

~~SECTION 3. AND BE IT FURTHER ENACTED,~~ That this Act shall take effect July 1, 1990.

Approved May 29, 1990.

CHAPTER 442

(Senate Bill 249)

AN ACT concerning

**Recordings - Unauthorized Copying**

FOR the purpose of prohibiting the transfer of certain sounds or images from certain videocassettes, certain articles, and other media to other certain videocassettes and other media under certain circumstances; prohibiting the transfer of certain sounds or images of certain performances to certain videocassettes or other media under certain circumstances; prohibiting the sale, rental, circulation, or distribution of certain videocassettes or other media under certain circumstances; clarifying that rental of certain media on which sounds or images are stored are included in the prohibitions of this Act; providing certain exceptions; providing that certain private litigation rights are unaffected; and generally relating to certain unauthorized copying of sounds or images from videocassettes.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments

Section 467A

Annotated Code of Maryland

(1987 Replacement Volume and 1989 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article 27 - Crimes and Punishments**

467A.

(a) Unless otherwise provided in this section, it is unlawful for any person, firm, partnership, corporation, or association knowingly to:

(1) Transfer or cause to be transferred any sounds recorded on a phonograph record, disc, wire, tape, film, VIDEOCASSETTE or other article on which sounds are recorded OR OTHERWISE STORED, onto any other phonograph record, disc, wire, tape, film, VIDEOCASSETTE or article with the intent to sell or cause to be sold for profit or used to promote the sale of any product, without the consent of the owner of the original fixation of sounds embodied in the master recording, film, or other such article, PROVIDED, HOWEVER, THAT THIS PARAGRAPH SHALL