State Statutes Addressing Audio Monitoring

State	Statute	Party Consent
Alabama	AL Code §13A-11-30	1
Alaska	§42.20.310	1
Arizona	AZ Stat §13-3005	1
Arkansas	§5-60-120	1
California	CA Penal Code §631	ALL
Colorado	CO Stat §18-9-303	1
Connecticut	CT Stat §52-570d	ALL
Delaware	DE Code Title 11, §2402(c)(4)	1
DC	DC Code §52-541 & §23-542	1
Florida	FL Stat Ch 934.03	ALL
Georgia	GA Code §16-11-62	1
Hawaii	HI Stat §803-42, 711-1111	1
Idaho	ID Code §18-6702	1
Illinois	720 ILCS 5/14-2	ALL
Indiana	IN Code §35-33.5-1-5	1
Iowa	IA Code §727.8	1
Kansas	KS Stat §21-6101	1
Kentucky	KY Stat §526.010	1
Louisiana	LA Stat §15:1303	1
Maine	ME Title 15, §709	1
Maryland	MD Code §10-402	ALL
Massachusetts	MA Ch 272, §99	ALL
Michigan	MI Laws §750.539c	ALL
Minnesota	MN Stat §626A.02	1
Mississippi	MS Code §41-29-501 to 537	1
Missouri	MO Stat §542.402	1

State	Statute	Party Consent
Montana	MT Code §45-8-213	ALL
Nebraska	NE Stat §86-290	1
Nevada	NV Stat §200.620	1/Court Order
New Hampshire	NH Stat §570-A:2	ALL
New Jersey	NJ Stat §2A:156A-3&4	1
New Mexico	NM §30-12-1	1
New York	NY Penal Law §250.00, 250.05	1
North Carolina	NC Stat §15A-287; §14-155	1
North Dakota	ND Code §12.1-15-02	1
Ohio	OH Code §2933.52	1
Oklahoma	13 OK St. §176.2 -4	1
Oregon	OR Stat §165.540, 165.543 & §133.005	1
Pennsylvania	18 PA Stat §5703 to 5704	ALL
Rhode Island	RI Gen Laws §11-35-21, §12-5.1	1
South Carolina	SC Code §17-30-20	1
South Dakota	SD Codified Laws §23A-35A-20	1
Tennessee	TN Code §39-13-605	1
Texas	TX Penal Code §16.02	1
Utah	UT Code §77-23a-4	1
Vermont	No VT Statutes Address Monitoring	
Virginia	VA Code §19.2-62	1
Washington	WA Code §9.73.030	ALL
West Virginia	WV Code §62-1D-3	1
Wisconsin	WI Stat §968.31	1
Wyoming	WY Stat §7-3-701	1

(1): From United States Code, Title 18, **it shall not be unlawful**...for a person...to intercept a wire, oral, or electronic communication **where** such person is a party to the communication or **where** one of the parties to the communication has given prior consent to such interception. Section 2510(2) regarding rights of privacy.

(All): all party consent states require the consent of each individual involved in the communication.

Statutes current as of 2020