

*unlawful for any person to manufacture or make any eavesdropping and/or wire tapping device unless he registers such device in accordance with Subsection (a), before or immediately upon the completion of such device. From and after the effective date of this Act, it shall be unlawful for any person to sell, loan, give, or otherwise transfer any such device, unless such device has been registered and the information required by Subsection (a) furnished with respect both to the transferor and prospective transferee. From and after January 1, 1966, it shall be unlawful for any person to possess such a device which has NOT been registered in accordance with Subsection (a).*

*(c) Violation of any provision of Subsection (b) shall constitute a misdemeanor, punishable upon conviction thereof by a fine of not more than five hundred dollars (\$500.00) or imprisonment for not more than one year or both. Any such device may be seized upon court order or under a warrant; and upon conviction of a violation of Subsection (b), the device with respect to which such violation was committed shall be forfeited to the State of Maryland, the same to be delivered to the State Police.*

*(d) As used in this section, the terms "wire tapping and/or eavesdropping device" and "device" include every device, instrument, apparatus, or equipment, which is designed or ESPECIALLY RE-DESIGNED TO BE ADAPTED OR ACTUALLY adapted for the purpose of (1) SECRETLY overhearing or reporting any part of the conversation or words spoken to or by any person in private conversation without the knowledge or consent, expressed or implied, of that person, (2) intercepting or obtaining or attempting to obtain the whole or any part of a telephonic or telegraphic communication without the knowledge and consent of the participants thereto. As used in the preceding subsections of this section "person" includes any firm, association, or corporation; provided, however, that nothing in this section shall be construed or ~~applied~~ APPLIED to affect (1) a public law enforcement officer of this State in the duly authorized performance of his duties, ~~(2) and~~ OR (2) an employee of a telephone or telegraph company, as ~~its terms are~~ defined in Article 78 of this Code, while in the regular course of his employment by such company and engaged in company business.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1965.*

Approved April 8, 1965.

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CHAPTER 202  
(Senate Bill 8)

AN ACT to add a new Section 360 to Article 41 of the Annotated Code of Maryland (1957 Edition and 1964 Supplement), title "Governor—Executive and Administrative Departments", to follow immediately after Section 359 thereof, and to be under the new subtitle "31. Capital City Commission", creating the Maryland Commission on the Capital City, providing generally for its membership, em-