

(3) A PERSON MAY NOT INTENTIONALLY, WILLFULLY, AND WITHOUT AUTHORIZATION:

(I) IDENTIFY OR ATTEMPT TO IDENTIFY ANY VALID ACCESS CODES OR; OR

(II) DISTRIBUTE OR PUBLICIZE ANY VALID ACCESS CODES TO ANY UNAUTHORIZED PERSON.

(d) (1) Any person who violates any provision of subsection (c)(1) of this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or imprisonment not exceeding 3 years or both.

(2) ANY PERSON WHO VIOLATES ANY PROVISION OF SUBSECTION (C)(2) OR (C)(3) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$5,000 OR IMPRISONMENT NOT EXCEEDING 5 YEARS OR BOTH.

~~(3) -- ON CONVICTION OF A VIOLATION UNDER THIS SECTION A COURT MAY ORDER THE DEFENDANT TO MAKE RESTITUTION TO THE VICTIM IN ADDITION TO ANY OTHER PENALTY FOR THE COMMISSION OF THE VIOLATION.~~

(e) (1) When illegal access OR ~~ILLEGAL HARMFUL ACCESS~~ to a computer, computer network, computer control language, computer system, computer services, computer software, computer data base, or any part of these systems or services is committed in violation of this section  ~~pursuant to 1 scheme or continuing course of conduct--~~,  ~~the conduct--~~ EACH ~~ILLEGAL OR HARMFUL ACCESS~~ may be considered as 1 offense.

(2) A court of competent jurisdiction in this State may try a person who allegedly violates any provision of subsection (c) of this section in any county in this State where:

- (i) The person performs the act; or
- (ii) The accessed computer is located.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1989.

Approved May 25, 1989.

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