

# SENATE BILL 107

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(PRE-FILED)

6lr1081

CF 6lr1082

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By: Senator Henson

Requested: October 2, 2025

Introduced and read first time: January 14, 2026

Assigned to: Judicial Proceedings

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## 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.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



5 (3) "HARM" MEANS:

6 (I) PHYSICAL INJURY;

### 9 (III) ECONOMIC DAMAGES.

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

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

18 (I) NAME;

19 (II) ADDRESS;

20 (III) TELEPHONE NUMBER;

21 (IV) DRIVER'S LICENSE NUMBER;

22 (v) SOCIAL SECURITY NUMBER;

23 (VI) PLACE OF EMPLOYMENT;

**(VII) EMPLOYEE IDENTIFICATION NUMBER;**

**(VIII) HEALTH INSURANCE IDENTIFICATION NUMBER:**

26 (IX) MEDICAL IDENTIFICATION NUMBER;

1 (X) MOTHER'S MAIDEN NAME;

2 (XI) BANK OR OTHER FINANCIAL INSTITUTION ACCOUNT  
3 NUMBER;

4 (XII) DATE OF BIRTH;

5 (XIII) PERSONAL IDENTIFICATION NUMBER;

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

9 (XV) DIGITAL SIGNATURE;

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

12 (XVII) SCHOOL ADDRESS.

13 (B) THIS SECTION DOES NOT APPLY TO:

14 (1) A MEMBER OF THE PRESS, INCLUDING A STUDENT JOURNALIST,  
15 AN EMPLOYEE OF A POSTSECONDARY INSTITUTION, OR AN INDIVIDUAL OTHERWISE  
16 INVOLVED IN CAMPUS MEDIA, WHO IS ENGAGED IN NEWSGATHERING OR REPORTING  
17 ON MATTERS OF PUBLIC CONCERN;

18 (2) A FACULTY MEMBER, STAFFER, OR STUDENT ENGAGED IN  
19 LEGITIMATE ACADEMIC, RESEARCH, OR EDUCATIONAL ACTIVITIES;

20 (3) A DISCLOSURE REQUIRED OR AUTHORIZED BY LAW,  
21 INSTITUTIONAL POLICY, OR FOR A LAWFUL CAMPUS SAFETY PURPOSE; OR

22 (4) A DISCLOSURE MADE TO A CAMPUS POLICE OR PUBLIC SAFETY  
23 OFFICER, A TITLE IX COORDINATOR, OR OTHER AUTHORIZED INSTITUTIONAL  
24 OFFICIAL FOR LEGITIMATE SAFETY OR COMPLIANCE PURPOSES.

25 (C) A PERSON MAY NOT INTENTIONALLY DISTRIBUTE THE PERSONAL  
26 IDENTIFYING INFORMATION OR IMAGE OF A STUDENT ENROLLED IN AN  
27 INSTITUTION OF SECONDARY EDUCATION OR AN INSTITUTION OF POSTSECONDARY  
28 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.