

January 23, 2026

The Honorable Will Smith
Chair
Senate Judicial Proceedings Committee
Maryland Senate
2 East Miller Senate Office Building
Annapolis, Maryland 21401

RE: SB 107 (Henson) - Criminal Law – Distribution of Students’ Personal Information – Prohibition – Favorable with Amendments

Dear Chairman Smith and Members of the Committee,

On behalf of TechNet, I’m writing to share comments on SB 107 pertaining to student data privacy.

TechNet is the national, bipartisan network of technology CEOs and senior executives that promotes the growth of the innovation economy by advocating a targeted policy agenda at the federal and 50-state level. TechNet’s diverse membership includes 106 dynamic American businesses ranging from startups to the most iconic companies on the planet and represents five million employees and countless customers in the fields of information technology, artificial intelligence, e-commerce, the sharing and gig economies, advanced energy, transportation, cybersecurity, venture capital, and finance.

Our member companies consistently place a high priority on consumer privacy, and the technology industry is committed to privacy and security. As part of that commitment, transparency and the responsible use of data are pillars of the tech sector.

In the context of protecting students’ data, liability should be solely on the natural person who is the bad actor violating the law. Further, we believe that any state law should align with federal exemptions contained in Section 230 of the federal code. As such, we’re requesting the following language be added to SB 107:

- **“As such terms are defined in 47 U.S.C. § 230, an interactive computer service is not liable for content provided by another person in violation of this act.”**

Thank you for the opportunity to share our comments on SB 107 and please don’t hesitate to reach out with any questions.

Sincerely,

Margaret Durkin

Margaret Durkin
TechNet Executive Director, Pennsylvania & the Mid-Atlantic