

FACILITATE THE DISRUPTION, ACQUISITION, RECEIPT, TRANSMISSION, OR DECRYPTION OF A TELECOMMUNICATION SERVICE WITHOUT THE EXPRESS CONSENT OR EXPRESS AUTHORIZATION OF THE TELECOMMUNICATION SERVICE PROVIDER

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

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 27, § 194A(a)(9).

In paragraph (1) of this subsection, the phrase "to facilitate" is substituted for the former phrase "so as to be capable of facilitating" for brevity.

In paragraph (2) of this subsection, the reference to "access to or receipt, transmission, disruption, decryption, or acquisition of" is substituted for the former reference to "receipt of, transmission of, disruption of, decryption of, access to, or acquisition of" for clarity.

7-314. SCOPE OF PART.

THIS PART DOES NOT APPLY TO:

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

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

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

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

(II) DISTRIBUTE OR SELL TELECOMMUNICATION DEVICES OR ACCESS CODES TO LAW ENFORCEMENT UNITS OR TELECOMMUNICATION SERVICE PROVIDERS.

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

Defined terms: "Manufacture" § 7-313

"Person" § 1-101