

CHAPTER 680

(House Bill 177)

AN ACT concerning

Crimes - Cellular Wireless Telephone Cloning

FOR the purpose of prohibiting a person from knowingly ~~cloning an electronic serial number or cellular telephone number under certain circumstances; prohibiting a person from knowingly possessing, using, or selling a cloned electronic serial number or cellular telephone number under certain circumstances; prohibiting a person from knowingly manufacturing or selling a cloned cellular telephone or an electronic serial number recorder under certain circumstances~~ possessing, using, distributing, manufacturing, or selling a cloned wireless telephone or certain other devices; establishing certain penalties for certain violations under certain conditions; defining certain terms; and generally relating to ~~cellular~~ wireless telephone cloning.

BY adding to

Article 27 - Crimes and Punishments

Section 557D

Annotated Code of Maryland

(1992 Replacement Volume and 1995 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

557D.

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

(1) "CLONE" MEANS TO CONVERT A ~~CELLULAR WIRELESS TELEPHONE WHERE WITH~~ THE ELECTRONIC SERIAL NUMBER ~~OR THE CELLULAR AND THE WIRELESS TELEPHONE NUMBER HAS WHICH HAVE BEEN COPIED~~ OBTAINED FROM A REGISTERED ~~CELLULAR WIRELESS TELEPHONE~~ WITHOUT THE CONSENT OF THE TELECOMMUNICATION SERVICE PROVIDER.

(2) ~~"ELECTRONIC SERIAL NUMBER RECORDER" MEANS ANY TELECOMMUNICATION DEVICE THAT~~ "READER" MEANS AN ELECTRONIC SERIAL NUMBER RECORDING DEVICE WHICH IS CAPABLE OF, OR HAS BEEN ALTERED, MODIFIED, PROGRAMMED, OR RE-PROGRAMMED SO AS TO BE CAPABLE OF ACQUIRING OR FACILITATING THE ACQUISITION OF A TELECOMMUNICATION SERVICE WITHOUT THE CONSENT OF THE TELECOMMUNICATION SERVICE PROVIDER.