

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL NO. 115

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, after “Recreational” insert “Fishing”; in line 5, strike “numbers” and substitute “number”; in the same line, strike “both parties” and substitute “each party”; in the same line, after “married” insert “who has a Social Security number”; in line 6, strike “and” and substitute a semicolon; in line 7, strike “placement in a” and substitute “disclosure of a Social Security number as part of the”; in the same line, after “record” insert “of a marriage license application or a certain fishing license application, except under certain circumstances”; strike beginning with “authorizing” in line 7 down through “to” in line 8 and substitute “requiring a certain custodian to deny inspection of the part of certain public records containing a Social Security number except to a person in interest or”; strike beginning with “requiring” in line 10 down through “number” in line 11 and substitute “repealing a requirement that certain Social Security numbers be placed on a certain form; repealing a requirement that a marriage license contain certain Social Security numbers; requiring the Department of Natural Resources to require an applicant for a certain fishing license to provide the applicant’s Social Security number under certain circumstances”; strike in their entirety lines 19 through 23, inclusive; in line 24, strike “repealing and reenacting, with amendments,” and substitute “adding to”; in line 26, strike “4-604(f)” and substitute “4-205(1)”; and after line 28, insert:

“BY repealing and reenacting, without amendments,

Article - State Government

Section 10-617(a) and 10-627

Annotated Code of Maryland

(1999 Replacement Volume and 2002 Supplement)

BY adding to

Article - State Government

Section 10-617(k)

Annotated Code of Maryland

(Over)

(1999 Replacement Volume and 2002 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 21, after “PARTY” insert “WHO HAS A SOCIAL SECURITY NUMBER”.

AMENDMENT NO. 3

On page 2, in line 28, after “APPLICATION;” insert “AND”; in line 29, after “(II)” insert “EXCEPT AS PROVIDED IN § 10-617 OF THE STATE GOVERNMENT ARTICLE.”; in the same line, strike “INCLUDED” and substitute “DISCLOSED”; in the same line, after “RECORD” insert “OF THE MARRIAGE LICENSE APPLICATION”; and strike beginning with the semicolon in line 29 down through the second “ADMINISTRATION” in line 31.

AMENDMENT NO. 4

On page 4, strike in their entirety lines 2 through 15, inclusive, and substitute:

“4-205.

(L) (1) THE DEPARTMENT SHALL REQUIRE AN APPLICANT FOR ANY RECREATIONAL LICENSE UNDER THIS TITLE TO PROVIDE THE APPLICANT’S SOCIAL SECURITY NUMBER, IF THE APPLICANT HAS A SOCIAL SECURITY NUMBER.

(2) EXCEPT AS PROVIDED IN § 10-617 OF THE STATE GOVERNMENT ARTICLE, THE SOCIAL SECURITY NUMBER OF AN APPLICANT MAY NOT BE DISCLOSED AS PART OF THE PUBLIC RECORD OF THE APPLICATION.

Article - State Government

10-617.

(a) Unless otherwise provided by law, a custodian shall deny inspection of a part of a public record, as provided in this section.

(K) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A CUSTODIAN SHALL DENY INSPECTION OF THE PART OF AN APPLICATION FOR A MARRIAGE LICENSE UNDER § 2-402 OF THE FAMILY LAW ARTICLE OR A RECREATIONAL LICENSE UNDER TITLE 4 OF THE NATURAL RESOURCES ARTICLE THAT CONTAINS A SOCIAL SECURITY NUMBER.

(2) A CUSTODIAN SHALL PERMIT INSPECTION OF THE PART OF AN APPLICATION DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION THAT CONTAINS A SOCIAL SECURITY NUMBER TO:

(I) A PERSON IN INTEREST; OR

(II) ON REQUEST, THE STATE CHILD SUPPORT ENFORCEMENT ADMINISTRATION.

10-627.

(a) A person may not:

(1) willfully or knowingly violate any provision of this Part III of this subtitle;

(2) fail to petition a court after temporarily denying inspection of a public record;

or

(3) by false pretenses, bribery, or theft, gain access to or obtain a copy of a personal record whose disclosure to the person is prohibited by this Part III of this subtitle.

(b) A person who violates any provision of this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000.”.