

HOUSE BILL 566

E1

6lr1082
CF SB 107

By: **Delegates Martinez, Acevero, and Young**

Introduced and read first time: January 28, 2026

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Criminal Law – Distribution of Students' Personal Information – Prohibition**

3 FOR the purpose of prohibiting a person from distributing personal identifying information
4 or images of certain students under certain circumstances; and generally relating to
5 the distribution of student information.

6 BY adding to

7 Article – Criminal Law

8 Section 3-810

9 Annotated Code of Maryland

10 (2021 Replacement Volume and 2025 Supplement)

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

13 **Article – Criminal Law**

14 **3-810.**

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

17 (2) (I) “DISTRIBUTE” MEANS TO GIVE, SELL, TRANSFER,
18 DISSEMINATE, PUBLISH, UPLOAD, CIRCULATE, BROADCAST, MAKE AVAILABLE,
19 ALLOW ACCESS TO, OR ENGAGE IN ANY OTHER FORM OF TRANSMISSION,
20 ELECTRONIC OR OTHERWISE.

21 (II) “DISTRIBUTE” DOES NOT INCLUDE PUBLICATION OR
22 DISSEMINATION FOR LEGITIMATE ACADEMIC, JOURNALISTIC, OR EXPRESSIVE

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 PURPOSES PROTECTED UNDER THE FIRST AMENDMENT TO THE U.S.
2 CONSTITUTION OR ARTICLE 40 OF THE MARYLAND DECLARATION OF RIGHTS.

3 (3) "HARM" MEANS:

4 (I) PHYSICAL INJURY;

5 (II) SERIOUS EMOTIONAL DISTRESS ARISING FROM TARGETED
6 HARASSMENT OR THREATS; OR

7 (III) ECONOMIC DAMAGES.

8 (4) (I) "INSTITUTION OF POSTSECONDARY EDUCATION" HAS THE
9 MEANING STATED IN § 10-101 OF THE EDUCATION ARTICLE.

10 (II) "INSTITUTION OF POSTSECONDARY EDUCATION" INCLUDES
11 INSTITUTIONS OF HIGHER EDUCATION THAT AWARD DEGREES AT THE ASSOCIATE
12 AND BACCALAUREATE LEVELS.

13 (5) "INSTITUTION OF SECONDARY EDUCATION" MEANS A SCHOOL OR
14 ANY OTHER INSTITUTION THAT ENROLLS STUDENTS IN GRADES 6 THROUGH 12.

15 (6) "PERSONAL IDENTIFYING INFORMATION" INCLUDES A PERSON'S:

16 (I) NAME;

17 (II) ADDRESS;

18 (III) TELEPHONE NUMBER;

19 (IV) DRIVER'S LICENSE NUMBER;

20 (V) SOCIAL SECURITY NUMBER;

21 (VI) PLACE OF EMPLOYMENT;

22 (VII) EMPLOYEE IDENTIFICATION NUMBER;

23 (VIII) HEALTH INSURANCE IDENTIFICATION NUMBER;

24 (IX) MEDICAL IDENTIFICATION NUMBER;

25 (X) MOTHER'S MAIDEN NAME;

1 (xi) BANK OR OTHER FINANCIAL INSTITUTION ACCOUNT
2 NUMBER;

3 (XII) DATE OF BIRTH;

4 (XIII) PERSONAL IDENTIFICATION NUMBER;

5 (XIV) UNIQUE BIOMETRIC DATA, INCLUDING FINGERPRINT,
6 VOICEPRINT, RETINA OR IRIS IMAGE, OR OTHER UNIQUE PHYSICAL
7 REPRESENTATION;

8 (XV) DIGITAL SIGNATURE;

9 (XVI) CREDIT CARD NUMBER OR OTHER PAYMENT DEVICE
10 NUMBER; AND

11 (XVII) SCHOOL ADDRESS.

12 (B) THIS SECTION DOES NOT APPLY TO:

24 (C) A PERSON MAY NOT INTENTIONALLY DISTRIBUTE THE PERSONAL
25 IDENTIFYING INFORMATION OR IMAGE OF A STUDENT ENROLLED IN AN
26 INSTITUTION OF SECONDARY EDUCATION OR AN INSTITUTION OF POSTSECONDARY
27 EDUCATION:

1 **(1) WITHOUT THE EXPRESS PERMISSION OF THE STUDENT OR, IF THE**
2 **STUDENT IS UNDER THE AGE OF 18 YEARS, THE PARENT OR GUARDIAN OF THE**
3 **STUDENT; AND**

4 **(2) WITH:**

5 **(I) INTENT OR KNOWLEDGE THAT THE PERSONAL IDENTIFYING**
6 **INFORMATION OR IMAGE WILL BE USED TO HARM THE STUDENT; OR**

7 **(II) RECKLESS DISREGARD FOR THE RISK THAT THE PERSONAL**
8 **IDENTIFYING INFORMATION OR IMAGE WILL BE USED TO HARM THE STUDENT.**

9 **(D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR**
10 **AND ON CONVICTION IS SUBJECT TO IMPRISONMENT NOT EXCEEDING 1 YEAR OR A**
11 **FINE NOT EXCEEDING \$5,000 OR BOTH.**

12 **(E) THIS SECTION MAY NOT BE CONSTRUED OR APPLIED IN A MANNER THAT**
13 **VIOLATES AN INDIVIDUAL'S RIGHT TO FREE SPEECH OR TO THE FREEDOM OF THE**
14 **PRESS UNDER THE U.S. CONSTITUTION OR THE MARYLAND DECLARATION OF**
15 **RIGHTS.**

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