

SENATE BILL 810

F1, E4

EMERGENCY BILL
ENROLLED BILL

(6lr2220)

— *Education, Energy, and the Environment and Judicial Proceedings/Judiciary and Ways and Means* —

Introduced by ~~Senator King~~ Senators King, Brooks, Harris, Kagan, and M. Washington

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 ~~Public Schools – School Security Personnel – Immigration Investigation and~~
3 ~~Enforcement~~

4 Immigration Enforcement – Expanding Sensitive Locations, Notification, and
5 Guidance

6 (Maryland Values Act of 2026)

7 FOR the purpose of requiring certain public school personnel to notify a county
8 superintendent or a county superintendent’s designee if the individual receives
9 certain notification of certain immigration enforcement at a school; prohibiting
10 public school ~~security~~ personnel from engaging in certain ~~federal~~ immigration
11 ~~investigation and enforcement functions~~; prohibiting public school ~~security~~
12 personnel from producing or sharing certain student or employee information for
13 purposes of ~~federal~~ immigration ~~investigation and~~ enforcement, except under certain

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 circumstances; expanding the definition of sensitive locations relating to the
 2 definition of a “public school”; expanding the definition of sensitive locations to
 3 include certain locations that distribute food to individuals in need; requiring the
 4 Attorney General to update certain guidance on or before a certain date each year
 5 and certain public schools, public libraries, and units of the Executive Branch of
 6 State and local government to update certain policies; *requiring certain courthouses*
 7 *to implement a certain policy and to update the policy as necessary;* and generally
 8 relating to federal immigration ~~investigation and enforcement in public schools~~
 9 enforcement.

10 BY repealing and reenacting, with amendments,

11 Article – Criminal Procedure
 12 Section 2–104 and 2–104.2
 13 Annotated Code of Maryland
 14 (2025 Replacement Volume)

15 BY repealing and reenacting, without amendments,

16 Article – Education
 17 Section 1–101(a) and (e) and 7–1501(a), (j), and (k)
 18 Annotated Code of Maryland
 19 (2025 Replacement Volume and 2025 Supplement)

20 BY adding to

21 Article – Education
 22 Section 7–1508.1
 23 Annotated Code of Maryland
 24 (2025 Replacement Volume and 2025 Supplement)

25 BY repealing and reenacting, with amendments,

26 Article – State Government
 27 Section 6–111
 28 Annotated Code of Maryland
 29 (2021 Replacement Volume and 2025 Supplement)

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

32 **Article – Criminal Procedure**

33 2–104.

34 (a) (1) In this section[, “federal law enforcement”] THE FOLLOWING WORDS
 35 HAVE THE MEANINGS INDICATED.

36 (2) “COUNTY SUPERINTENDENT” HAS THE MEANING STATED IN §
 37 1–101 OF THE EDUCATION ARTICLE.

1 **(3)** “~~JUDICIAL COVERED~~ officer” means an officer who may:

2 [(1)] (I) make an arrest with or without a warrant for violations of the
3 United States Code; and

4 [(2)] (II) carry firearms in the performance of the officer’s duties.

5 **(4)** “SENSITIVE LOCATION” HAS THE MEANING STATED IN § 6-111 OF
6 THE STATE GOVERNMENT ARTICLE.

7 (b) (1) Subject to the limitations of paragraph (2) of this subsection, a [federal
8 law enforcement] ~~JUDICIAL COVERED~~ officer may:

9 (i) make arrests as set forth in Subtitle 2 of this title; and

10 (ii) execute arrest and search and seizure warrants issued under the
11 laws of the State.

12 (2) A [federal law enforcement] ~~JUDICIAL COVERED~~ officer may exercise
13 the powers granted by this subsection when:

14 (i) the [federal law enforcement] ~~JUDICIAL COVERED~~ officer is
15 participating in a joint investigation with officials from a State or local law enforcement
16 unit;

17 (ii) the [federal law enforcement] ~~JUDICIAL COVERED~~ officer is
18 rendering assistance to a police officer;

19 (iii) the [federal law enforcement] ~~JUDICIAL COVERED~~ officer is
20 acting at the request of a local police officer or State Police officer; or

21 (iv) an emergency exists.

22 (c) (1) A [federal law enforcement] ~~JUDICIAL COVERED~~ officer who acts
23 under the authority granted by this section shall notify the following persons of an
24 investigation, an enforcement action, or a federal immigration enforcement action at a
25 sensitive location[, as defined in § 6-111 of the State Government Article]:

26 (i) 1. the chief of police, if any, or chief’s designee, when in a
27 municipal corporation;

28 2. the police commissioner or police commissioner’s designee,
29 when in Baltimore City;

1 3. the chief of police or chief's designee, when in a county
2 with a county police department, except Baltimore City;

3 4. the sheriff or sheriff's designee, when in a county without
4 a county police department;

5 5. the Secretary of Natural Resources or Secretary's
6 designee, when on property owned, leased, operated by, or under the control of the
7 Department of Natural Resources; or

8 6. the chief of police of the Maryland Transportation
9 Authority or chief's designee, when on property owned, leased, operated by, or under the
10 control of the Maryland Transportation Authority, Maryland Aviation Administration, or
11 Maryland Port Administration; and

12 (ii) the Department of State Police barrack commander or
13 commander's designee, unless there is an agreement otherwise with the Department of
14 State Police.

15 (2) When the federal law enforcement officer participates in a joint
16 investigation with officials from a State or local law enforcement unit, the [federal law
17 enforcement] ~~JUDICIAL COVERED~~ officer shall give the notice required under paragraph
18 (1) of this subsection reasonably in advance.

19 **(3) IF PUBLIC SCHOOL PERSONNEL, AS DEFINED IN § 7-1508.1 OF**
20 **THE EDUCATION ARTICLE, IS NOTIFIED OF IMMIGRATION ENFORCEMENT, AS**
21 **DEFINED IN § 6-111 OF THE STATE GOVERNMENT ARTICLE, IN A SENSITIVE**
22 **LOCATION THAT INCLUDES A SCHOOL UNDER PARAGRAPH (1) OF THIS SUBSECTION,**
23 **THE PUBLIC SCHOOL PERSONNEL SHALL NOTIFY THE COUNTY SUPERINTENDENT OF**
24 **THE AFFECTED SCHOOL OR THE COUNTY SUPERINTENDENT'S DESIGNEE.**

25 (d) A [federal law enforcement] ~~JUDICIAL COVERED~~ officer who acts under the
26 authority granted by this section:

27 (1) has the same legal status as a police officer;

28 (2) has the same protections as a police officer under § 2-608 of the Courts
29 Article with regard to charging documents against police officers; and

30 (3) has the same immunity from liability described in § 5-611 of the Courts
31 Article.

32 (e) This section does not impose liability on or require indemnification by the
33 State or a local subdivision for an act performed by a [federal law enforcement] ~~JUDICIAL~~
34 ~~COVERED~~ officer under this section.

1 2-104.2.

2 (a) In this section, “sensitive location” has the meaning stated in § 6-111 of the
3 State Government Article.

4 (b) (1) This subsection does not apply to a State or local correctional facility or
5 a detention facility in a District Court or circuit court house.

6 (2) A public school, a public library, or a unit of the Executive Branch of
7 State or local government that operates at a sensitive location shall deny access to any
8 portion of the sensitive location that **REQUIRES A SECURITY SCREENING OR** is not
9 accessible to the general public to any individual who is seeking access for the purpose of
10 enforcing federal immigration law, unless:

11 (i) the individual presents a valid warrant issued by a federal court;
12 or

13 (ii) exigent circumstances exist.

14 **Article – Education**

15 1-101.

16 (a) In this article, unless the context requires otherwise, the following words have
17 the meanings indicated.

18 (e) “County superintendent” means the county superintendent of schools of a
19 county and includes the Chief Executive Officer of the Baltimore City Board of School
20 Commissioners.

21 7-1501.

22 (a) In this subtitle the following words have the meanings indicated.

23 (j) “School resource officer” means:

24 (1) A law enforcement officer as defined under § 1-101(c) of the Public
25 Safety Article who has been assigned to a school in accordance with a memorandum of
26 understanding between the chief of a law enforcement agency as defined under § 3-201(d)
27 of the Public Safety Article and the local education agency; or

28 (2) A Baltimore City school police officer, as defined in § 4-318 of this
29 article.

30 (k) “School security employee” means an individual, as defined in regulations
31 adopted by the Subcabinet, who:

1 (1) Is not a school resource officer; and

2 (2) Is employed by a local school system to provide safety and
3 security-related services at a public school.

4 **7-1508.1.**

5 (A) IN THIS SECTION, “PUBLIC SCHOOL ~~SECURITY~~ PERSONNEL” MEANS:

6 (1) A SCHOOL RESOURCE OFFICER, ~~AS DEFINED IN § 7-1501 OF THIS~~
7 ~~SUBTITLE;~~

8 (2) A SCHOOL SECURITY EMPLOYEE, ~~AS DEFINED IN § 7-1501 OF THIS~~
9 ~~SUBTITLE; OR~~

10 (3) A PRINCIPAL OR AN ASSISTANT PRINCIPAL;

11 (4) A TEACHER;

12 (5) A SCHOOL COUNSELOR;

13 (6) AN INDIVIDUAL EMPLOYED BY A PUBLIC SCHOOL FOR AT LEAST 7
14 DAYS EACH SCHOOL YEAR; OR

15 ~~(3)~~ (7) A LAW ENFORCEMENT OFFICER WHO:

16 (I) IS NOT DIRECTLY ASSIGNED TO OR EMPLOYED BY A PUBLIC
17 SCHOOL;

18 (II) HAS NOT COMPLETED THE CENTER’S SCHOOL RESOURCE
19 OFFICER AND SCHOOL SECURITY EMPLOYEE TRAINING ACADEMY; AND

20 (III) PROVIDES ADEQUATE LAW ENFORCEMENT COVERAGE TO
21 PUBLIC SCHOOLS IN ACCORDANCE WITH AN AGREEMENT BETWEEN THE LOCAL LAW
22 ENFORCEMENT AGENCY AND THE LOCAL SCHOOL SYSTEM.

23 (B) PUBLIC SCHOOL ~~SECURITY~~ PERSONNEL MAY NOT:

24 (1) BE USED FOR PURPOSES OF OR OTHERWISE ENGAGE IN ~~FEDERAL~~
25 ~~IMMIGRATION INVESTIGATION OR ENFORCEMENT FUNCTIONS UNDER § 287(C) OF~~
26 ~~THE FEDERAL IMMIGRATION AND NATIONALITY ACT ENFORCEMENT, AS DEFINED~~
27 IN § 6-111 OF THE STATE GOVERNMENT ARTICLE, AT THE PUBLIC SCHOOL; OR

1 (iii) a health care facility operated by a unit of State or local
2 government;

3 (iv) a facility operated by the Comptroller;

4 (v) a courthouse; or

5 (vi) any other location that:

6 1. provides State-funded services related to:

7 A. physical or mental health;

8 B. education;

9 C. shelter care; [or]

10 **D. DISTRIBUTING FOOD TO INDIVIDUALS IN NEED; OR**

11 **[D.] E. access to justice; and**

12 2. as determined by the Attorney General, requires special
13 consideration for immigration enforcement activities.

14 (b) The Attorney General shall develop and publish guidance that informs the
15 public and relevant State agencies about:

16 (1) delineating between immigration enforcement within the public
17 portions of sensitive locations and the nonpublic or private portions of sensitive locations;

18 (2) verifying the identity of immigration enforcement agents and
19 validating immigration enforcement documentation seeking specific individuals;

20 (3) limiting liability exposure for State, local, and private institutions and
21 the participation of the employees of those institutions in immigration enforcement at
22 sensitive locations;

23 (4) facilitating relationships between federal law enforcement officers and
24 State and local officials and law enforcement officers in order to conduct immigration
25 enforcement activities through the least dangerous and disruptive means; and

26 (5) complying with existing legal obligations and limitations on State and
27 local agencies while maintaining public safety and accessibility to those agencies.

1 (c) Private entities are encouraged to adopt policies consistent with the guidance
 2 developed under subsection (b) of this section if the private entities provide services related
 3 to:

4 (1) physical or mental health;

5 (2) education;

6 (3) shelter care; [or]

7 (4) **DISTRIBUTING FOOD TO INDIVIDUALS IN NEED; OR**

8 **[(4)] (5) access to justice.**

9 (d) **(1)** On or before October 1, 2025, each public school, public library, and unit
 10 of the Executive Branch of State or local government that operates at a sensitive location
 11 shall implement a policy consistent with the guidance issued by the Attorney General under
 12 this section.

13 **(2) ON OR BEFORE OCTOBER 1 EACH YEAR, BEGINNING IN 2026, THE**
 14 **ATTORNEY GENERAL SHALL UPDATE THE GUIDANCE ISSUED UNDER THIS SECTION,**
 15 **AS NECESSARY, AND IF THE GUIDANCE IS UPDATED EACH PUBLIC SCHOOL, PUBLIC**
 16 **LIBRARY, AND UNIT OF EXECUTIVE BRANCH OF STATE OR LOCAL GOVERNMENT**
 17 **SHALL IMPLEMENT A POLICY CONSISTENT WITH THE GUIDANCE ISSUED BY THE**
 18 **ATTORNEY GENERAL UNDER THIS SECTION.**

19 **(3) (I) ON OR BEFORE OCTOBER 1, 2026, EACH COURTHOUSE**
 20 **SHALL IMPLEMENT A POLICY WHICH MAY CONSIDER THE GUIDANCE ISSUED BY THE**
 21 **ATTORNEY GENERAL UNDER THIS SECTION.**

22 **(II) ON OR BEFORE OCTOBER 1 EACH YEAR, EACH COURTHOUSE**
 23 **SHALL UPDATE THE POLICY IMPLEMENTED UNDER SUBPARAGRAPH (I) OF THIS**
 24 **PARAGRAPH AS NECESSARY.**

25 (e) The guidance and policies required by this section are not subject to Title 10,
 26 Subtitles 1, 2, and 3 of this article.

27 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July~~
 28 ~~1, 2026.~~

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
 30 measure, is necessary for the immediate preservation of the public health or safety, has
 31 been passed by a yea and nay vote supported by three-fifths of all the members elected to
 32 each of the two Houses of the General Assembly, and shall take effect from the date it is
 33 enacted.