
By: **Delegate Kagan**
Introduced and read first time: January 23, 2002
Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Protection - Privacy of Social Security Numbers**

3 FOR the purpose of prohibiting a person from requesting or requiring that an
4 individual provide the individual's Social Security number to the person, from
5 selling or purchasing the Social Security number of an individual, or from
6 refusing to do business with an individual under certain circumstances;
7 providing a certain exception to the prohibitions relating to an individual's
8 Social Security number; providing that a violation of this Act is an unfair or
9 deceptive trade practice; providing for a delayed effective date; and generally
10 relating to the privacy of Social Security numbers.

11 BY repealing and reenacting, with amendments,
12 Article - Commercial Law
13 Section 13-301(14)
14 Annotated Code of Maryland
15 (2000 Replacement Volume and 2001 Supplement)

16 BY adding to
17 Article - Commercial Law
18 Section 14-2901 to be under the new subtitle "Subtitle 29. Privacy of Social
19 Security Numbers"
20 Annotated Code of Maryland
21 (2000 Replacement Volume and 2001 Supplement)

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

24 **Article - Commercial Law**

25 13-301.

26 Unfair or deceptive trade practices include any:

27 (14) Violation of a provision of:

- 1 (i) This title;
- 2 (ii) An order of the Attorney General or agreement of a party
3 relating to unit pricing under Title 14, Subtitle 1 of this article;
- 4 (iii) Title 14, Subtitle 2 of this article, the Maryland Consumer Debt
5 Collection Act;
- 6 (iv) Title 14, Subtitle 3 of this article, the Maryland Door-to-Door
7 Sales Act;
- 8 (v) Title 14, Subtitle 9 of this article, Kosher Products;
- 9 (vi) Title 14, Subtitle 10 of this article, Automotive Repair Facilities;
- 10 (vii) Section 14-1302 of this article;
- 11 (viii) Title 14, Subtitle 11 of this article, Maryland Layaway Sales
12 Act;
- 13 (ix) Section 22-415 of the Transportation Article;
- 14 (x) Title 14, Subtitle 20 of this article;
- 15 (xi) Title 14, Subtitle 15 of this article, the Automotive Warranty
16 Enforcement Act;
- 17 (xii) Title 14, Subtitle 21 of this article;
- 18 (xiii) Section 18-107 of the Transportation Article;
- 19 (xiv) Title 14, Subtitle 22 of this article, the Maryland Telephone
20 Solicitations Act;
- 21 (xv) Title 14, Subtitle 23 of this article, the Automotive Crash Parts
22 Act;
- 23 (xvi) Title 10, Subtitle 6 of the Real Property Article;
- 24 (xvii) Title 10, Subtitle 8 of the Real Property Article;
- 25 (xviii) Title 14, Subtitle 25 of this article, the Hearing Aid Sales Act;
26 [or]
- 27 (xix) Title 14, Subtitle 26 of this article, the Maryland Door-to-Door
28 Solicitations Act; or
- 29 (XX) SECTION 14-2901 OF THIS ARTICLE; OR

1 SUBTITLE 29. PRIVACY OF SOCIAL SECURITY NUMBERS.

2 14-2901.

3 (A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A PERSON
4 MAY NOT:

5 (1) REQUEST OR REQUIRE THAT AN INDIVIDUAL PROVIDE THE
6 INDIVIDUAL'S SOCIAL SECURITY NUMBER TO THE PERSON;

7 (2) SELL OR PURCHASE THE SOCIAL SECURITY NUMBER OF AN
8 INDIVIDUAL; OR

9 (3) REFUSE TO DO BUSINESS WITH AN INDIVIDUAL BECAUSE THE
10 INDIVIDUAL HAS REFUSED TO PROVIDE THE PERSON THE INDIVIDUAL'S SOCIAL
11 SECURITY NUMBER.

12 (B) THIS SECTION DOES NOT APPLY TO A REQUEST MADE BY A PERSON FOR
13 THE PURPOSE OF MEETING A LEGAL REQUIREMENT THAT MANDATES USE OF A
14 SOCIAL SECURITY NUMBER.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 January 1, 2004.