

A PERSON CONNECTED IN ANY CAPACITY WITH A TELEGRAPH COMPANY OR TELEPHONE COMPANY, OR WITH PERSONS OPERATING TELEGRAPH LINES OR TELEPHONE LINES FOR PROFIT IN THE STATE, MAY NOT:

(1) WILLFULLY DIVULGE THE CONTENTS OR NATURE OF THE CONTENTS OF A PRIVATE COMMUNICATION THAT IS ENTRUSTED TO THE PERSON FOR TRANSMISSION OR DELIVERY; OR

(2) WILLFULLY REFUSE OR NEGLECT TO TRANSMIT OR DELIVER A PRIVATE COMMUNICATION.

(C) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 3 MONTHS OR A FINE NOT EXCEEDING \$500 OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 27, § 556.

Subsection (a)(1) of this section is revised in the standard introductory language used in a definition subsection.

In the introductory language of subsection (b) of this section, the former reference to a "clerk, operator, messenger, or other" person is deleted as included in the comprehensive reference to the defined term "person". Similarly, in the introductory language of subsection (b) of this section, the defined term "person[s]" is substituted for the former reference to "individuals" operating telegraph or telephone lines, for consistency within this article.

The Criminal Law Article Review Committee notes, for the consideration of the General Assembly, that in subsection (b) of this section, the capacity in which a person subject to this section may be connected to a telephone or telegraph company is intended to be one of employment or agency, not that of a customer.

Defined term: "Person" § 1-101

### 3-907. PUBLICATION OF INFORMATION BY VIDEO TAPE DISTRIBUTOR.

(A) DEFINITIONS.

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

(2) "PROTECTED INDIVIDUAL" MEANS AN INDIVIDUAL WHO BUYS, RENTS, OR BORROWS A VIDEO TAPE, VIDEO DISK, OR FILM FROM A VIDEO TAPE DISTRIBUTOR.

(3) "PUBLISH" MEANS TO DISTRIBUTE TO A PERSON OTHER THAN THE PROTECTED INDIVIDUAL OR AN AGENT OF THE PROTECTED INDIVIDUAL.