§641. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings. [PL 2013, c. 402, §1 (NEW).]

1. Adverse result. "Adverse result" means:

A. Immediate danger of death or serious physical injury to any person; [PL 2019, c. 489, §4 (AMD).]

B. Flight from prosecution; [PL 2013, c. 402, §1 (NEW).]

C. Destruction of or tampering with evidence; [PL 2013, c. 402, §1 (NEW).]

D. Intimidation of a potential witness; [PL 2013, c. 402, §1 (NEW).]

E. Seriously jeopardizing an investigation; or [PL 2019, c. 489, §4 (AMD).]

F. Undue delay of a trial. [PL 2019, c. 489, §4 (AMD).]

G. [PL 2019, c. 489, §4 (RP).]
[PL 2019, c. 489, §4 (AMD).]

2. Content information. "Content information," when used with respect to any wire, oral or electronic communication, includes any information concerning the substance, purport or meaning of that communication.
[PL 2013, c. 402, §1 (NEW).]

3. Electronic communication service. "Electronic communication service" means a service that provides to users the ability to send or receive spoken or electronic communications.
[PL 2013, c. 402, §1 (NEW).]

3-A. Electronic device. "Electronic device" means an electronic device that enables access to, or use of, an electronic communication service or remote computing service.
[PL 2023, c. 499, §2 (NEW).]

4. Government entity. "Government entity" means a state or local government agency, including but not limited to a law enforcement entity or any other investigative entity, agency, department, division, bureau, board or commission or an individual acting or purporting to act for or on behalf of a state or local government agency.
[PL 2013, c. 402, §1 (NEW).]

5. Owner. "Owner" means the person or entity having the legal title, claim or right to an electronic device.
[PL 2023, c. 499, §3 (AMD).]

6. Portable electronic device.
[PL 2023, c. 499, §4 (RP).]

7. Remote computing service. "Remote computing service" means:

A. The provision to the public over the Internet of on-demand computer storage; or [PL 2023, c. 499, §5 (NEW).]

B. Processing services provided by means of an electronic communication service. [PL 2023, c. 499, §5 (NEW).]
[PL 2023, c. 499, §5 (RPR).]

7-A. Serious physical injury. "Serious physical injury" means:

A. Bodily injury that creates a substantial risk of death, serious, permanent disfigurement or loss or substantial impairment of the function of a bodily member or organ or extended convalescence for recovery of physical health; or [PL 2019, c. 489, §6 (NEW).]

B. Any harm potentially caused by a violation of Title 17-A, chapter 11 or Title 17-A, section 282, 301, 302 or 303. [PL 2019, c. 489, §6 (NEW).]

[PL 2019, c. 489, §6 (NEW).]

8. User. "User" means a person or entity that uses an electronic device.

[PL 2023, c. 499, §6 (AMD).]

REVISOR'S NOTE: §641. Definitions (As enacted by PL 2013, c. 409, §1 is REALLOCATED TO TITLE 16, SECTION 647)

SECTION HISTORY

RR 2013, c. 1, §28 (RAL). PL 2013, c. 402, §1 (NEW). PL 2013, c. 409, §1 (NEW). PL 2019, c. 489, §§4-6 (AMD). PL 2023, c. 499, §§2-6 (AMD).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the First Special Session of the 132nd Maine Legislature and is current through October 1, 2025. The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.