
By: **Delegates Vallario and Simmons**

Introduced and read first time: February 10, 2006

Assigned to: Economic Matters and Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Cell Phone Privacy Act of 2006**

3 FOR the purpose of prohibiting a person from buying, selling, or otherwise obtaining
4 or distributing the call records of a subscriber of cellular telephone service
5 without certain permission or a court order; establishing certain penalties; and
6 generally relating to the privacy of cellular telephone records.

7 BY adding to
8 Article - Criminal Law
9 Section 7-304
10 Annotated Code of Maryland
11 (2002 Volume and 2005 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article - Criminal Law**

15 7-304.

16 (A) A PERSON MAY NOT BUY, SELL, OR OTHERWISE OBTAIN OR DISTRIBUTE
17 THE CALL RECORDS OF A SUBSCRIBER OF CELLULAR TELEPHONE SERVICE,
18 WITHOUT:

19 (1) THE WRITTEN PERMISSION OF THE SUBSCRIBER; OR

20 (2) A COURT ORDER.

21 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
22 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 2 YEARS OR A
23 FINE NOT EXCEEDING \$2,000 OR BOTH.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 2006.