

(2) A STATEMENT UNDER OATH BY THE APPLICANT THAT THE INFORMATION LIKELY TO BE OBTAINED IS RELEVANT TO AN ONGOING CRIMINAL INVESTIGATION BEING CONDUCTED BY THAT AGENCY.

10-4B-04.

(A) UPON AN APPLICATION MADE UNDER § 10-4B-03 OF THIS SUBTITLE, THE COURT SHALL ENTER AN EX PARTE ORDER AUTHORIZING THE INSTALLATION AND USE OF A PEN REGISTER OR A TRAP AND TRACE DEVICE WITHIN THE JURISDICTION OF THE COURT IF THE COURT FINDS THAT THE INFORMATION LIKELY TO BE OBTAINED BY THE INSTALLATION AND USE IS RELEVANT TO AN ONGOING CRIMINAL INVESTIGATION.

(B) AN ORDER ISSUED UNDER THIS SECTION SHALL:

(1) SPECIFY THE IDENTITY, IF KNOWN, OF THE PERSON TO WHOM IS LEASED OR IN WHOSE NAME IS LISTED THE TELEPHONE LINE TO WHICH THE PEN REGISTER OR TRAP AND TRACE DEVICE IS TO BE ATTACHED;

(2) SPECIFY THE IDENTITY, IF KNOWN, OF THE PERSON WHO IS THE SUBJECT OF THE CRIMINAL INVESTIGATION;

(3) SPECIFY THE NUMBER AND, IF KNOWN, PHYSICAL LOCATION OF THE TELEPHONE LINE TO WHICH THE PEN REGISTER OR TRAP AND TRACE DEVICE IS TO BE ATTACHED AND, IN THE CASE OF A TRAP AND TRACE DEVICE, THE GEOGRAPHIC LIMITS OF THE TRAP AND TRACE ORDER;

(4) CONTAIN A DESCRIPTION OF THE OFFENSE TO WHICH THE INFORMATION LIKELY TO BE OBTAINED BY THE PEN REGISTER OR TRAP AND TRACE DEVICE RELATES; AND

(5) DIRECT, UPON THE REQUEST OF THE APPLICANT, THE FURNISHING OF INFORMATION, FACILITIES, AND TECHNICAL ASSISTANCE NECESSARY TO ACCOMPLISH THE INSTALLATION OF THE PEN REGISTER OR TRAP AND TRACE DEVICE UNDER § 10-4B-05 OF THIS SUBTITLE.

(C) (1) AN ORDER ISSUED UNDER THIS SECTION SHALL AUTHORIZE THE INSTALLATION AND USE OF A PEN REGISTER OR A TRAP AND TRACE DEVICE FOR A PERIOD NOT TO EXCEED 60 DAYS.

(2) EXTENSIONS OF AN ORDER ISSUED UNDER THIS SECTION MAY BE GRANTED UPON A NEW APPLICATION FOR AN ORDER UNDER § 10-4B-03 OF THIS SUBTITLE AND UPON THE JUDICIAL FINDING REQUIRED UNDER SUBSECTION (A) OF THIS SECTION. AN EXTENSION MAY NOT EXCEED 60 DAYS.

(D) AN ORDER AUTHORIZING OR APPROVING THE INSTALLATION AND USE OF A PEN REGISTER OR A TRAP AND TRACE DEVICE SHALL DIRECT THAT:

(1) THE ORDER BE SEALED UNTIL FURTHER ORDER OF THE COURT; AND