

VETOES

Article 27 - Crimes and Punishments  
Section 583 to be under the new subheading "Videotape  
Distributors"  
Annotated Code of Maryland  
(1982 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 27 - Crimes and Punishments

VIDEOTAPE DISTRIBUTORS

583.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS OR TERMS HAVE THE MEANINGS INDICATED.

(2) "PROTECTED INDIVIDUAL" MEANS:

(i) -- THE INDIVIDUAL DESCRIBED BY ANY INFORMATION THE WRONGFUL DISCLOSURE OF WHICH IS PROHIBITED UNDER THIS SECTION; OR

(ii) -- AN AGENT OF THAT INDIVIDUAL.

(3) -- "PUBLICATION" MEANS DISTRIBUTION TO A PERSON OTHER THAN THE PROTECTED INDIVIDUAL;

(4) -- "VIDEOTAPE DISTRIBUTOR" MEANS A PERSON WHO SELLS OR RENTS VIDEOTAPES.

(5) (i) -- "WRONGFUL DISCLOSURE" MEANS ANY PUBLICATION THAT OCCURS IN CIRCUMSTANCES IN WHICH A PROTECTED INDIVIDUAL WHO RENTS OR PURCHASES A VIDEOTAPE HAS A REASONABLE EXPECTATION OF PRIVACY.

(ii) -- "WRONGFUL DISCLOSURE" DOES NOT INCLUDE:

1. -- ANY DISCLOSURE MADE INCIDENT TO THE NORMAL COURSE OF THE BUSINESS OF RENTING OR SELLING VIDEOTAPES TO A PERSON WHOM THE PROTECTED INDIVIDUAL AUTHORIZES, PRIOR TO DISTRIBUTION, TO RECEIVE THE INFORMATION; OR

2. -- ANY DISCLOSURE MADE UNDER SUMMONS OR SUBPOENA TO APPROPRIATELY AUTHORIZED LAW ENFORCEMENT PERSONNEL; OR

3. -- ANY DISCLOSURE MADE TO A COLLECTION AGENCY OR PERSON DESIGNATED BY THE VIDEOTAPE DISTRIBUTOR FOR THE PURPOSE OF COLLECTING AN UNRETURNED VIDEOTAPE OR AN AMOUNT EQUAL TO THE VALUE OF THE UNRETURNED VIDEOTAPE.