

AN ACT concerning

Criminal Law - Wiretapping and Electronic Surveillance

FOR the purpose of adding certain crimes to the list of crimes for which it is lawful under certain circumstances for certain persons acting in a criminal investigation to intercept wire, oral, or electronic communications; and generally relating to the interception of wire, oral, or electronic communications for law enforcement purposes.

BY repealing and reenacting, without amendments,

Article - Courts and Judicial Proceedings
Section 10-402(c)(1)
Annotated Code of Maryland
(1984 Replacement Volume and 1988 Supplement)

BY repealing and reenacting, with amendments,

Article - Courts and Judicial Proceedings
Section 10-402(c)(2)
Annotated Code of Maryland
(1984 Replacement Volume and 1988 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

10-402.

(c) (1) (i) It is lawful under this subtitle for an operator of a switchboard, or an officer, employee, or agent of a provider of wire or electronic communication service, whose facilities are used in the transmission of a wire or electronic communication to intercept, disclose, or use that communication in the normal course of his employment while engaged in any activity which is a necessary incident to the rendition of his service or to the protection of the rights or property of the provider of that service, except that a provider of wire communications service to the public may not utilize service observing or random monitoring except for mechanical or service quality control checks.

(ii) 1. It is lawful under this subtitle for a provider of wire or electronic communication service, its