

WILLIAM DONALD SCHAEFER, Governor

Sincerely,
William Donald Schaefer
Governor

Senate Bill No. 431

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