Auto Law, our lawyers practice exclusively in helping people who've been hurt in car accidents, truck accidents and motorcycle accidents in the state of Michigan

Download this presentation at:

- <https://www.slideshare.net/michiganautolaw>
- <http://bit.ly/MSMCEndDD>



Farmington Hills



Ann Arbor



Detroit



Sterling Heights



Grand Rapids

Steven Gursten

(800) 968-1001

sgursten@michiganautolaw.com

You can also find us at:

twitter.com/michiganautolaw

facebook.com/michiganautolaw

(800) 968-1001 | www.michiganautolaw.com

MICHIGANAUTOLAW
AUTO ACCIDENT ATTORNEYS