

situation and probable cause exists for the investigative or law enforcement officer to believe a hostage or hostages may be involved, where the person is a party to the communication or one of the parties to the communication has given prior consent to the interception.

(3) It is lawful under this subtitle for a person to intercept a wire, oral, or electronic communication where the person is a party to the communication and where all of the parties to the communication have given prior consent to the interception unless the communication is intercepted for the purpose of committing any criminal or tortious act in violation of the Constitution or laws of the United States or of this State.

(4) IT IS LAWFUL UNDER THIS SUBTITLE FOR A LAW ENFORCEMENT OFFICER IN THE COURSE OF THE OFFICER'S REGULAR DUTY TO INTERCEPT AN ORAL COMMUNICATION, IF ~~THE LAW ENFORCEMENT OFFICER:~~

(I) THE LAW ENFORCEMENT OFFICER INITIALLY DETAINED A VEHICLE FOR A TRAFFIC VIOLATION;

~~(II)~~ (II) THE LAW ENFORCEMENT OFFICER IS A PARTY TO THE ORAL COMMUNICATION;

~~(III)~~ (III) THE LAW ENFORCEMENT OFFICER HAS BEEN IDENTIFIED AS SUCH A LAW ENFORCEMENT OFFICER TO THE OTHER PARTIES TO THE ORAL COMMUNICATION PRIOR TO ANY INTERCEPTION;
AND

~~(IV)~~ (IV) THE LAW ENFORCEMENT OFFICER INFORMS ALL OTHER PARTIES TO THE COMMUNICATION OF THE INTERCEPTION AT THE BEGINNING OF THE COMMUNICATION; AND

(V) THE ORAL INTERCEPTION IS BEING MADE AS PART OF A VIDEO TAPE RECORDING.

[(4)](5) It is lawful under this subtitle for an officer, employee, or agent of a governmental emergency communications center to intercept a wire, oral, or electronic communication where the officer, agent or employee is a party to a conversation concerning an emergency.

[(5)](6) (i) It is lawful under this subtitle for law enforcement personnel to utilize body wires to intercept oral communications in the course of a criminal investigation if there is reasonable cause to believe that a law enforcement officer's safety may be in jeopardy.

(ii) Communications intercepted under this paragraph may not be recorded, and may not be used against the defendant in a criminal proceeding.

[(6)](7) It is lawful under this subtitle for a person: