

SB0977/733928/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 977
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “**State and Local Agencies –**”; in line 5, after the first “of” insert “prohibiting a certain person in possession of certain data, information, and records from sharing or otherwise making the data, information, and records available under certain circumstances; altering the limitations on certain prohibitions relating to the disclosure and inspection of certain public records under the Public Information Act;”; in line 6, strike the first “or” and substitute a comma; in lines 6 and 7, strike “, facilities, or buildings”; strike beginning with “requiring” in line 8 down through “discipline;” in line 10; in line 11, strike “and” and substitute a comma; strike beginning with “access” in line 11 down through “agencies” in line 12 and substitute “federal immigration law”; after line 12, insert:

“BY adding to

Article – Business Regulation

Section 1–211

Annotated Code of Maryland

(2024 Replacement Volume)”;

and in line 13, strike “without” and substitute “with”.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“Article – Business Regulation

1–211.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "COVERED RECORD" MEANS A COPY OF ANY DATA, INFORMATION, OR RECORD THAT:

(I) WAS MADE BY A UNIT OR INSTRUMENTALITY OF STATE OR LOCAL GOVERNMENT; AND

(II) CONTAINS PERSONAL INFORMATION.

(3) "PERSONAL INFORMATION" MEANS ANY INFORMATION THAT IS LINKED OR CAN BE REASONABLY LINKED TO AN IDENTIFIED OR IDENTIFIABLE INDIVIDUAL WHO RESIDES IN THE STATE.

(B) THIS SECTION DOES NOT APPLY TO THE INDIVIDUAL TO WHOM THE PERSONAL INFORMATION IS LINKED OR CAN BE REASONABLY LINKED.

(C) A PERSON IN POSSESSION OF A COVERED RECORD MAY NOT SHARE OR OTHERWISE MAKE AVAILABLE THE COVERED RECORD IN EXCHANGE FOR ANYTHING OF VALUE OR FOR THE PURPOSE OF RESALE.

(D) A PERSON WHO OBTAINS A COVERED RECORD IN EXCHANGE FOR ANYTHING OF VALUE MAY NOT SHARE OR OTHERWISE MAKE AVAILABLE THE COVERED RECORD FOR THE PURPOSE OF IMMIGRATION ENFORCEMENT, UNLESS:

(1) THE PERSON IS PRESENTED WITH A VALID WARRANT ISSUED BY A FEDERAL COURT OR A COURT OF THE STATE; OR

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(2) THE COVERED RECORD IS OTHERWISE MADE AVAILABLE FOR INSPECTION TO ALL MEMBERS OF THE GENERAL PUBLIC BY THE UNIT OR INSTRUMENTALITY OF STATE OR LOCAL GOVERNMENT WHICH MADE THE COVERED RECORD.

On page 2, in line 2, strike “a federal agent or federal agency” and substitute “**ANOTHER PERSON OR A GOVERNMENTAL ENTITY**”; in line 3, after “person” insert “**DISCLOSING THE PERSONAL INFORMATION**”; and in lines 12 and 18, in each instance, strike “federal agency” and substitute “**PERSON OR GOVERNMENTAL ENTITY**”.

On page 3, strike in their entirety lines 20 through 22, inclusive.

On page 4, strike beginning with “(C)” in line 7 down through “(E)” in line 33 and substitute “**(C)**”.

On page 5, in line 2, strike “**FACILITY, BUILDING,**”; and strike in their entirety lines 13 through 20, inclusive.