

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 249

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “the” in line 6 down through “parties” in line 9 and substitute “if a person becomes a party to a communication after compliance with certain identification and notice requirements, the interception of the communication is lawful if certain identification and notice requirements are met and after the law enforcement officer has been identified as a law enforcement officer to each subsequent party to the communication and each subsequent party to the communication is informed”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 13 through 19, inclusive, and substitute:

“(II) IF A PERSON BECOMES A PARTY TO A COMMUNICATION AFTER COMPLIANCE WITH THE REQUIREMENTS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE INTERCEPTION OF THE COMMUNICATION IS LAWFUL:

1. IF ALL OF THE REQUIREMENTS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH HAVE BEEN MET; AND

2. A. AFTER THE LAW ENFORCEMENT OFFICER HAS BEEN IDENTIFIED AS A LAW ENFORCEMENT OFFICER TO EACH SUBSEQUENT PARTY TO THE COMMUNICATION; AND

B. AFTER THE LAW ENFORCEMENT OFFICER INFORMS EACH SUBSEQUENT PARTY TO THE COMMUNICATION THAT THE COMMUNICATION IS BEING INTERCEPTED.”.