

SB0321/723025/1

BY: Senator Pipkin

AMENDMENTS TO SENATE BILL 321  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 14, after “driving;” insert “establishing that a driver detained for a violation of this Act may attempt to contact an attorney once the car is no longer in motion and may not be compelled to surrender the handheld telephone, except under certain circumstances; establishing that a police officer may issue a citation and a driver is required to accept a citation, regardless of whether the driver makes contact with an attorney;”.

AMENDMENT NO. 2

On page 3, after line 25, insert:

**“(H) (1) A DRIVER DETAINED FOR A VIOLATION OF THIS SECTION:**

**(I) MAY ATTEMPT TO CONTACT AN ATTORNEY ONCE THE CAR IS NO LONGER IN MOTION; AND**

**(II) MAY NOT BE COMPELLED TO SURRENDER THE HANDHELD TELEPHONE TO A POLICE OFFICER, UNLESS THE DRIVER IS ARRESTED OR THE POLICE OFFICER OBTAINS A WARRANT.**

**(2) A POLICE OFFICER MAY ISSUE A CITATION UNDER THIS SECTION AND THE DRIVER SHALL ACCEPT THE CITATION IN ACCORDANCE WITH § 26-203 OF THIS ARTICLE, REGARDLESS OF WHETHER THE DRIVER MAKES CONTACT WITH AN ATTORNEY.**