



**ASSEMBLY AMENDMENT 2,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 496**

January 19, 2010 – Offered by Representative SCHNEIDER.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 2: delete “messaging and electronic mail messaging” and
3 substitute “messaging, electronic mail messaging, and communicating verbally on
4 a cellular telephone”.

5 **2.** Page 2, line 4: after “message” insert “or while communicating verbally on
6 a cellular telephone”.

7 **3.** Page 2, line 14: after that line insert:

8 “4. Communicating verbally on a cellular telephone if the cellular telephone or
9 any accessory of the cellular telephone allows the person to talk and listen without
10 holding the cellular telephone or accessory and the person does not hold or touch the
11 cellular telephone or accessory while driving the vehicle, except as necessary to
12 initiate or terminate a call.”.

