

SB0851/593328/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 851
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “**Agency Exemption**” and substitute “**Agencies**”; in line 4 strike “exempting” and substitute “**authorizing**”; and strike beginning with “from” in line 4 down through “device” in line 6 and substitute “**to access, under certain circumstances, social media accounts of applicants**”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 11 and 12; and after line 12, insert:

“(5) “LAW ENFORCEMENT AGENCY” HAS THE MEANING STATED IN § 3-201 OF THE PUBLIC SAFETY ARTICLE.”

On page 3, after line 6, insert:

“(F) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A LAW ENFORCEMENT AGENCY MAY, DURING THE COURSE OF A BACKGROUND CHECK, REQUIRE AN APPLICANT TO OPEN ALL OF THE APPLICANT’S SOCIAL MEDIA ACCOUNTS FOR REVIEW BY AN INVESTIGATOR.

(2) (I) DURING A REVIEW OF THE APPLICANT’S SOCIAL MEDIA ACCOUNTS, THE APPLICANT SHALL BE PRESENT.

(II) AN INVESTIGATOR MAY PRINT SELECTIONS FROM THE APPLICANT’S SOCIAL MEDIA ACCOUNTS ONLY IF THE SELECTIONS TO BE PRINTED DO NOT CONTAIN A USER NAME, PASSWORD, OR OTHER MEANS FOR ACCESSING A PERSONAL ACCOUNT OR SERVICE.

(III) THE LAW ENFORCEMENT AGENCY MAY NOT:

1. KEEP OR RESERVE THE APPLICANT’S USER NAME, PASSWORD, OR OTHER MEANS FOR ACCESSING A PERSONAL ACCOUNT OR SERVICE THROUGH AN ELECTRONIC COMMUNICATIONS DEVICE; AND

2. PROHIBIT AN APPLICANT FROM CHANGING A USER NAME, PASSWORD, OR OTHER MEANS FOR ACCESSING A PERSONAL ACCOUNT OR SERVICE.”;

and in line 7, strike “(f)” and substitute “**(G)**”.