

(2) "EQUIPMENT" MEANS AN INSTRUMENT, APPARATUS, OR DEVICE.

(3) "PLANS" MEANS INSTRUCTIONS FOR MAKING OR ASSEMBLING EQUIPMENT.

(B) IN GENERAL.

A PERSON MAY NOT KNOWINGLY MAKE, SELL, OFFER, OR ADVERTISE FOR SALE, POSSESS, OR GIVE OR OTHERWISE TRANSFER TO ANOTHER, WITHOUT THE APPROPRIATE PAYMENT OF CHARGES, EQUIPMENT OR PLANS DESIGNED OR USED TO:

(1) OBTAIN TELEPHONE OR TELEGRAPH SERVICE;

(2) TRANSMIT A MESSAGE, SIGNAL, OR OTHER COMMUNICATION BY TELEPHONE OR TELEGRAPH OR OVER TELEPHONE OR TELEGRAPH FACILITIES; OR

(3) CONCEAL OR ASSIST IN CONCEALING FROM A SUPPLIER OF TELEPHONE OR TELEGRAPH SERVICE OR FROM A PERSON RESPONSIBLE FOR ENFORCING THIS SECTION, THE EXISTENCE, ORIGIN, OR DESTINATION OF A MESSAGE, SIGNAL, OR OTHER COMMUNICATION BY TELEPHONE OR TELEGRAPH OR OVER TELEPHONE OR TELEGRAPH FACILITIES.

(C) CONTRABAND.

ANY EQUIPMENT OR PLANS USED IN VIOLATION OF THIS SECTION:

(1) MAY BE SEIZED BY COURT ORDER OR UNDER A WARRANT; AND

(2) ON CONVICTION OF A PERSON WITH AN OWNERSHIP INTEREST IN THEM, SHALL BE DESTROYED AS CONTRABAND BY THE COURT IN WHICH THE PERSON IS CONVICTED.

(D) PENALTY.

A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$500 OR IMPRISONMENT NOT EXCEEDING 12 MONTHS OR BOTH.

REVISOR'S NOTE: Chapter 8, Acts of 1998, which enacted the Public Utility Companies Article, also added this section, which is derived without substantive change from former Art. 27, § 557A.

In the introductory language of subsection (b) of this section, the former references to "adapted" and "employed" are deleted as unnecessary in light of the references to "designed" and "used".

In subsection (d) of this section, the former reference to "in the discretion of the court" is deleted as surplusage.

Article - Business Regulation

19-102. COMMON CARRIER — SALE OF FREIGHT AND BAGGAGE.

(A) SCOPE OF SECTION.