

**N.J. Stat. § 2A:156A-27**

Current through New Jersey 220th Second Annual Session, L. 2023, c. 280 and J.R. 18

*LexisNexis® New Jersey Annotated Statutes > Title 2A. Administration of Civil and Criminal Justice (Subts. 1 — 12) > Subtitle 11. Criminal Procedure (Chs. 152 — 168A) > Chapter 156A. New Jersey Wiretapping and Electronic Surveillance Control Act (§§ 2A:156A-1 — 2A:156A-37)*

**§ 2A:156A-27. Unlawful access to stored communications**

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Unlawful access to stored communications.

- a.** A person is guilty of a crime of the fourth degree if he (1) knowingly accesses without authorization a facility through which an electronic communication service is provided or exceeds an authorization to access that facility, and (2) thereby obtains, alters, or prevents authorized access to a wire or electronic communication while that communication is in electronic storage.
- b.** A person is guilty of a crime of the third degree if, for the purpose of commercial advantage, private commercial gain, or malicious destruction or damage, he (1) knowingly accesses without authorization a facility through which an electronic communication service is provided or exceeds an authorization to access that facility, and (2) thereby obtains, alters, or prevents authorized access to a wire or electronic communication while that communication is in electronic storage.
- c.** This section does not apply to conduct authorized: (1) by the person or entity providing a wire or electronic communication service; or (2) by a user of that service with respect to a communication of or intended for that user; or (3) by section 10 of P.L.1968, c.409 (C.2A:156A-10), section 13 of P.L.1968, c.409 (C.2A:156A-13), or by section 23 or 24 of P.L.1993, c.29 (C.2A:156A-29 or C.2A:156A-30).

**History**

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L. 1993, c. 29, § 21.