

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
104th LEGISLATURE

SENATE AMENDMENT "B" to H.P. 769, L.D. 1002, Bill, "AN ACT to Provide for the Interception of Wire and Oral Communications."

Amend said Bill by striking out all of the title and inserting in place thereof the following: 'AN ACT to Prohibit the Interception of Wire Communications.'

Further amend said Bill by striking out everything after the enacting clause and inserting in place thereof the following:

'R. S., T. 17, c. 68, additional. Title 17 of the Revised Statutes is amended by adding a new chapter 68 to read as follows:

CHAPTER 68

INTERCEPTION OF WIRE COMMUNICATIONS

§ 1975. Interception of wire communications

Any person who willfully intercepts, attempts to intercept or procures any other person to intercept or attempt to intercept, any wire communication shall be punished by a fine of not more than \$10,000 or by imprisonment in the State Prison for not more than 5 years, or by both.

It shall not be a violation of this section for an operator of a switchboard, or an officer, employee or agent of any telephone or telegraph company, whose facilities are used in the transmission of a wire communication, to intercept, disclose or use that communication in the normal course of his employment while engaged in any activity which is a necessary incident to the rendition of his service or to the protection of the rights or property of the caller of such communication; provided, that said telephone or telegraph companies shall not utilize service observing or random monitoring except for mechanical or service quality control checks; or for persons to use an interoffice communication system for business purposes; or for federal officers to act pursuant to a statute of the United States.'

Proposed by Senator BELIVEAU of Oxford.  
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