

**HB0579/493023/1**

BY: Judiciary Committee

AMENDMENTS TO HOUSE BILL 579  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “**Embry,**” insert “**Solomon, Wilkins,**”; in the same line, strike “**and Taveras**” and substitute “**Taveras, Moon, Phillips, Simmons, and Stinnett**”; in line 2, after “**Petitions**” insert “**and Immigration Enforcement at Sensitive Locations**”; in line 3, after the first “of” insert “requiring federal law enforcement officers to notify certain individuals of federal immigration action at certain sensitive locations;”; in line 6, after the first semicolon insert “altering the time periods within which a certain certifying entity shall certify or decline a certain form under certain circumstances; requiring a certifying entity to develop protocols to assist certain petitioners to take certain actions;”; in line 6, after “circumstances;” insert “requiring the Attorney General to develop and publish certain guidance relating to federal immigration enforcement actions at certain sensitive locations; authorizing the Attorney General to develop and publish certain guidance for nonpublic facilities relating to federal immigration enforcement actions at sensitive locations;”; in line 7, after “petitions” insert “and immigration enforcement at sensitive locations”; after line 7, insert:

“BY repealing and reenacting, without amendments,

Article - Criminal Procedure

Section 2–104(a)

Annotated Code of Maryland

(2018 Replacement Volume and 2024 Supplement)”;

in line 10, before “11–930” insert “2–104(c),”; in the same line, after “11–930” insert a comma; and after line 17, insert:

“BY adding to

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Article - State Government  
Section 6–111  
Annotated Code of Maryland  
(2021 Replacement Volume and 2024 Supplement)”.

AMENDMENT NO. 2

On page 1, after line 20, insert:

“2–104.

(a) In this section, “federal law enforcement officer” means an officer who may:

(1) make an arrest with or without a warrant for violations of the United States Code; and

(2) carry firearms in the performance of the officer’s duties.

(c) (1) A federal law enforcement officer who acts under the authority granted by this section shall notify the following persons of an investigation [or], AN enforcement action, OR A FEDERAL IMMIGRATION ENFORCEMENT ACTION AT A SENSITIVE LOCATION AS DEFINED IN § 6–111 OF THE STATE GOVERNMENT ARTICLE:

(i) 1. the chief of police, if any, or chief’s designee, when in a municipal corporation;

2. the police commissioner or police commissioner’s designee, when in Baltimore City;

3. the chief of police or chief’s designee, when in a county with a county police department, except Baltimore City;

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4. the sheriff or sheriff's designee, when in a county without a county police department;

5. the Secretary of Natural Resources or Secretary's designee, when on property owned, leased, operated by, or under the control of the Department of Natural Resources; or

6. the chief of police of the Maryland Transportation Authority or chief's designee, when on property owned, leased, operated by, or under the control of the Maryland Transportation Authority, Maryland Aviation Administration, or Maryland Port Administration; and

(ii) the Department of State Police barrack commander or commander's designee, unless there is an agreement otherwise with the Department of State Police.

(2) When the federal law enforcement officer participates in a joint investigation with officials from a State or local law enforcement unit, the federal law enforcement officer shall give the notice required under paragraph (1) of this subsection reasonably in advance.”.

**AMENDMENT NO. 3**

On page 2, in line 16, strike “VISA” and substitute “**NONIMMIGRANT STATUS PETITION**”; in line 19, strike “**§ 1184(O)**” and substitute “**§ 1184(P)**”; in line 20, after the comma insert “**8 C.F.R. § 245.24,**”; and in line 26, strike “VISA” and substitute “**NONIMMIGRANT STATUS PETITION**”.

On page 3, in lines 3, 8, and 12, in each instance, strike “, **INCLUDING SENTENCING,**”; in line 23, after “**OR**” insert “**UNREASONABLY**”; in line 35, after “investigated” insert a comma; in line 36, strike the brackets; in the same line, in each instance, strike the comma; and in the same line, strike “**OR SENTENCED**”.

(Over)

On page 4, strike beginning with the third comma in line 2 down through the comma in line 3; in line 8, strike “90” and substitute “**30**”; and in line 12, strike “14” and substitute “**7**”.

On page 5, in line 1, after the first “OR” insert “**UNREASONABLY**”; in lines 5 and 13, in each instance, strike “A U OR A T VISA” and substitute “**U NONIMMIGRANT STATUS**”; in line 6, strike “VISA” and substitute “**STATUS**”; in line 19, after “HELPFUL” insert “**, IS BEING HELPFUL, OR IS LIKELY TO BE HELPFUL**”; in line 23, strike “OR A T VISA APPLICATION” and substitute “**NONIMMIGRANT STATUS PETITION**”; and after line 23, insert:

**“(K) A CERTIFYING ENTITY SHALL DEVELOP PROTOCOLS TO ASSIST PETITIONERS WHO HAVE LIMITED ENGLISH PROFICIENCY TO PROCEED UNDER THIS SECTION.”**

**AMENDMENT NO. 4**

On page 6, after line 16, insert:

**“Article – State Government**

**6-111.**

**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) “COLLATERAL IMMIGRATION ENFORCEMENT” MEANS FEDERAL IMMIGRATION ENFORCEMENT ACTIONS THAT AFFECT INDIVIDUALS WHO ARE NOT THE PRIMARY TARGET OF THE ENFORCEMENT ACTION, BUT ARE PRESENT AT THE LOCATION OF THE ENFORCEMENT ACTION.**

**(3) “IMMIGRATION ENFORCEMENT” MEANS FEDERAL IMMIGRATION ENFORCEMENT ACTIONS.**

**(4) “SENSITIVE LOCATION” MEANS:**

**(I) A PUBLIC SCHOOL;**

**(II) A PUBLIC LIBRARY;**

**(III) A HEALTH CARE FACILITY;**

**(IV) A SHELTER; AND**

**(V) A PLACE OF WORSHIP.**

**(B) THE ATTORNEY GENERAL SHALL DEVELOP AND PUBLISH GUIDANCE THAT INFORMS THE PUBLIC AND RELEVANT STATE AGENCIES ABOUT:**

**(1) MAXIMIZING PUBLIC SAFETY AND MINIMIZING PUBLIC EXPOSURE TO VIOLENCE OR ACCIDENTS FROM IMMIGRATION ENFORCEMENT CONDUCTED USING FIREARMS AT SENSITIVE LOCATIONS;**

**(2) MINIMIZING DISRUPTION TO SERVICES PROVIDED AT SENSITIVE LOCATIONS FROM IMMIGRATION ENFORCEMENT CONDUCTED USING FIREARMS;**

(Over)

(3) DELINEATING BETWEEN IMMIGRATION ENFORCEMENT WITHIN THE PUBLIC PORTIONS OF SENSITIVE LOCATIONS AND THE NONPUBLIC OR PRIVATE PORTIONS OF SENSITIVE LOCATIONS;

(4) VERIFYING THE IDENTITY OF IMMIGRATION ENFORCEMENT AGENTS AND VALIDATING IMMIGRATION ENFORCEMENT DOCUMENTATION SEEKING SPECIFIC INDIVIDUALS;

(5) ALIGNING ARTICLE 26 OF THE MARYLAND CONSTITUTION, WHICH REQUIRES THAT A WARRANT NAME A SPECIFIC INDIVIDUAL, WITH POLICIES ABOUT COLLATERAL IMMIGRATION ENFORCEMENT AT SENSITIVE LOCATIONS;

(6) LIMITING LIABILITY EXPOSURE FOR STATE, LOCAL, AND PRIVATE INSTITUTIONS AND THE PARTICIPATION OF THE EMPLOYEES OF THOSE INSTITUTIONS IN IMMIGRATION ENFORCEMENT AT SENSITIVE LOCATIONS;

(7) FACILITATING RELATIONSHIPS BETWEEN FEDERAL LAW ENFORCEMENT OFFICERS AND STATE AND LOCAL OFFICIALS AND LAW ENFORCEMENT OFFICERS IN ORDER TO CONDUCT IMMIGRATION ENFORCEMENT ACTIVITIES THROUGH THE LEAST DANGEROUS AND DISRUPTIVE MEANS; AND

(8) COMPLYING WITH EXISTING LEGAL OBLIGATIONS AND LIMITATIONS ON STATE AGENCIES WHILE MAINTAINING PUBLIC SAFETY AND ACCESSIBILITY TO THOSE AGENCIES.

(C) THE ATTORNEY GENERAL MAY DEVELOP AND PUBLISH GUIDANCE FOR NONPUBLIC FACILITIES ABOUT IMMIGRATION ENFORCEMENT AT SENSITIVE LOCATIONS.”.