

Expedited Bill No. 13-26  
Concerning: Building Permits –  
Immigration Detention Facility (ICE  
Out Act)  
Revised: 4/21/2026 Draft No. 3  
Introduced: March 3, 2026  
Enacted: April 21, 2026  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: \_\_\_\_\_  
Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

---

Lead Sponsors: Councilmember Glass, Council President Fani-González,  
Councilmembers Stewart, Friedson, Katz, Evans, Jawando, Mink, Sayles, and  
Council Vice President Balcombe, and Councilmember Luedtke

---

**AN EXPEDITED ACT to:**

- (1) define immigration detention facility;
- (2) prohibit the issuance of a building permit or a use-and-occupancy permit for a privately-owned immigration detention facility; and
- (3) generally amend the law regarding the approval of an immigration detention facility.

By adding  
Montgomery County Code  
Chapter 8, Buildings  
Section 8-25B

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
<b>[Single boldface brackets]</b>	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
<b>[[Double boldface brackets]]</b>	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

1           **Sec. 1. Section 8-25B is added as follows:**

2           **8-25B. Immigration Detention Facility – prohibited.**

3           (a)    Definitions. In this Section, the following term(s) have the meanings  
4                    indicated:

5                    [[Immigration detention]] Detention facility means any building, facility,  
6                    or structure used, in whole or in part, to house or detain individuals for  
7                    civil [[immigration]] or criminal violations. Detention facility includes an  
8                    immigration detention facility.

9           (b)    Prohibition. The Department must not issue a building permit or a use-  
10                   and-occupancy permit for a privately-owned [[immigration]] detention  
11                    facility.

12                                   \*       \*       \*

13           **Sec. 2. Short Title.** This Act may be cited as the “ICE Out Act”.

14           **Sec. 3. Effective Date.** The Council declares that this legislation is necessary  
15 for the immediate protection of the public interest. This Act takes effect on the date on  
16 which it becomes law.

*Approved:*



April 21, 2026

---

Natali Fani-González, President, County Council

Date

*Approved:*

---

Marc Elrich, County Executive

Date

*This is a correct copy of Council action.*

---

Sara R. Tenenbaum, Clerk of the Council

Date