

~~units~~ each unit of State government to ensure the security of ~~certain~~ the unit's records; prohibiting a certain construction of this Act; encouraging counties and municipal corporations to conform certain practices to this Act; and generally relating to privacy policies and data security for public records.

BY repealing and reenacting, with amendments,

Article – State Government  
Section 10–624 and 10–633  
Annotated Code of Maryland  
(1999 Replacement Volume)

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

**Article – State Government**

10–624.

(a) In this section, “personal record” means a public record that names or, with reasonable certainty, otherwise identifies an individual by an identifying factor such as:

- (1) an address;
- (2) a description;
- (3) a finger or voice print;
- (4) a number; or
- (5) a picture.

(B) (1) PERSONAL RECORDS ~~SHALL~~ MAY NOT BE CREATED UNLESS THE NEED FOR THE INFORMATION HAS BEEN CLEARLY ESTABLISHED BY THE UNIT COLLECTING THE RECORDS.

(2) PERSONAL INFORMATION ~~SHALL~~ COLLECTED FOR PERSONAL RECORDS:

(I) SHALL BE APPROPRIATE AND RELEVANT TO THE PURPOSES FOR WHICH IT IS COLLECTED;

(II) SHALL BE ACCURATE AND CURRENT TO THE GREATEST EXTENT ~~POSSIBLE~~ PRACTICABLE; AND

(III) MAY NOT BE OBTAINED BY FRAUDULENT MEANS.

(C) (1) THIS SUBSECTION ONLY APPLIES TO UNITS OF STATE GOVERNMENT.

(2) EXCEPT AS OTHERWISE PROVIDED BY LAW, AN OFFICIAL CUSTODIAN WHO KEEPS PERSONAL RECORDS SHALL ~~ENDEAVOR~~, TO THE GREATEST EXTENT PRACTICABLE, COLLECT PERSONAL INFORMATION FROM THE PERSON IN INTEREST.

(3) AN OFFICIAL CUSTODIAN WHO REQUESTS PERSONAL INFORMATION FOR PERSONAL RECORDS SHALL PROVIDE THE FOLLOWING INFORMATION TO EACH PERSON IN INTEREST FROM WHOM PERSONAL INFORMATION IS COLLECTED: