

SENATE BILL 540

C3

(6lr2500)

ENROLLED BILL

— Judicial Proceedings/Judiciary —

Introduced by **Chair, Judicial Proceedings Committee (By Request – Maryland Judicial Conference)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Home Detention Monitoring Agencies – Promotion and Solicitation of Business**
3 **– Prohibition**

4 FOR the purpose of prohibiting ~~a private home detention monitoring agency,~~ an agent of a
5 private home detention monitoring agency, an employee of a courthouse, or an
6 employee of a correctional facility from performing certain acts on the grounds of a
7 courthouse or correctional facility; and generally relating to the promotion of and
8 solicitation of business for private home detention monitoring agencies.

9 BY adding to

10 Article – ~~Business Occupations and Professions~~ *Criminal Procedure*
11 Section ~~20-702~~ 5-210.1
12 Annotated Code of Maryland
13 (~~2018~~ 2025 Replacement Volume ~~and 2025 Supplement~~)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



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

3 Article – ~~Business Occupations and Professions~~ Criminal Procedure

4 ~~20-702.5-210.1.~~

5 (A) IN THIS SECTION, ~~“AGENT” MEANS A PERSON THAT ACTS OR IS~~
6 ~~AUTHORIZED TO ACT AS THE REPRESENTATIVE OF A PRIVATE HOME DETENTION~~
7 ~~MONITORING AGENCY~~ “PRIVATE HOME DETENTION MONITORING AGENCY” HAS THE
8 MEANING STATED IN § 20-101 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
9 ARTICLE.

10 (B) ON THE GROUNDS OF A COURTHOUSE OR CORRECTIONAL FACILITY, ~~A~~
11 ~~PRIVATE HOME DETENTION MONITORING AGENCY,~~ AN AGENT OF A PRIVATE HOME
12 DETENTION MONITORING AGENCY, AN EMPLOYEE OF THE COURTHOUSE, OR AN
13 EMPLOYEE OF A CORRECTIONAL FACILITY MAY NOT:

14 (1) APPROACH, ENTICE, OR INVITE A PERSON TO USE THE SERVICES
15 OF A SPECIFIC PRIVATE HOME DETENTION MONITORING AGENCY;

16 (2) DISTRIBUTE, DISPLAY, OR WEAR AN ITEM THAT ADVERTISES THE
17 SERVICES OF A PRIVATE HOME DETENTION MONITORING AGENCY; OR

18 (3) OTHERWISE SOLICIT BUSINESS FOR A PRIVATE HOME DETENTION
19 MONITORING AGENCY.

20 (C) A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY
21 OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO:

22 (1) A FINE NOT EXCEEDING \$2,500 AND, IF LICENSED IN
23 ACCORDANCE WITH ~~THIS TITLE~~ TITLE 20 OF THE BUSINESS OCCUPATIONS AND
24 PROFESSIONS ARTICLE, A 30-DAY LICENSE SUSPENSION FOR A FIRST OFFENSE;
25 AND

26 (2) A FINE NOT EXCEEDING \$5,000 AND, IF LICENSED IN
27 ACCORDANCE WITH ~~THIS TITLE~~ TITLE 20 OF THE BUSINESS OCCUPATIONS AND
28 PROFESSIONS ARTICLE, A 90-DAY LICENSE SUSPENSION FOR A SUBSEQUENT
29 OFFENSE.

30 (D) A PERSON LICENSED IN ACCORDANCE WITH ~~THIS TITLE~~ TITLE 20 OF
31 THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE THAT IS CONVICTED OF

1 A VIOLATION OF THIS SECTION SHALL BE REFERRED TO THE DEPARTMENT OF
2 ~~PUBLIC SAFETY AND CORRECTIONAL SERVICES~~ FOR APPROPRIATE ACTION.

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.