



General Assembly

February Session, 2004

Raised Bill No. 511

LCO No. 1938

01938_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT AUTHORIZING LAW ENFORCEMENT OFFICIALS TO
SUBPOENA TELEPHONE RECORDS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2004*) (a) As used in this
2 section, "call-identifying information" means dialing or signaling
3 information that identifies the origin, direction, destination or
4 termination of each communication generated or received by a
5 subscriber by means of any equipment, facility or service of a
6 telecommunications carrier.

7 (b) A state's attorney, the chief of police of an organized local police
8 department or the commanding officer of the state police troop having
9 jurisdiction over a municipality without an organized local police
10 department may issue a subpoena to compel a telecommunications
11 carrier to disclose call-identifying information pertaining to a
12 subscriber, provided such state's attorney, chief of police or
13 commanding officer has reasonable grounds to believe that such
14 information is relevant and material to an ongoing criminal
15 investigation and specifies in such subpoena the case number assigned
16 to such investigation.

17 (c) Not later than forty-eight hours after the issuance of a subpoena
18 pursuant to subsection (b) of this section, the state's attorney, chief of
19 police or commanding officer who issued such subpoena shall mail
20 notice of the issuance of such subpoena to the subscriber whose call-
21 identifying information is the subject of such subpoena.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>

Statement of Purpose:

To authorize certain law enforcement officials to issue a subpoena to a telecommunications provider for call-identifying information pertaining to a subscriber.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]