



**ASSEMBLY AMENDMENT 3,
TO 2009 ASSEMBLY BILL 429**

January 14, 2010 – Offered by Representative SMITH.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 5: delete “while” and substitute “capable of”.

3 **2.** Page 2, line 8: delete the material beginning with “global” and ending with
4 “system” on line 9.

5 **3.** Page 2, line 9: delete “installed in or on a vehicle” and substitute “that is
6 physically or electronically integrated into a motor vehicle, including a global
7 positioning system device”.

8 **4.** Page 2, line 11: after “device” insert “to transmit verbal communications,
9 electronic mail, text messages, or any other electronic communication to one or more
10 persons not physically present with the device’s operator”.

11 **5.** Page 2, line 21: after that line insert:

12 “4. The person using the wireless telecommunications device is an amateur
13 radio operator who holds a valid amateur radio operator’s license issued by the

1 federal communications commission and is using dedicated amateur radio 2-way
2 radio communication equipment and observing proper amateur radio operating
3 procedures.

4 5. The person using the wireless telecommunications device holds a
5 commercial driver license, is driving a commercial motor vehicle, and is using a
6 citizens band radio in the ordinary course of business.

7 6. The person using the wireless telecommunications device is an operator of
8 a vehicle of a public utility, as defined in s. 196.01 (5), a telecommunications carrier,
9 as defined in s. 196.01 (8m), a cooperative organized under ch. 185 for purposes of
10 producing or furnishing heat, light, power, or water to its members, or a cooperative
11 organized under ch. 185 or 193 for purposes of furnishing telecommunications
12 service to its members and is using the wireless telecommunications device in the
13 course of maintenance, installation, repair, construction, or inspection of the
14 facilities of the public utility, telecommunications carrier, or cooperative.”.

15 (END)