

# HOUSE BILL 1325

C9, F5, L6

4lr1465

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By: **Delegate Addison**

Introduced and read first time: February 9, 2024

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Individuals Experiencing Homelessness – Address Requirements – Prohibition**

3 FOR the purpose of prohibiting a public library, a recipient of a certain award from the  
4 Department of Housing and Community Development, the Department, a public  
5 housing agency, a county, or a municipality from requiring an individual  
6 experiencing homelessness to provide a current address in certain circumstances;  
7 and generally relating to address requirements for individuals experiencing  
8 homelessness.

9 BY adding to

10 Article – Education  
11 Section 23–411  
12 Annotated Code of Maryland  
13 (2022 Replacement Volume and 2023 Supplement)

14 BY adding to

15 Article – Housing and Community Development  
16 Section 1–103  
17 Annotated Code of Maryland  
18 (2019 Replacement Volume and 2023 Supplement)

19 BY repealing and reenacting, with amendments,

20 Article – Housing and Community Development  
21 Section 4–2905  
22 Annotated Code of Maryland  
23 (2019 Replacement Volume and 2023 Supplement)

24 BY repealing and reenacting, with amendments,

25 Article – Local Government  
26 Section 1–201  
27 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2013 Volume and 2023 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
That the Laws of Maryland read as follows:

**Article – Education**

**23–411.**

(A) IN THIS SECTION, “INDIVIDUAL EXPERIENCING HOMELESSNESS” HAS THE SAME MEANING AS “HOMELESS INDIVIDUAL” UNDER THE FEDERAL MCKINNEY–VENTO HOMELESS ASSISTANCE ACT.

(B) A PUBLIC LIBRARY MAY NOT REQUIRE AN INDIVIDUAL EXPERIENCING HOMELESSNESS TO PROVIDE A CURRENT ADDRESS BEFORE ISSUING A LIBRARY CARD TO THE INDIVIDUAL.

**Article – Housing and Community Development**

**1–103.**

(A) IN THIS SECTION, “INDIVIDUAL EXPERIENCING HOMELESSNESS” HAS THE SAME MEANING AS “HOMELESS INDIVIDUAL” UNDER THE FEDERAL MCKINNEY–VENTO HOMELESS ASSISTANCE ACT.

(B) THIS SECTION APPLIES TO A PROGRAM OPERATED BY THE DEPARTMENT THAT AWARDS GRANTS AND LOANS THAT MAY BE USED TO PROVIDE AFFORDABLE SINGLE–FAMILY OR MULTIFAMILY HOUSING.

(C) A RECIPIENT OF AN AWARD MAY NOT REQUIRE AN INDIVIDUAL EXPERIENCING HOMELESSNESS TO PROVIDE A CURRENT ADDRESS AS A CONDITION OF ELIGIBILITY ON A RESIDENTIAL APPLICATION.

(D) THE DEPARTMENT SHALL ADOPT REGULATIONS THAT ARE NECESSARY TO CARRY OUT THE PURPOSE OF THIS SECTION.

**4–2905.**

(A) To be eligible for a housing assistance payment under the State Program, a family shall:

(1) reside in the State;

(2) be on a federal housing choice voucher waiting list; and

1 (3) meet low-income eligibility limits under the federal Housing Choice  
2 Voucher Program or income requirements as determined by the public housing agency.

3 **(B) THE DEPARTMENT OR A PUBLIC HOUSING AGENCY MAY NOT REQUIRE**  
4 **AN INDIVIDUAL EXPERIENCING HOMELESSNESS, AS DEFINED IN § 1-103 OF THIS**  
5 **ARTICLE, TO PROVIDE A CURRENT ADDRESS AS A CONDITION OF ELIGIBILITY FOR A**  
6 **HOUSING ASSISTANCE PAYMENT.**

7 **Article – Local Government**

8 1-201.

9 (a) **IN THIS SECTION, “INDIVIDUAL EXPERIENCING HOMELESSNESS” HAS**  
10 **THE SAME MEANING AS “HOMELESS INDIVIDUAL” UNDER THE FEDERAL**  
11 **MCKINNEY-VENTO HOMELESS ASSISTANCE ACT.**

12 **(B)** This section does not apply to:

13 (1) an elected official;

14 (2) the head of a unit of a county or municipality who reports directly to:

15 (i) the chief administrative officer of the county or municipality;

16 (ii) an elected executive; or

17 (iii) the governing body of the county or municipality; or

18 (3) the chief administrative officer of the county or municipality.

19 **[(b)] (C)** (1) Except as provided in paragraph (2) of this subsection, a county  
20 or municipality may not require an employee [to reside in the State, county, or municipality  
21 or within a specified distance of the State, county, or municipality as a condition of  
22 employment], **AS A CONDITION OF EMPLOYMENT, TO:**

23 **(I) RESIDE IN THE STATE, COUNTY, OR MUNICIPALITY OR**  
24 **WITHIN A SPECIFIED DISTANCE OF THE STATE, COUNTY, OR MUNICIPALITY; OR**

25 **(II) IF THE EMPLOYEE IS AN INDIVIDUAL EXPERIENCING**  
26 **HOMELESSNESS, PROVIDE A CURRENT ADDRESS.**

27 (2) A county or municipality may require an at-will supervisory employee  
28 to reside in the State, county, or municipality or within a specified distance of the State,  
29 county, or municipality as a condition of employment if the at-will supervisory employee  
30 reports directly to the head of a unit of the county or municipality.

1           (3) Subject to subsection ~~[(c)]~~ **(D)** of this section, when making  
2 employment, promotion, demotion, layoff, and discharge decisions, a county or municipality  
3 may not discriminate based on an individual's place of residence.

4           ~~[(c)]~~ **(D)** A county or municipality may grant a resident of the State, county, or  
5 municipality additional points or credits in employment or promotion decisions if the points  
6 or credits are provided in accordance with a merit system established by the county or  
7 municipality by local law or ordinance.

8           ~~[(d)]~~ **(E)** An agency created under State law that provides governmental services  
9 to more than one county or municipality may not require an employee, as a condition of  
10 employment, to reside in the State or a county or municipality or within a specified distance  
11 of the State, a county, or a municipality for which the agency provides governmental  
12 services.

13           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2024.