

WIRE, RADIO, ELECTROMAGNETIC, PHOTOELECTRONIC, OR PHOTOOPTICAL SYSTEM.

INCLUDE: (II) "ELECTRONIC COMMUNICATION" DOES NOT

1. THE RADIO PORTION OF A CORDLESS TELEPHONE COMMUNICATION THAT IS TRANSMITTED BETWEEN THE CORDLESS TELEPHONE HANDSET AND THE BASE UNIT;

2. ANY WIRE OR ORAL COMMUNICATION;

3. ANY COMMUNICATION MADE THROUGH A TONE-ONLY PAGING DEVICE; OR

4. ANY COMMUNICATION FROM A TRACKING DEVICE.

(12) "USER" MEANS ANY PERSON OR ENTITY THAT:

(I) USES AN ELECTRONIC COMMUNICATION SERVICE;
AND

(II) IS DULY AUTHORIZED BY THE PROVIDER OF THE SERVICE TO ENGAGE IN THAT USE.

(13) "ELECTRONIC COMMUNICATIONS SYSTEM" MEANS ANY WIRE, RADIO, ELECTROMAGNETIC, PHOTOOPTICAL, OR PHOTOELECTRONIC FACILITIES FOR THE TRANSMISSION OF ELECTRONIC COMMUNICATIONS, AND ANY COMPUTER FACILITIES OR RELATED ELECTRONIC EQUIPMENT FOR THE ELECTRONIC STORAGE OF ELECTRONIC COMMUNICATIONS.

(14) "ELECTRONIC COMMUNICATION SERVICE" MEANS ANY SERVICE THAT PROVIDES TO USERS OF THE SERVICE THE ABILITY TO SEND OR RECEIVE WIRE OR ELECTRONIC COMMUNICATIONS.

(15) "READILY ACCESSIBLE TO THE GENERAL PUBLIC" MEANS, WITH RESPECT TO A RADIO COMMUNICATION, THAT THE COMMUNICATION IS NOT:

(I) SCRAMBLED OR ENCRYPTED;

(II) TRANSMITTED USING MODULATION TECHNIQUES THE ESSENTIAL PARAMETERS OF WHICH HAVE BEEN WITHHELD FROM THE PUBLIC WITH THE INTENTION OF PRESERVING THE PRIVACY OF THE COMMUNICATION; OR

(III) EXCEPT FOR TONE-ONLY PAGING DEVICE COMMUNICATIONS, TRANSMITTED OVER FREQUENCIES RESERVED FOR PRIVATE USE AND LICENSED FOR PRIVATE USE UNDER FEDERAL OR STATE LAW.

(16) "ELECTRONIC STORAGE" MEANS: