

HOUSE BILL 29

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P1

1999 Regular Session
9r0425

(PRE-FILED)

By: **Delegate Hixson**

Requested: November 4, 1998

Introduced and read first time: January 13, 1999

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Advisory Commission on Internet Privacy**

3 FOR the purpose of establishing an Advisory Commission on Internet Privacy to
4 examine privacy on the internet; providing for the membership of the
5 Commission; establishing the duties of the Commission; requiring the
6 Commission to submit a report on internet privacy to the Governor and to the
7 General Assembly; providing for the termination of this Act; and generally
8 relating to the establishment of an Advisory Commission on Internet Privacy.

9 BY adding to
10 Article 41 - Governor - Executive and Administrative Departments
11 Section 18-317
12 Annotated Code of Maryland
13 (1997 Replacement Volume and 1998 Supplement)

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

16 **Article 41 - Governor - Executive and Administrative Departments**

17 18-317.

18 (A) IN THIS SECTION, "ADVISORY COMMISSION" MEANS THE ADVISORY
19 COMMISSION ON INTERNET PRIVACY.

20 (B) THERE IS AN ADVISORY COMMISSION ON INTERNET PRIVACY.

21 (C) THE ADVISORY COMMISSION CONSISTS OF THE FOLLOWING 14 MEMBERS:

22 (1) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE;

23 (2) TWO MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF
24 DELEGATES; AND

25 (3) TEN MEMBERS APPOINTED BY THE GOVERNOR, INCLUDING:

1 (I) FIVE PROFESSIONALS IN THE AREA OF COMPUTER AND
2 INTERNET TECHNOLOGY; AND

3 (II) FIVE MEMBERS OF THE PUBLIC.

4 (D) TO THE GREATEST EXTENT PRACTICABLE, THE MEMBERSHIP OF THE
5 ADVISORY COMMISSION SHALL BE APPOINTED TO ENSURE REGIONAL, ETHNIC,
6 ECONOMIC, AND GENDER DIVERSITY.

7 (E) THE GOVERNOR SHALL SELECT A CHAIRPERSON FROM THE MEMBERS OF
8 THE ADVISORY COMMISSION.

9 (F) (1) THE ADVISORY COMMISSION SHALL HOLD ITS FIRST MEETING AT
10 THE DISCRETION OF THE CHAIRPERSON.

11 (2) THE ADVISORY COMMISSION MAY ESTABLISH SUBCOMMITTEES
12 FROM AMONG ITS MEMBERS TO ACCOMPLISH THE DUTIES ESTABLISHED BY THIS
13 SECTION.

14 (3) A MEMBER OF THE ADVISORY COMMISSION:

15 (I) MAY NOT RECEIVE COMPENSATION; BUT

16 (II) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER THE
17 STANDARD STATE TRAVEL REGULATIONS AS PROVIDED IN THE STATE BUDGET.

18 (4) A MEMBER MAY BE REMOVED FROM THE ADVISORY COMMISSION
19 FOR FAILURE TO ATTEND MEETINGS OF THE ADVISORY COMMISSION.

20 (5) IN THE COURSE OF ITS EXAMINATION AND DEVELOPMENT OF
21 RECOMMENDATIONS, THE ADVISORY COMMISSION MAY HOLD MEETINGS IN
22 DIFFERENT PARTS OF THE STATE AND MAY ENCOURAGE PARTICIPATION FROM ALL
23 SECTORS OF THE STATE.

24 (G) THE ADVISORY COMMISSION SHALL:

25 (1) INVESTIGATE THE EXTENT TO WHICH ON-LINE CONSUMER PRIVACY
26 SHOULD BE PROTECTED;

27 (2) DISCUSS LIMITS ON DISCLOSURE BY INTERNET SERVICE PROVIDERS
28 AND ON-LINE SERVICES OF PERSONALLY IDENTIFIABLE INFORMATION; AND

29 (3) INVESTIGATE WAYS TO PROTECT EXPECTATIONS OF PRIVACY IN
30 LIGHT OF TECHNOLOGICAL DEVELOPMENT.

31 (H) ON OR BEFORE JANUARY 1, 2000, THE ADVISORY COMMISSION SHALL
32 SUBMIT A REPORT ON INTERNET PRIVACY AND ITS RECOMMENDATIONS TO THE
33 GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE
34 GENERAL ASSEMBLY.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 June 1, 1999. It shall remain effective for a period of 7 months and, at the end of
3 January 1, 2000, with no further action required by the General Assembly, this Act
4 shall be abrogated and of no further force and effect.