

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 177

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Cellular” and substitute “Wireless”; strike beginning with “cloning” in line 3 down through “circumstances” in line 8 and substitute “possessing, using, distributing, manufacturing, or selling a cloned wireless telephone or certain other devices”; and in line 10, strike “cellular” and substitute “wireless”.

AMENDMENT NO. 2

On page 1, in line 22, strike “CELLULAR” and substitute “WIRELESS”; in the same line, strike “WHERE” and substitute “WITH”; in line 23, strike “OR THE CELLULAR” and substitute “AND THE WIRELESS”; in the same line, strike “HAS” and substitute “WHICH HAVE”; in line 24, strike “COPIED” and substitute “OBTAINED”; in the same line, strike “CELLULAR” and substitute “WIRELESS”; and in lines 26 and 27, strike ““ELECTRONIC SERIAL NUMBER RECORDER” MEANS ANY TELECOMMUNICATION DEVICE THAT” and substitute ““READER” MEANS AN ELECTRONIC SERIAL NUMBER RECORDING DEVICE WHICH”.

AMENDMENT NO. 3

On page 2, in line 2, strike “TELECOMMUNICATION DEVICE” and substitute “WIRELESS TELEPHONE OR READER”; in line 4, in each instance, strike “CELLULAR” and substitute “WIRELESS”; strike in their entirety lines 9 through 17, inclusive; in lines 18 and 23, strike “(7)” and “(8)”, respectively, and substitute “(6)” and “(7)”, respectively; in lines 22, 25, and 26, in each instance, strike “CELLULAR” and substitute “WIRELESS”; after line 27, insert:

“(8) “WIRELESS TELEPHONE” MEANS ANY EQUIPMENT OR INSTRUMENT THAT TRANSMITS:

(I) CELLULAR TELEPHONE SERVICE;

(Over)

(II) PERSONAL COMMUNICATION SERVICE; OR

(III) ANY OTHER COMMERCIAL MOBILE RADIO SERVICE AS DEFINED BY THE FEDERAL COMMUNICATIONS COMMISSION.”;

strike beginning with “ELECTRONIC” in line 29 down through “USER” in line 30 and substitute “WIRELESS TELEPHONE.

(2) A PERSON MAY NOT KNOWINGLY POSSESS A READER”;

strike beginning with “(2)” in line 31 down through “PARAGRAPH,” in line 32 and substitute “(3)”; strike beginning with “\$500” in line 33 down through “MONTHS” in line 34 and substitute “\$2,500 OR IMPRISONMENT FOR NOT MORE THAN 3 YEARS”; strike in their entirety lines 35 through 39, inclusive; in line 40, strike “CLONE” and substitute “POSSESS WITH INTENT TO DISTRIBUTE, DISTRIBUTE, MANUFACTURE,”; and in line 41, strike “ELECTRONIC SERIAL NUMBER OR CELLULAR TELEPHONE NUMBER” and substitute “WIRELESS TELEPHONE”.

On page 3, strike beginning with “MANUFACTURE” in line 1 down through “RECORDER” in line 2 and substitute “USE, POSSESS WITH INTENT TO DISTRIBUTE, DISTRIBUTE, MANUFACTURE, OR SELL A READER”.