Unofficial Copy E1 2000 Regular Session Olr0177 CF Olr0178

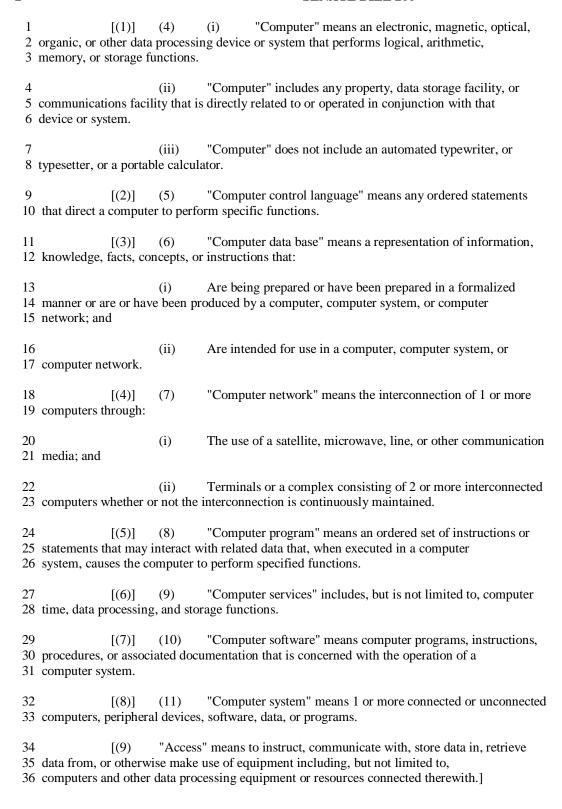
By: The President (Administration) and Senators Miller, Forehand, and

**Hogan**Introduced and read first time: January 24, 2000

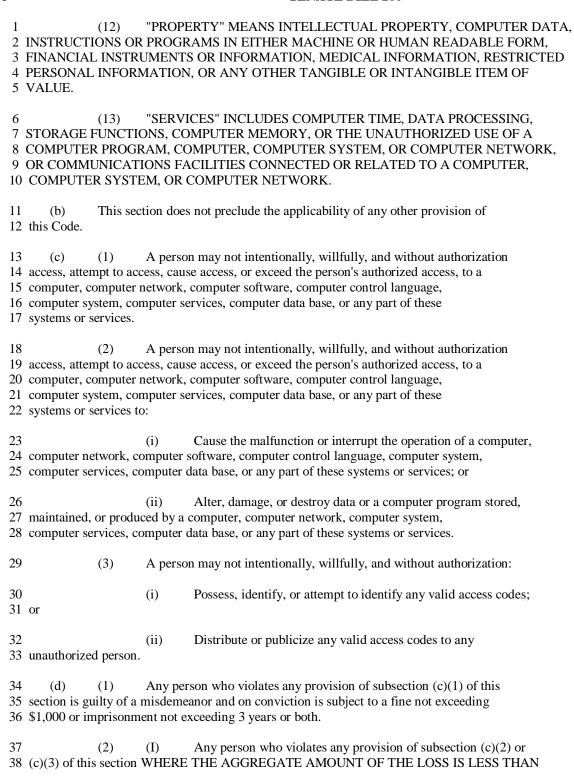
Assigned to: Judicial Proceedings

	A BILL ENTITLED			
1	AN ACT concerning			
2	Crimes - Computer Piracy			
3 4 5 6	certain amount constitute a felony; establishing certain penalties; defining			
7 8 9 10 11	Section 146 O Annotated Code of Maryland			
12 13	2 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 3 MARYLAND, That the Laws of Maryland read as follows:			
14	Article 27 - Crimes and Punishments			
15	146.			
16	(a) (1) In this section the following words have the meanings indicated.			
	(2) "ACCESS" MEANS TO INSTRUCT, COMMUNICATE WITH, STORE DATA IN, RETRIEVE, INTERCEPT DATA FROM, OR OTHERWISE USE THE RESOURCES OF A COMPUTER PROGRAM, COMPUTER SYSTEM, OR COMPUTER NETWORK.			
20 21	(3) (I) "AGGREGATE AMOUNT" MEANS ANY DIRECT OR INDIRECT LOSS INCURRED BY A VICTIM.			
24 25 26	(II) "AGGREGATE AMOUNT" INCLUDES THE VALUE OF ANY MONEY, PROPERTY, OR SERVICE LOST, STOLEN, OR RENDERED UNRECOVERABLE BY THE OFFENSE, OR ANY ACTUAL EXPENDITURE INCURRED BY THE VICTIM TO VERIFY THAT A COMPUTER PROGRAM, COMPUTER, COMPUTER SYSTEM, OR COMPUTER NETWORK WAS NOT ALTERED, ACQUIRED, DAMAGED, DELETED, DISRUPTED, OR DESTROYED BY THE ACCESS.			

## **SENATE BILL 200**



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## SENATE BILL 200

	\$5,000 is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$5,000 or imprisonment not exceeding 5 years or both.			
5 6	4 (C)(2) OR (C)(3) OF TH 5 \$5,000 OR GREATER I	HÍS SEC IS GUII	ANY PERSON WHO VIOLATES ANY PROVISION OF SUBSECTION CTION WHERE THE AGGREGATE AMOUNT OF THE LOSS IS LTY OF A FELONY AND ON CONVICTION IS SUBJECT TO A 000 OR IMPRISONMENT NOT EXCEEDING 15 YEARS OR	
10 11	8 (e) (1) When illegal access to a computer, computer network, computer 9 control language, computer system, computer services, computer software, computer 0 data base, or any part of these systems or services is committed in violation of this 1 section pursuant to 1 scheme or continuing course of conduct, the conduct may be 2 considered as 1 offense.			
	3 (2) A court of competent jurisdiction in this State may try a person who 4 allegedly violates any provision of subsection (c) of this section in any county in this 5 State where:			
16	6 (i)	2)	The person performs the act; or	
17	7 (ii	i)	The accessed computer is located.	
18 19	8 SECTION 2. AND 9 October 1, 2000.	BE IT I	FURTHER ENACTED, That this Act shall take effect	