

HOUSE BILL 1460

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4lr2209

By: **Delegates Acevero, Alston, Charkoudian, Ghrist, A. Johnson, Martinez, McCaskill, Nawrocki, Roberson, Ruff, and Wims**

Introduced and read first time: February 12, 2024

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Personal Identifying Information and Images of Minors –**
3 **Dissemination**

4 FOR the purpose of prohibiting a person from intentionally disseminating the personal
5 identifying information or image of a minor under certain circumstances; and
6 generally relating to the dissemination of personal identifying information and
7 images of minors.

8 BY adding to

9 Article – Criminal Law

10 Section 3–810

11 Annotated Code of Maryland

12 (2021 Replacement Volume and 2023 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Criminal Law**

16 **3–810.**

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

19 **(2) “DISSEMINATE” MEANS TO PUBLISH, POST, OR OTHERWISE**
20 **DISCLOSE INFORMATION ON A PUBLIC INTERNET SITE OR ON A PUBLIC FORUM.**

21 **(3) “PERSONAL IDENTIFYING INFORMATION” MEANS NAME,**
22 **ADDRESS, TELEPHONE NUMBER, DRIVER’S LICENSE NUMBER, SOCIAL SECURITY**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 NUMBER, PLACE OF EMPLOYMENT, EMPLOYEE IDENTIFICATION NUMBER, HEALTH
2 INSURANCE IDENTIFICATION NUMBER, MEDICAL IDENTIFICATION NUMBER,
3 MOTHER'S MAIDEN NAME, BANK OR OTHER FINANCIAL INSTITUTION ACCOUNT
4 NUMBER, DATE OF BIRTH, PERSONAL IDENTIFICATION NUMBER, UNIQUE
5 BIOMETRIC DATA, INCLUDING FINGERPRINT, VOICE PRINT, RETINA OR IRIS IMAGE,
6 OR OTHER UNIQUE PHYSICAL REPRESENTATION, DIGITAL SIGNATURE, CREDIT
7 CARD NUMBER OR OTHER PAYMENT DEVICE NUMBER, OR SCHOOL ADDRESS.

8 (B) A PERSON MAY NOT INTENTIONALLY DISSEMINATE THE PERSONAL
9 IDENTIFYING INFORMATION OR IMAGES OF A MINOR:

10 (1) WITHOUT EXPRESS PERMISSION; AND

11 (2) WITH THE INTENT TO INTIMIDATE OR HARM THE MINOR.

12 (C) THIS SECTION MAY NOT BE CONSTRUED OR APPLIED IN A MANNER THAT
13 VIOLATES A PERSON'S RIGHTS TO FREEDOM OF SPEECH UNDER THE U.S.
14 CONSTITUTION OR THE MARYLAND DECLARATION OF RIGHTS.

15 (D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
16 AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A
17 FINE NOT EXCEEDING \$5,000 OR BOTH.

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