

# HOUSE BILL 1828

D4, P3, E1

8lr4083

---

By: **Delegates Angel and Wilson**

Rules suspended

Introduced and read first time: March 15, 2018

Assigned to: Rules and Executive Nominations

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Address Confidentiality Programs – Obtaining or Disclosing Protected**  
3 **Information – Prohibitions and Penalties**

4 FOR the purpose of altering the application of certain prohibitions relating to certain  
5 address confidentiality programs for victims of domestic violence and human  
6 trafficking; altering certain penalties for a person who knowingly and intentionally  
7 obtains or discloses the actual address or telephone number of a participant in  
8 certain address confidentiality programs under certain circumstances; and generally  
9 relating to address confidentiality programs.

10 BY repealing and reenacting, without amendments,  
11 Article – Family Law  
12 Section 4–519 and 4–520  
13 Annotated Code of Maryland  
14 (2012 Replacement Volume and 2017 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article – Family Law  
17 Section 4–529  
18 Annotated Code of Maryland  
19 (2012 Replacement Volume and 2017 Supplement)

20 BY repealing and reenacting, without amendments,  
21 Article – State Government  
22 Section 7–301 and 7–302  
23 Annotated Code of Maryland  
24 (2014 Replacement Volume and 2017 Supplement)

25 BY repealing and reenacting, with amendments,  
26 Article – State Government

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 7–311  
2 Annotated Code of Maryland  
3 (2014 Replacement Volume and 2017 Supplement)

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

6 **Article – Family Law**

7 4–519.

8 (a) In this Part IV of this subtitle the following words have the meanings  
9 indicated.

10 (b) “Actual address” means a residential street address, school address, or work  
11 address of an individual, as specified on the individual’s application to be a Program  
12 participant under this part.

13 (c) “Disabled person” has the meaning stated in § 13–101 of the Estates and  
14 Trusts Article.

15 (d) “Program” means the Address Confidentiality Program.

16 (e) “Program participant” means a person designated as a Program participant  
17 under this part.

18 4–520.

19 The purpose of this part is to enable:

20 (1) State and local agencies to respond to requests for public records  
21 without disclosing the location of a victim of domestic violence;

22 (2) interagency cooperation in providing address confidentiality for victims  
23 of domestic violence; and

24 (3) State and local agencies to accept a Program participant’s use of an  
25 address designated by the Office of the Secretary of State as a substitute address.

26 4–529.

27 (a) A person may not knowingly and intentionally obtain a Program participant’s  
28 actual address or telephone number from the Secretary of State or any agency without  
29 authorization to obtain the information.

30 (b) (1) This subsection applies only when [an employee of the Secretary of  
31 State] **A PERSON WITH ACCESS TO PROGRAM PARTICIPANT INFORMATION AS PART**

1 **OF THE PERSON'S EMPLOYMENT:**

2 (i) obtains a Program participant's actual address or telephone  
3 number during the course of the [employee's official duties] **PERSON'S EMPLOYMENT**; and

4 (ii) at the time of disclosure, has specific knowledge that the actual  
5 address or telephone number belongs to a Program participant.

6 (2) [An employee of the Secretary of State or any agency] **A PERSON** may  
7 not knowingly and intentionally disclose a Program participant's actual address or  
8 telephone number to another person unless the disclosure is authorized by law.

9 (c) **(1)** A person who violates **SUBSECTION (A) OF** this section is guilty of a  
10 misdemeanor and on conviction is subject to **IMPRISONMENT NOT EXCEEDING 90 DAYS**  
11 **OR** a fine not exceeding \$2,500 **OR BOTH**.

12 **(2)** **A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS**  
13 **GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT**  
14 **NOT EXCEEDING 30 DAYS OR A FINE NOT EXCEEDING \$2,500 OR BOTH.**

15 **Article – State Government**

16 7–301.

17 (a) In this subtitle the following words have the meanings indicated.

18 (b) “Actual address” means a residential street address, school address, or work  
19 address of an individual as specified on the individual's application to be a Program  
20 participant under this subtitle.

21 (c) “Disabled person” has the meaning stated in § 13–101 of the Estates and  
22 Trusts Article.

23 (d) “Program” means the Human Trafficking Address Confidentiality Program.

24 (e) “Program participant” means an individual designated as a Program  
25 participant under this subtitle.

26 (f) “Victim of human trafficking” means an individual who has been recruited,  
27 harbored, transported, provided, or obtained for labor, services, or a sexual act through the  
28 use of force, fraud, or coercion.

29 7–302.

30 The purpose of this subtitle is to enable:

1 (1) State and local agencies to respond to requests for public records  
2 without disclosing the location of a victim of human trafficking;

3 (2) interagency cooperation in providing address confidentiality for victims  
4 of human trafficking; and

5 (3) State and local agencies to accept a Program participant's use of an  
6 address designated by the Office of the Secretary of State as a substitute address.

7 7-311.

8 (a) A person may not knowingly and intentionally obtain a Program participant's  
9 actual address or telephone number from the Secretary of State or any agency without  
10 authorization to obtain the information.

11 (b) (1) This subsection applies only when [an employee of the Secretary of  
12 State] **A PERSON WITH ACCESS TO PROGRAM PARTICIPANT INFORMATION AS PART**  
13 **OF THE PERSON'S EMPLOYMENT:**

14 (i) obtains a Program participant's actual address or telephone  
15 number during the course of the [employee's official duties] **PERSON'S EMPLOYMENT;** and

16 (ii) at the time of disclosure, has specific knowledge that the actual  
17 address or telephone number belongs to a Program participant.

18 (2) [An employee of the Secretary of State or any State or local agency] **A**  
19 **PERSON** may not knowingly and intentionally disclose a Program participant's actual  
20 address or telephone number to another person unless the disclosure is authorized by law.

21 (c) **(1)** A person who violates **SUBSECTION (A) OF** this section is guilty of a  
22 misdemeanor and on conviction is subject to **IMPRISONMENT NOT EXCEEDING 90 DAYS**  
23 **OR** a fine not exceeding \$2,500 **OR BOTH.**

24 **(2)** **A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS**  
25 **GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO IMPRISONMENT**  
26 **NOT EXCEEDING 30 DAYS OR A FINE NOT EXCEEDING \$2,500 OR BOTH.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 October 1, 2018.