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**By: Delegates Harkins, Hubbard, and Hutchins**

Introduced and read first time: February 2, 1996

Assigned to: Judiciary

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 5, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Crimes and Punishments - Code Grabbing Devices - Prohibited**

3 FOR the purpose of prohibiting a person from ~~possessing a code grabbing device with the~~  
4 ~~intent of using it in the commission of a crime~~ manufacturing, selling, using, or  
5 possessing a code grabbing device with a certain intent; establishing a certain  
6 penalty; defining certain terms; and generally relating to the possession of code  
7 grabbing devices.

8 BY adding to

9 Article 27 - Crimes and Punishments

10 Section 40B to be under the new subheading "Code Grabbing"

11 Annotated Code of Maryland

12 (1992 Replacement Volume and 1995 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 27 - Crimes and Punishments**

16 **CODE GRABBING**

17 40B.

18 (A) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS

19 INDICATED.

20 (1) "CODE GRABBING DEVICE" MEANS A DEVICE THAT IS CAPABLE OF

21 RECEIVING AND RECORDING THE CODED SIGNAL SENT BY THE TRANSMITTER OF

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1 AN ELECTRONIC SECURITY SYSTEM AND PLAYING BACK THE SIGNAL TO DISARM  
2 THE ELECTRONIC SECURITY SYSTEM.

3 (2) "ELECTRONIC SECURITY SYSTEM" INCLUDES:

4 (I) AN ELECTRONIC HOME SECURITY SYSTEM;

5 (II) A MOTOR VEHICLE SECURITY ALARM SYSTEM; ~~AND~~

6 (III) AN AUTOMATIC GARAGE DOOR OPENER; AND

7 (IV) A HOME DETENTION MONITORING DEVICE.

8 (B) A PERSON MAY NOT MANUFACTURE, SELL, USE, OR POSSESS A CODE  
9 GRABBING DEVICE WITH THE INTENT TO USE IT FOR THE CODE GRABBING DEVICE  
10 TO BE USED IN THE COMMISSION OF A CRIME.

11 (C) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR  
12 AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR A TERM OF  
13 IMPRISONMENT NOT EXCEEDING ~~3 YEARS~~ 1 YEAR OR BOTH.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 1996.