

**HOUSE . . . . . No. 1419**

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The Commonwealth of Massachusetts

PRESENTED BY:

***Louis L. Kafka, (BY REQUEST)***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to wiretapping in the Commonwealth.

PETITION OF:

NAME:

*Michael J. Hyde*

DISTRICT/ADDRESS:

**HOUSE . . . . . No. 1419**

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By Mr. Kafka of Stoughton (by request), a petition (accompanied by bill, House, No. 1419) of Michael J. Hyde relative to wiretapping. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE  
 HOUSE  
 , NO. 2231 OF 2011-2012.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act relative to wiretapping in the Commonwealth.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Subparagraph 1 of paragraph D of section 99 of chapter 272 of the Genera l  
2 Laws, as appearing in the 2006 Official Edition, is hereby amended by adding the following  
3 clause:- g. for a person not acting under color of law to intercept a wire communication  
4 containing a person's speech or oral communication where such person is a party to the  
5 communication or where one of the parties to the communication has given prior consent to such  
6 interception, unless such communication is intercepted for the purpose of committing any  
7 criminal or tortious act in violation of the constitution or laws of the United States or State of  
8 Massachusetts or for the purpose of committing any other injurious act.