

Chapter 478

(Senate Bill 540)

AN ACT concerning

**Home Detention Monitoring Agencies – Promotion and Solicitation of Business
– Prohibition**

FOR the purpose of prohibiting ~~a private home detention monitoring agency~~, an agent of a private home detention monitoring agency, an employee of a courthouse, or an employee of a correctional facility from performing certain acts on the grounds of a courthouse or correctional facility; and generally relating to the promotion of and solicitation of business for private home detention monitoring agencies.

BY adding to

Article – ~~Business Occupations and Professions~~ *Criminal Procedure*

Section ~~20-702~~ *5-210.1*

Annotated Code of Maryland

(~~2018~~ *2025* Replacement Volume ~~and 2025 Supplement~~)

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

Article – ~~Business Occupations and Professions~~ *Criminal Procedure*

~~**20-702. 5-210.1.**~~

~~(A) IN THIS SECTION, “AGENT” MEANS A PERSON THAT ACTS OR IS AUTHORIZED TO ACT AS THE REPRESENTATIVE OF A PRIVATE HOME DETENTION MONITORING AGENCY.~~ **“PRIVATE HOME DETENTION MONITORING AGENCY” HAS THE MEANING STATED IN § 20-101 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE.**

~~(B) ON THE GROUNDS OF A COURTHOUSE OR CORRECTIONAL FACILITY, A PRIVATE HOME DETENTION MONITORING AGENCY,~~ AN AGENT OF A PRIVATE HOME DETENTION MONITORING AGENCY, AN EMPLOYEE OF THE COURTHOUSE, OR AN EMPLOYEE OF A CORRECTIONAL FACILITY MAY NOT:

(1) APPROACH, ENTICE, OR INVITE A PERSON TO USE THE SERVICES OF A SPECIFIC PRIVATE HOME DETENTION MONITORING AGENCY;

(2) DISTRIBUTE, DISPLAY, OR WEAR AN ITEM THAT ADVERTISES THE SERVICES OF A PRIVATE HOME DETENTION MONITORING AGENCY; OR

(3) OTHERWISE SOLICIT BUSINESS FOR A PRIVATE HOME DETENTION MONITORING AGENCY.

(C) A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

(1) A FINE NOT EXCEEDING \$2,500 AND, IF LICENSED IN ACCORDANCE WITH ~~THIS TITLE~~ TITLE 20 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE, A 30-DAY LICENSE SUSPENSION FOR A FIRST OFFENSE; AND

(2) A FINE NOT EXCEEDING \$5,000 AND, IF LICENSED IN ACCORDANCE WITH ~~THIS TITLE~~ TITLE 20 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE, A 90-DAY LICENSE SUSPENSION FOR A SUBSEQUENT OFFENSE.

(D) A PERSON LICENSED IN ACCORDANCE WITH ~~THIS TITLE~~ TITLE 20 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE THAT IS CONVICTED OF A VIOLATION OF THIS SECTION SHALL BE REFERRED TO THE DEPARTMENT OF ~~PUBLIC SAFETY AND CORRECTIONAL SERVICES~~ FOR APPROPRIATE ACTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2026.

Approved by the Governor, May 12, 2026.