

(1984 Replacement Volume and 1987 Supplement)

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

Article - Courts and Judicial Proceedings

10-401.

As used in this subtitle, the following terms have the meanings indicated:

(1) (I) "Wire communication" means any [communication] AURAL TRANSFER made in whole or in part through the use of facilities for the transmission of communications by the aid of wire, cable, or other like connection between the point of origin and the point of reception (INCLUDING THE USE OF A CONNECTION IN A SWITCHING STATION) furnished or operated by any person [engaged as a common carrier] LICENSED TO ENGAGE in providing or operating such facilities for the transmission of communications[;].

(II) "WIRE COMMUNICATION" INCLUDES ANY ELECTRONIC STORAGE OF A COMMUNICATION DESCRIBED IN THIS PARAGRAPH.

(III) "WIRE COMMUNICATION" DOES NOT INCLUDE THE RADIO PORTION OF A CORDLESS TELEPHONE COMMUNICATION THAT IS TRANSMITTED BETWEEN THE CORDLESS TELEPHONE HANDSET AND THE BASE UNIT.

(2) (I) "Oral communication" means any {conversation or words spoken to or by any person in private conversation} ~~ORAL--COMMUNICATION--UTTERED--BY--A--PERSON--EXHIBITING--AN--EXPECTATION--THAT--THE--COMMUNICATION--IS--NOT--SUBJECT--TO--INTERCEPTION--UNDER--CIRCUMSTANCES--JUSTIFYING--THAT--EXPECTATION.~~

(II) "ORAL COMMUNICATION" DOES NOT INCLUDE ANY ELECTRONIC COMMUNICATION.

(3) "Intercept" means the aural OR OTHER acquisition of the contents of any wire, ELECTRONIC, or oral communication through the use of any electronic, mechanical, or other device[;].

(4) "Electronic, mechanical, or other device" means any device or electronic communication other than:

(i) Any telephone or telegraph instrument, equipment or OTHER facility FOR THE TRANSMISSION OF ELECTRONIC COMMUNICATIONS, or any component thereof, (a) furnished to the subscriber or user by a [communications common carrier] PROVIDER