

HB259 • Maryland

Commercial Law - Consumer Protection - Biometric Data Privacy

In Committee

Risk: High

Comprehensive

Last Action (Mar 21, 2022): Referred Finance

Summary

This bill mandates private entities to establish policies for biometric data retention and destruction, allowing individuals to sue for violations.

Business Impact

If you collect biometric data in Maryland, you must create a public retention policy and guidelines for data destruction or face legal action.

Key Provisions

- Private entities must develop a written policy for biometric data retention and destruction.
- Individuals can bring civil actions for violations of the Act.
- Violations are considered unfair, abusive, or deceptive trade practices.

Compliance Checklist

- Develop a written policy for biometric data retention and destruction | Who: Private entities collecting biometric data | Penalty: Legal action by individuals for violations
- Make the retention and destruction policy publicly available | Who: Private entities collecting biometric data | Penalty: Legal action by individuals for violations

Industries Affected

Consumer Protection

Consumer Services

Data Privacy

Technology

Healthcare

Retail

Employment

Biometric Technology

Topics

Bill Sponsors

Name	Party	Role
Carey		Cosponsor
Ebersole		Cosponsor
Gutierrez		Cosponsor
Holmes		Cosponsor
McComas		Cosponsor
McMillan		Cosponsor
Moon		Primary
J. Lewis		Cosponsor
Cardin		Cosponsor
Hartman		Cosponsor
Sydnor		Cosponsor
Beidle		Cosponsor

Roll Call Votes

Date	Description	Yea	Nay	Result
2022-03-13	On Third Reading	100	30	Passed
2022-03-11	FLA Del. Adams /393823/1	33	94	Failed
2022-03-11	FLA Del. Adams /623528/1	35	93	Failed

Amendments

- Favorable with Amendments 453726/1 Adopted — 2022-03-17 (Adopted)
- Floor Amendment 143528/1 (Delegate Grammer) Adopted — 2022-03-18 (Adopted)
- Floor Amendment 393823/1 (Delegate Adams) Rejected (33-94) — 2022-03-18 (Not Adopted)
- Floor Amendment 623528/1 (Delegate Adams) Rejected (35-93) — 2022-03-18 (Not Adopted)

Related Bills

- SB169 (MD)
- HB33 (MD)

Official Source

<https://mgaleg.maryland.gov/mgawebsite/Legislation/Details/HB0259?ys=2022RS>

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