

SENATE BILL 642

Unofficial Copy  
M1

2004 Regular Session  
4r2883  
CF 4r2024

---

By: **Senator Astle**

Introduced and read first time: February 6, 2004

Assigned to: Education, Health, and Environmental Affairs

---

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 23, 2004

---

CHAPTER\_\_\_\_\_

1 AN ACT concerning

2 **Natural Resources - Boating - Disclosure of Personal Information**

3 FOR the purpose of providing an additional exception to a certain prohibition on the  
4 disclosure of personal information by the Department of Natural Resources to  
5 certain business entities or their agents, employees, or contractors under certain  
6 circumstances; and generally relating to the disclosure of personal information  
7 by the Department.

8 BY repealing and reenacting, with amendments,  
9 Article - Natural Resources  
10 Section 8-704.1  
11 Annotated Code of Maryland  
12 (2000 Replacement Volume and 2003 Supplement)

13 BY adding to  
14 Article - State Government  
15 Section 10-616(s)  
16 Annotated Code of Maryland  
17 (1999 Replacement Volume and 2003 Supplement)

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

1

**Article - Natural Resources**

2 8-704.1.

3 (a) Except as provided in subsection (b) of this section, upon written request  
4 by the owner of a vessel registered under this subtitle that information about that  
5 person not be disclosed, the Department may not furnish to any person the name,  
6 address, or other identifying information about the owner of the registered vessel.

7 (b) This section does not prevent the Department from furnishing information  
8 under this section:

9 (1) To another governmental agency;

10 (2) If not requested for the purpose of preparing a mailing list, to a  
11 person requesting the information in connection with the compilation of statistical  
12 data; [or]

13 (3) As to the owners of vessels registered under this subtitle, to a person  
14 whose request for the information is determined by the Department to be limited to,  
15 and necessary for, the protection of the ownership, safe operation, proper  
16 maintenance, or repair of the vessel; OR

17 (4) ~~TO A LEGITIMATE BUSINESS ENTITY~~ FINANCIAL INSTITUTION, AS  
18 DEFINED IN § 1-101(I) OF THE FINANCIAL INSTITUTIONS ARTICLE, OR ITS AGENTS,  
19 EMPLOYEES, OR CONTRACTORS, REQUESTING INFORMATION UNDER § 10-616(S) OF  
20 THE STATE GOVERNMENT ARTICLE.

21

**Article - State Government**

22 10-616.

23 (S) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A  
24 CUSTODIAN MAY NOT KNOWINGLY DISCLOSE A PUBLIC RECORD OF THE  
25 DEPARTMENT OF NATURAL RESOURCES CONTAINING PERSONAL INFORMATION.

26 (2) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, A  
27 CUSTODIAN SHALL DISCLOSE PERSONAL INFORMATION FOR USE IN THE NORMAL  
28 COURSE OF BUSINESS ACTIVITY BY A ~~LEGITIMATE BUSINESS ENTITY~~ FINANCIAL  
29 INSTITUTION, AS DEFINED IN § 1-101(I) OF THE FINANCIAL INSTITUTIONS ARTICLE,  
30 ITS AGENTS, EMPLOYEES, OR CONTRACTORS, BUT ONLY:

31 (I) TO VERIFY THE ACCURACY OF PERSONAL INFORMATION  
32 SUBMITTED BY THE INDIVIDUAL TO THAT ~~ENTITY~~ FINANCIAL INSTITUTION; AND

33 (II) IF THE INFORMATION SUBMITTED IS NOT ACCURATE, TO  
34 OBTAIN CORRECT INFORMATION ONLY FOR THE PURPOSE OF:

35 1. PREVENTING FRAUD BY THE INDIVIDUAL;

