

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

Article 27 - Crimes and Punishments

125A.

(A) IN THIS SECTION, "EMERGENCY" MEANS A CONDITION OR CIRCUMSTANCE IN WHICH AN INDIVIDUAL IS OR IS REASONABLY BELIEVED BY THE PERSON TRANSMITTING THE COMMUNICATION TO BE IN IMMINENT DANGER OF DEATH OR SERIOUS BODILY HARM, OR IN WHICH PROPERTY IS IN IMMINENT DANGER OF DAMAGE OR DESTRUCTION.

(B) AN INDIVIDUAL MAY NOT:

(1) KNOWINGLY, INTENTIONALLY, RECKLESSLY, OR WITH CRIMINAL NEGLIGENCE INTERRUPT, DISRUPT, IMPEDE, OR OTHERWISE INTERFERE WITH THE TRANSMISSION OF A TWO-WAY RADIO COMMUNICATION, ON A FREQUENCY COMMONLY USED OR MONITORED BY CIVILIAN OR GOVERNMENTAL EMERGENCY SERVICES ORGANIZATIONS, THE PURPOSE OF WHICH IS TO INFORM OR TO INQUIRE ABOUT AN EMERGENCY; OR

(2) TRANSMIT FALSE INFORMATION ABOUT AN EMERGENCY ON A TWO-WAY RADIO FREQUENCY COMMONLY USED OR MONITORED BY CIVILIAN OR GOVERNMENTAL EMERGENCY SERVICES ORGANIZATIONS.

(C) A TWO-WAY RADIO AND RELATED EQUIPMENT USED TO COMMIT A VIOLATION OF THIS SECTION SHALL BE SUBJECT TO SEIZURE, AND, UPON CONVICTION, THE PROPERTY SHALL BE FORFEITED TO THE STATE AND NO PROPERTY RIGHT SHALL EXIST IN THEM.

(D) WHENEVER PROPERTY IS FORFEITED UNDER THIS SECTION, IT SHALL BE TURNED OVER TO THE STATE SECRETARY OF GENERAL SERVICES WHO MAY:

(i) ORDER THE PROPERTY RETAINED FOR OFFICIAL USE OF STATE AGENCIES; OR

(ii) MAKE SUCH OTHER DISPOSITION OF THE PROPERTY AS THE SECRETARY MAY DEEM APPROPRIATE.

(E) ANY INDIVIDUAL WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING 6 MONTHS, OR BOTH.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 27, 1986.
