

HB0259/623528/1

BY: Delegate Adams

AMENDMENT TO HOUSE BILL 259, AS AMENDED

On page 5 of the Economic Matters Committee Amendments (HB0259/453726/1), in line 8 of Amendment No. 4, strike “A” and substitute “SUBJECT TO PARAGRAPH (3)(II) OF THIS SUBSECTION, A”; and after line 11, insert:

“(3) THIS SUBSECTION MAY NOT BE CONSTRUED TO:

(I) REQUIRE A PRIVATE ENTITY TO PROVIDE A GOOD OR SERVICE TO AN INDIVIDUAL IF:

1. THE GOOD OR SERVICE REQUIRES THE USE OF BIOMETRIC DATA OF THE INDIVIDUAL THAT THE PRIVATE ENTITY DOES NOT COLLECT; OR

2. THE INDIVIDUAL HAS NOT GIVEN THE CONSENT REQUIRED UNDER § 14-4404(A)(1) OF THIS SUBTITLE FOR THE PRIVATE ENTITY TO USE THE BIOMETRIC DATA TO PROVIDE THE GOOD OR SERVICE; OR

(II) PROHIBIT A PRIVATE ENTITY FROM OFFERING A DIFFERENT PRICE, RATE, LEVEL, QUALITY, OR SELECTION OF GOODS OR SERVICES TO AN INDIVIDUAL, INCLUDING OFFERING GOODS OR SERVICES FOR NO FEE, IF THE OFFER IS RELATED TO AN INDIVIDUAL’S VOLUNTARY PARTICIPATION IN A BONA FIDE LOYALTY, REWARDS, PREMIUM FEATURES, DISCOUNTS, OR CLUB CARD PROGRAM.”