

~~2.~~ A TELECOMMUNICATION DEVICE OR ACCESS CODE THAT ~~IS CAPABLE OF, OR~~ HAS BEEN ALTERED, DESIGNED, MODIFIED, PROGRAMMED, OR REPROGRAMMED, ALONE OR IN CONJUNCTION WITH ANOTHER TELECOMMUNICATION DEVICE OR ACCESS CODE, SO AS TO BE CAPABLE OF, FACILITATING THE DISRUPTION, ACQUISITION, RECEIPT, TRANSMISSION, OR DECRYPTION OF A TELECOMMUNICATION SERVICE WITHOUT THE EXPRESS CONSENT OR EXPRESS AUTHORIZATION OF THE TELECOMMUNICATION SERVICE PROVIDER.

(II) "UNLAWFUL TELECOMMUNICATION DEVICE OR ACCESS CODE" INCLUDES A DEVICE, TECHNOLOGY, PRODUCT, SERVICE, EQUIPMENT, ACCESS CODE, OR COMPUTER SOFTWARE, COMPONENT, OR PART, PRIMARILY DISTRIBUTED, SOLD, DESIGNED, ASSEMBLED, MANUFACTURED, MODIFIED, PROGRAMMED, REPROGRAMMED, OR USED TO PROVIDE THE UNAUTHORIZED RECEIPT OF, TRANSMISSION OF, DISRUPTION OF, DECRYPTION OF, ACCESS TO, OR ACQUISITION OF A TELECOMMUNICATION SERVICE PROVIDED BY A TELECOMMUNICATION SERVICE PROVIDER.

(B) THIS SECTION DOES NOT APPLY TO:

(1) A LAW ENFORCEMENT OFFICER WHO POSSESSES OR USES A TELECOMMUNICATION ~~ACCESS~~ DEVICE OR ACCESS CODE IN THE COURSE OF AN OFFICIAL POLICE INVESTIGATION;

(2) A TELECOMMUNICATION SERVICE PROVIDER WHILE LAWFULLY ACTING IN THAT CAPACITY; OR

(3) A PERSON WHO IS EXPRESSLY AUTHORIZED BY A LAW ENFORCEMENT AGENCY OR OTHER LAWFUL AUTHORITY TO:

(I) MANUFACTURE TELECOMMUNICATION ~~ACCESS~~ DEVICES OR ACCESS CODES FOR DISTRIBUTION OR SALE TO A LAW ENFORCEMENT AGENCY OR TELECOMMUNICATION SERVICE PROVIDER; OR

(II) DISTRIBUTE OR SELL ~~TELECOMMUNICATION~~ TELECOMMUNICATIONS DEVICES OR ACCESS CODE TO A LAW ENFORCEMENT AGENCY OR TELECOMMUNICATION SERVICE PROVIDER.

(C) A PERSON MAY NOT KNOWINGLY:

(1) POSSESS, USE, MANUFACTURE, DISTRIBUTE, TRANSFER, SELL, OFFER, PROMOTE, OR ADVERTISE FOR SALE, USE, OR DISTRIBUTION, AN UNLAWFUL TELECOMMUNICATION DEVICE ~~OR MODIFY, ALTER, PROGRAM, OR REPROGRAM A TELECOMMUNICATION DEVICE:~~

(+) OR ACCESS CODE:

(I) FOR THE COMMISSION OF A THEFT OF TELECOMMUNICATION SERVICE ~~OR~~ ; OR

(II) TO RECEIVE, DISRUPT, TRANSMIT, DECRYPT, ACQUIRE, OR FACILITATE THE RECEIPT, DISRUPTION, TRANSMISSION, DECRYPTION, OR