

(I) OWNS OR OPERATES A FIBER OPTIC, CABLE TELEVISION, SATELLITE, INTERNET-BASED, TELEPHONE, WIRELESS, MICROWAVE, DATA TRANSMISSION, OR RADIO DISTRIBUTION SYSTEM, NETWORK, OR FACILITY; OR

(II) PROVIDES A TELECOMMUNICATION SERVICE DIRECTLY OR INDIRECTLY USING ANY OF THE SYSTEMS, NETWORKS, OR FACILITIES LISTED IN ITEM (I) OF THIS PARAGRAPH.

(2) "TELECOMMUNICATION SERVICE PROVIDER" INCLUDES A PERSON THAT, FOR A FEE, SUPPLIES THE FACILITY, CELL SITE, MOBILE TELEPHONE SWITCHING OFFICE, OR OTHER EQUIPMENT OR TELECOMMUNICATION SERVICE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 194A(a)(7).

In paragraph (1)(ii) of this subsection, the term "listed" is substituted for the former term "described" for consistency.

In paragraph (2) of this subsection, the reference to a "person" is substituted for the former reference to "cellular, paging, or other wireless communications company or other person" for brevity and style.

Defined term: "Person" § 1-101

(F) UNLAWFUL ACCESS DEVICE.

"UNLAWFUL ACCESS DEVICE" MEANS AN INSTRUMENT, DEVICE, ACCESS CODE, MACHINE, EQUIPMENT, TECHNOLOGY, OR SOFTWARE THAT IS PRIMARILY DESIGNED, ASSEMBLED, MANUFACTURED, SOLD, DISTRIBUTED, POSSESSED, USED, OFFERED, PROMOTED, OR ADVERTISED TO DEFEAT OR CIRCUMVENT TECHNOLOGY, SOFTWARE, OR A DEVICE, OR A COMPONENT OR PART OF ANY TECHNOLOGY, SOFTWARE, OR A DEVICE USED BY THE PROVIDER, OWNER, OR LICENSEE OF A TELECOMMUNICATION SERVICE OR OF A DATA, AUDIO, OR VIDEO PROGRAM OR TRANSMISSION, TO PROTECT THAT TELECOMMUNICATION, DATA, AUDIO, OR VIDEO SERVICE, PROGRAM, OR TRANSMISSION FROM UNAUTHORIZED RECEIPT, ACQUISITION, ACCESS, DECRYPTION, DISCLOSURE, COMMUNICATION, TRANSMISSION, OR RETRANSMISSION.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 194A(a)(8).

The phrase "to defeat or circumvent" is substituted for the former phrase "for the purpose of defeating or circumventing" for brevity.

The reference to "technology, software, or a device" is substituted for the former reference to "them" for clarity.

(G) UNLAWFUL TELECOMMUNICATION DEVICE OR ACCESS CODE.

(1) "UNLAWFUL TELECOMMUNICATION DEVICE OR ACCESS CODE" MEANS A TELECOMMUNICATION DEVICE OR ACCESS CODE THAT HAS BEEN ALTERED, DESIGNED, MODIFIED, PROGRAMMED, OR REPROGRAMMED, ALONE OR IN CONJUNCTION WITH ANOTHER TELECOMMUNICATION DEVICE OR ACCESS CODE, TO