

COMMITTEE ON GOVERNMENT
SENATE AMENDMENTS TO H.B. 2917
(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 28, chapter 3, Arizona Revised Statutes, is
3 amended by adding article 23, to read:

4 ARTICLE 23. GOVERNMENT MASS SURVEILLANCE NETWORK

5 28-1241. Definitions

6 IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

7 1. "AUTOMATED LICENSE PLATE READER" MEANS A TECHNOLOGY THAT
8 PROVIDES STATIONARY OR MOBILE DETECTION OF LICENSE PLATES AND THAT
9 CAPTURES DATA ASSOCIATED WITH LICENSE PLATES FOR LAW ENFORCEMENT PURPOSES.

10 2. "GOVERNMENT MASS SURVEILLANCE NETWORK" MEANS A SYSTEM OF
11 MONITORING THROUGH TECHNOLOGICAL DEVICES THAT ARE STATIONARY, MOBILE OR
12 SATELLITE OR THROUGH ANY OTHER TECHNOLOGICAL MEANS THAT ARE OWNED OR
13 OPERATED BY THIS STATE OR A STATE AGENCY, CITY, TOWN, COUNTY OR POLITICAL
14 SUBDIVISION OF THIS STATE, INCLUDING AN AUTOMATED LICENSE PLATE READER.

15 28-1242. Government mass surveillance network; voter approval
16 requirement; notice of intent and hearing

17 A. ANY LOCAL GOVERNMENT OR STATE AGENCY IN THIS STATE MAY NOT
18 OPERATE OR ESTABLISH A GOVERNMENT MASS SURVEILLANCE NETWORK WITHOUT
19 NOTIFICATION AND APPROVAL BY A MAJORITY OF THE VOTERS. A VOTE TO APPROVE
20 OR DENY DEPLOYMENT OF A GOVERNMENT MASS SURVEILLANCE NETWORK MAY PERTAIN
21 ONLY TO THE AREA THAT THE LOCAL GOVERNMENT HAS EXCLUSIVE CONTROL AS
22 PRESCRIBED IN SECTION 28-1251.

23 B. ANY LOCAL GOVERNMENT OR STATE AGENCY THAT PROPOSES TO DEPLOY,
24 CONTRACT FOR OR PROVIDE FUNDING FOR GOVERNMENT MASS SURVEILLANCE NETWORK
25 TECHNOLOGY SHALL PUBLISH A PUBLIC NOTICE DECLARING ITS INTENT TO ENGAGE IN
26 GOVERNMENT MASS SURVEILLANCE OF THE POPULATION AT LEAST SIXTY DAYS BEFORE
27 ANY VOTE REQUIRED PURSUANT TO SUBSECTION A OF THIS SECTION. THE PUBLIC
28 NOTICE MUST BE POSTED ON THE LOCAL GOVERNMENT'S OR STATE AGENCY'S OFFICIAL
29 WEBSITE, PHYSICALLY POSTED AT THE BUILDING AT WHICH THE PUBLIC HEARING
30 WILL OCCUR AND MAILED OR ELECTRONICALLY DELIVERED TO EACH REGISTERED VOTER
31 WITHIN THE PROPOSED GOVERNMENT MASS SURVEILLANCE NETWORK SURVEILLANCE
32 COVERAGE AREA. THE NOTICE REQUIRED BY THIS SUBSECTION MUST INCLUDE ALL OF
33 THE FOLLOWING:

34 1. THE TYPE AND NUMBER OF GOVERNMENT MASS SURVEILLANCE NETWORKS
35 PROPOSED TO BE DEPLOYED.

36 2. THE VENDOR'S NAME AND THE TERMS OF SERVICE FOR THE GOVERNMENT
37 MASS SURVEILLANCE NETWORK.

38 3. THE PROJECTED ANNUAL COSTS OF THE GOVERNMENT MASS SURVEILLANCE
39 NETWORK.

1 4. HOW THE DATA COLLECTED FROM THE GOVERNMENT MASS SURVEILLANCE
2 NETWORK WILL BE HANDLED, RETAINED AND DESTROYED.

3 5. THE DATE, TIME AND LOCATION OF THE PUBLIC HEARINGS REQUIRED
4 PURSUANT TO SUBSECTION C OF THIS SECTION.

5 C. AT LEAST TWO PUBLIC HEARINGS SHALL BE HELD, SEPARATED BY AT
6 LEAST TWENTY CALENDAR DAYS, WITH THE SECOND HEARING SCHEDULED AT A
7 DIFFERENT TIME OF DAY THAN THE FIRST HEARING. VERBAL AND WRITTEN PUBLIC
8 TESTIMONY SHALL BE RECEIVED AT EACH HEARING REGARDING THE DEPLOYMENT OF
9 ANY GOVERNMENT MASS SURVEILLANCE NETWORK. A LIMIT MAY NOT BE PLACED ON
10 THE NUMBER OF PARTICIPANTS WHO OFFER VERBAL OR WRITTEN PUBLIC TESTIMONY AT
11 EACH HEARING.

12 D. IF A GOVERNMENT MASS SURVEILLANCE NETWORK IS PROPOSED BY A CITY
13 OR TOWN, ONLY AFTER COMPLETING THE PUBLIC HEARINGS REQUIRED BY SUBSECTION
14 C OF THIS SECTION, THE GOVERNING BODY MAY AUTHORIZE A BALLOT MEASURE
15 AUTHORIZING THE GOVERNMENT MASS SURVEILLANCE NETWORK DEPLOYMENT ON
16 SIXTY-FIVE PERCENT AFFIRMATIVE VOTE OF THE FULL MEMBERSHIP OF THE
17 GOVERNING BODY. THE VOTE SHALL BE RECORDED BY NAME OF EACH OFFICIAL AND
18 SHALL BE MADE PART OF THE PUBLIC RECORD. AFTER THE GOVERNING BODY
19 AUTHORIZES A BALLOT MEASURE AUTHORIZING THE GOVERNMENT MASS SURVEILLANCE
20 NETWORK DEPLOYMENT THE VOTERS MUST APPROVE THE QUESTION AT THE NEXT
21 GENERAL ELECTION WITH AT LEAST A SIXTY PERCENT AFFIRMATIVE VOTE.

22 E. IF A GOVERNMENT MASS SURVEILLANCE NETWORK IS PROPOSED BY A
23 COUNTY, ONLY AFTER COMPLETING THE PUBLIC HEARINGS REQUIRED BY SUBSECTION C
24 OF THIS SECTION, THE COUNTY BOARD OF SUPERVISORS MAY AUTHORIZE A BALLOT
25 MEASURE AUTHORIZING THE GOVERNMENT MASS SURVEILLANCE NETWORK DEPLOYMENT ON
26 SIXTY-FIVE PERCENT AFFIRMATIVE VOTE OF THE FULL MEMBERSHIP OF THE COUNTY
27 BOARD OF SUPERVISORS. THE VOTE SHALL BE RECORDED BY NAME OF EACH OFFICIAL
28 AND SHALL BE MADE PART OF THE PUBLIC RECORD. IF A GOVERNMENT MASS
29 SURVEILLANCE NETWORK IS PROPOSED TO BE DEPLOYED BY A COUNTY, THE
30 AFFIRMATIVE VOTE OF AT LEAST SIXTY PERCENT OF THE VOTERS AT A REGULAR
31 GENERAL ELECTION SHALL AUTHORIZE THE DEPLOYMENT OF THE GOVERNMENT MASS
32 SURVEILLANCE NETWORK. THE BALLOT MEASURE REQUIRED BY THIS SUBSECTION MUST
33 CLEARLY DESCRIBE THE SCOPE, TOTAL COST, DATA HANDLING PRACTICES AND
34 DURATION OF THE DEPLOYMENT OF THE GOVERNMENT MASS SURVEILLANCE NETWORK IN
35 PLAIN LANGUAGE.

36 F. IF A GOVERNMENT MASS SURVEILLANCE NETWORK IS PROPOSED BY THIS
37 STATE OR A STATE AGENCY, ALL OF THE FOLLOWING MUST OCCUR BEFORE DEPLOYMENT
38 OF THE GOVERNMENT MASS SURVEILLANCE NETWORK:

39 1. AT LEAST TWO PUBLIC HEARINGS MUST BE HELD IN EACH COUNTY IN THIS
40 STATE, WITH ONE PUBLIC HEARING HELD AT THE MOST POPULOUS CITY OR TOWN
41 WITHIN THE COUNTY AND ANOTHER PUBLIC HEARING HELD AT THE SECOND MOST
42 POPULOUS CITY OR TOWN WITHIN THE COUNTY.

1 2. THE PUBLIC HEARINGS REQUIRED BY PARAGRAPH 1 OF THIS SUBSECTION
2 MUST FOLLOW THE PROCEDURES OF SUBSECTION C OF THIS SECTION.

3 3. UPON COMPLETION OF THE HEARINGS REQUIRED BY PARAGRAPH 1 OF THIS
4 SUBSECTION THE LEGISLATURE MAY REFER THE QUESTION OF DEPLOYMENT OF THE
5 GOVERNMENT MASS SURVEILLANCE NETWORK BY THIS STATE OR A STATE AGENCY FOR
6 APPROVAL BY THE VOTERS AT THE NEXT GENERAL ELECTION WITH AT LEAST A SIXTY
7 PERCENT AFFIRMATIVE VOTE.

8 G. THE AUTHORITY TO DEPLOY AND ADMINISTER GOVERNMENT MASS
9 SURVEILLANCE NETWORKS AFTER THE AFFIRMATIVE VOTE OF THE GOVERNING BODY OR
10 A MAJORITY OF VOTERS REQUIRED BY THIS SECTION SHALL BE VESTED IN THE CHIEF
11 OF POLICE, COUNTY SHERIFF OR DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY
12 OR EQUIVALENT AGENCY HEAD.

13 H. ANY PUBLIC ENTITY THAT IS NOT EXPLICITLY AUTHORIZED BY THIS
14 SECTION TO AUTHORIZE THE DEPLOYMENT OF A GOVERNMENT MASS SURVEILLANCE
15 NETWORK IS NOT ALLOWED TO AUTHORIZE THE DEPLOYMENT OF A GOVERNMENT MASS
16 SURVEILLANCE NETWORK FOR ANY PURPOSE.

17 28-1243. Government mass surveillance network; requirements;
18 captured data

19 A. A GOVERNMENT MASS SURVEILLANCE NETWORK AUTHORIZED PURSUANT TO
20 SECTION 28-1242 SHALL BE INSTALLED AND CONFIGURED FOR THE SOLE PURPOSE OF
21 RECORDING AND SCANNING LICENSE PLATES. THE GOVERNMENT MASS SURVEILLANCE
22 NETWORK MAY NOT BE CAPABLE OF PHOTOGRAPHING, RECORDING, PRODUCING OR
23 ANALYZING IMAGES OF THE OCCUPANTS OR CONTENTS OF ANY VEHICLE.

24 B. ANY GOVERNMENT MASS SURVEILLANCE NETWORK DEPLOYED IN THIS STATE
25 MAY NOT ALLOW RETROACTIVE SEARCHES OF ANY ARCHIVED LICENSE PLATE DATA.

26 C. ANY LICENSE PLATE DATA CAPTURED BY A GOVERNMENT MASS
27 SURVEILLANCE NETWORK SHALL BE COMPARED TO THE ACTIVE WARRANT AND ALERT
28 LIST WITHIN THREE MINUTES AFTER THE INITIAL CAPTURE OF THE LICENSE PLATE
29 DATA. IF NO MATCH TO THE ACTIVE WARRANT OR ALERT LIST IS FOUND, ANY
30 LICENSE PLATE DATA CAPTURED BY THE GOVERNMENT MASS SURVEILLANCE NETWORK
31 SHALL BE AUTOMATICALLY AND IRREVERSIBLY DESTROYED IN A MANNER THAT RENDERS
32 THE DATA UNRECOVERABLE.

33 D. LICENSE PLATE DATA MAY NOT BE TRANSMITTED, COPIED, UPLOADED OR
34 TRANSFERRED TO ANY EXTERNAL SERVER, CLOUD SYSTEM, DATA WAREHOUSE OR
35 THIRD-PARTY SYSTEM WITHIN FOUR MINUTES AFTER INITIAL CAPTURE OF THE
36 LICENSE PLATE DATA, EXCEPT FOR THE EXTENT NECESSARY TO PROCESS THE
37 COMPARISON BETWEEN THE CAPTURED LICENSE PLATE DATA AND THE ACTIVE WARRANT
38 OR ALERT LIST.

39 E. IF LICENSE PLATE DATA CAPTURED BY A GOVERNMENT MASS SURVEILLANCE
40 NETWORK PRODUCES A CONFIRMED MATCH WITH THE ACTIVE WARRANT OR ALERT LIST,
41 DATA ON THE SPECIFIC LICENSE PLATE SCAN MAY BE RETAINED ONLY UNTIL FINAL
42 COURT DISPOSITION OF THE ASSOCIATED CASE, AFTER WHICH THE LICENSE PLATE
43 DATA SHALL BE DESTROYED WITHIN THIRTY DAYS. LICENSE PLATE DATA RETAINED

1 PURSUANT TO THIS SUBSECTION SHALL BE STORED BY THE LAW ENFORCEMENT AGENCY
2 THAT COLLECTED THE LICENSE PLATE DATA AND MAY NOT BE TRANSMITTED TO ANY
3 THIRD PARTY, EXCEPT AS AUTHORIZED BY A COURT ORDER.

4 F. BEFORE DEPLOYING ANY GOVERNMENT MASS SURVEILLANCE NETWORK, THE
5 LAW ENFORCEMENT AGENCY SHALL REGISTER THE GOVERNMENT MASS SURVEILLANCE
6 NETWORK WITH THE DEPARTMENT OF PUBLIC SAFETY ON FORMS APPROVED BY THE
7 DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY. THE HEAD OF THE LAW
8 ENFORCEMENT AGENCY SHALL CERTIFY IN WRITING THAT:

9 1. THE GOVERNMENT MASS SURVEILLANCE NETWORK TO BE DEPLOYED MEETS
10 ALL REQUIREMENTS OF THIS ARTICLE.

11 2. THE LAW ENFORCEMENT AGENCY HAS POLICIES THAT CONFORM WITH THE
12 REQUIREMENTS OF THIS ARTICLE.

13 3. EACH LAW ENFORCEMENT OFFICER WHO WILL OPERATE THE GOVERNMENT
14 MASS SURVEILLANCE NETWORK HAS SUCCESSFULLY COMPLETED THE TRAINING REQUIRED
15 BY SECTION 28-1248.

16 28-1244. Government mass surveillance network; prohibited uses

17 A. A GOVERNMENT MASS SURVEILLANCE NETWORK THAT IS DEPLOYED IN THIS
18 STATE MAY NOT INCORPORATE, ENABLE OR BE CONNECTED TO FACIAL RECOGNITION
19 TECHNOLOGY, VEHICLE OCCUPANT COUNTING, BUMPER STICKER OR DECAL READING,
20 VEHICLE COLOR DETECTION AND MAKE AND MODEL PROFILING BEYOND WHAT IS
21 NECESSARY FOR LICENSE PLATE IDENTIFICATION OR ANY OTHER SURVEILLANCE
22 BEYOND LICENSE PLATE READING.

23 B. A GOVERNMENT MASS SURVEILLANCE NETWORK MAY NOT CAPTURE OR STORE
24 GLOBAL POSITIONING SYSTEM COORDINATES, SPEED DATA OR DIRECTIONAL TRAFFIC
25 INFORMATION OF ANY VEHICLE BEYOND THE FIXED LOCATION OF THE GOVERNMENT
26 MASS SURVEILLANCE NETWORK.

27 C. A GOVERNMENT MASS SURVEILLANCE NETWORK MAY NOT BE DIRECTLY OR
28 INDIRECTLY USED FOR THE DETECTION, ENFORCEMENT OR PROSECUTION OF TRAFFIC
29 VIOLATIONS, INCLUDING SPEEDING, RED LIGHT VIOLATIONS, EXPIRED
30 REGISTRATION, LAPSED INSURANCE OR PARKING OFFENSES. GOVERNMENT MASS
31 SURVEILLANCE NETWORK DATA, INCLUDING ANY POSITIVE MATCH WITH ACTIVE
32 WARRANT OR ALERT LISTS OR ANY SPECIFIED AUTHORIZED PURPOSES PURSUANT TO
33 SECTION 28-1247, MAY NOT BE USED AS A BASIS FOR ISSUING ANY TRAFFIC
34 VIOLATION OR RELATED CIVIL PENALTY.

35 D. ANY PERSON, AGENCY OR ENTITY MAY NOT USE GOVERNMENT MASS
36 SURVEILLANCE NETWORK DATA, INCLUDING ANY POSITIVE MATCH WITH ACTIVE
37 WARRANTS OR ALERT LISTS, SCAN LOGS, TIME STAMPS OR LOCATION DATA OR ANY
38 COMBINATION THEREOF TO CONSTRUCT, INFER, ANALYZE OR COMPILE A PATTERN OF
39 LIFE, BEHAVIORAL PROFILE, TRAVEL HISTORY, ROUTINE ANALYSIS OR MOVEMENT
40 PATTERN OF ANY PERSON. THIS PROHIBITION INCLUDES BOTH MANUAL AND ANY
41 AUTOMATED OR ALGORITHMIC PROCESSING, INCLUDING MACHINE LEARNING,
42 ARTIFICIAL INTELLIGENCE PATTERN RECOGNITION OR ANY RELATED TECHNOLOGICAL
43 CAPABILITIES.

1 E. ANY DECLARATION OF EMERGENCY FROM ANY OFFICIAL, INCLUDING THE
2 GOVERNOR OF THIS STATE, A LOCAL GOVERNING BODY, THE HEAD OF A LAW
3 ENFORCEMENT AGENCY OR ANY OTHER OFFICIAL, MAY NOT SUSPEND, MODIFY, WAIVE
4 OR OVERRIDE ANY PROVISION OF THIS ARTICLE. ANY GOVERNMENT MASS
5 SURVEILLANCE NETWORK DATA COLLECTED DURING ANY DECLARED EMERGENCY IS
6 SUBJECT TO ALL THE REQUIREMENTS AND LIMITATIONS OF THIS ARTICLE.

7 F. ANY DATA OR METADATA OBTAINED FROM GOVERNMENT MASS SURVEILLANCE
8 NETWORKS, INCLUDING ANY DE-IDENTIFIED, ANONYMIZED, AGGREGATED OR REDACTED
9 DATA, MAY NOT BE USED FOR MASS SURVEILLANCE, CONTINUOUS MONITORING,
10 POPULATION-LEVEL MOVEMENT ANALYSIS, TRAFFIC FLOW STUDIES OR OTHER PURPOSE
11 THAT INVOLVES TRACKING THE MOVEMENTS OF PERSONS WHO ARE NOT THE SPECIFIC
12 SUBJECT OF AN ACTIVE AUTHORIZED INVESTIGATION.

13 G. GOVERNMENT MASS SURVEILLANCE NETWORK DATA MAY NOT BE COMBINED
14 WITH DATA FROM ANY OTHER SURVEILLANCE TECHNOLOGY, DATABASE OR DATA SOURCE
15 TO ENABLE BROADER TRACKING OR IDENTIFICATION CAPABILITIES.

16 H. A GOVERNMENT MASS SURVEILLANCE NETWORK MAY NOT BE DEPLOYED,
17 POSITIONED OR USED IN THIS STATE FOR THE PURPOSE OF MONITORING,
18 SURVEILLING OR IDENTIFYING VEHICLES OR PERSONS ENGAGED IN OR TRAVELLING TO
19 OR FROM CONSTITUTIONALLY PROTECTED ACTIVITIES, INCLUDING:

- 20 1. POLITICAL PROTESTS, MARCHES, DEMONSTRATIONS OR RALLIES.
- 21 2. ATTENDANCE AT RELIGIOUS SERVICES OR INSTITUTIONS.
- 22 3. VISITS TO LEGAL COUNSEL.
- 23 4. VISITS TO NEWS MEDIA ORGANIZATIONS.
- 24 5. VISITS TO ANY LOCATION WHERE THE PRIMARY PURPOSE OF THE VISIT IS
25 THE EXERCISE OF RIGHTS PROTECTED BY THE CONSTITUTION OF THE UNITED STATES,
26 THE BILL OF RIGHTS OR THE ARIZONA CONSTITUTION.

27 I. A GOVERNMENT MASS SURVEILLANCE NETWORK MAY NOT BE DEPLOYED
28 WITHIN FIVE HUNDRED FEET OF ANY:

- 29 1. POLLING PLACE DURING ANY ELECTION PERIOD.
- 30 2. LOCATION IN WHICH AN AUTHORIZED PROTEST, MARCH OR DEMONSTRATION
31 IS OCCURRING.
- 32 3. PHYSICAL ADDRESS OF ANY NONPROFIT ORGANIZATION THAT IS EXEMPT
33 FROM TAXATION UNDER SECTION 501(c)(3) OR 501(c)(4) AND THAT IS REGISTERED
34 WITH THIS STATE, EXCLUDING ANY POST OFFICE ADDRESS.
- 35 4. A MEDICAL FACILITY.

36 28-1245. Vendor requirements; intellectual property
37 restrictions; data destruction; audit

38 A. NO VENDOR THAT PROVIDES GOVERNMENT MASS SURVEILLANCE NETWORK
39 HARDWARE, SOFTWARE, DATA PROCESSING OR RELATED SERVICES SHALL ACQUIRE,
40 CLAIM, ASSERT OR RETAIN ANY INTELLECTUAL PROPERTY RIGHT, TRADE SECRET
41 CLAIM, COPYRIGHT, PROPRIETARY INTEREST, LICENSE, TITLE OR OTHER INTEREST
42 IN OR TO ANY LICENSE PLATE DATA, IMAGES, METADATA, SCAN RECORDS, HIT
43 RECORDS, ALERT DATA OR OTHER DATA CAPTURED BY OR DERIVED FROM ANY

1 GOVERNMENT MASS SURVEILLANCE NETWORK OPERATED UNDER A VALID CONTRACT WITH
2 A GOVERNMENTAL ENTITY IN THIS STATE.

3 B. ANY PROVISION IN A VENDOR'S TERMS OF SERVICE, END USER LICENSE
4 AGREEMENT, SERVICES AGREEMENT, ORDER FORM OR ANY OTHER CONTRACT OR
5 INSTRUMENT THAT PURPORTS TO GRANT THE VENDOR ANY OF THE FOLLOWING IS VOID
6 AND UNENFORCEABLE AS AGAINST THE PUBLIC POLICY OF THIS STATE:

7 1. A PERPETUAL, IRREVOCABLE, ROYALTY-FREE, WORLDWIDE OR OTHERWISE
8 SURVIVING LICENSE TO USE, REPRODUCE, MODIFY, DISTRIBUTE OR OTHERWISE
9 EXPLOIT DATA CAPTURED BY OR DERIVED FROM A GOVERNMENT MASS SURVEILLANCE
10 NETWORK IN THIS STATE FOR ANY PURPOSE, INCLUDING BUT NOT LIMITED TO THE
11 DEVELOPMENT, TRAINING, TESTING, IMPROVEMENT OR ENHANCEMENT OF ANY PRODUCT,
12 ALGORITHM, SERVICE, MODEL OR SYSTEM.

13 2. OWNERSHIP OF OR ANY INTELLECTUAL PROPERTY INTEREST IN DERIVATIVE
14 WORKS, INTERMEDIATE OR FINAL OUTPUTS, ANALYSES, REPORTS, MODELS,
15 ALGORITHMS, MACHINE LEARNING WEIGHTS, FEATURE VECTORS OR OTHER RESULTS
16 GENERATED FROM OR THROUGH THE PROCESSING OF DATA CAPTURED BY A GOVERNMENT
17 MASS SURVEILLANCE NETWORK IN THIS STATE.

18 3. THE RIGHT TO RETAIN, COPY, AGGREGATE, ANALYZE, SELL, LICENSE OR
19 OTHERWISE USE ANY DATA CAPTURED BY OR DERIVED FROM A GOVERNMENT MASS
20 SURVEILLANCE NETWORK IN THIS STATE AFTER THE TERMINATION OR EXPIRATION OF
21 THE CONTRACT UNDER WHICH THE DATA WAS COLLECTED, REGARDLESS OF WHETHER THE
22 CONTRACT CONTAINS PROVISIONS THAT PURPORT TO SURVIVE TERMINATION.

23 4. THE RIGHT TO REQUIRE ANY GOVERNMENTAL ENTITY TO WAIVE ANY
24 PROVISION OF THIS ARTICLE AS A CONDITION OF SERVICE.

25 C. A VENDOR SHALL NOT RETAIN ANY COPY, BACKUP, DERIVATIVE OR
26 REPRODUCTION OF DATA CAPTURED BY A GOVERNMENT MASS SURVEILLANCE NETWORK IN
27 THIS STATE BEYOND THE RETENTION PERIODS AUTHORIZED BY SECTION 28-1243. FOR
28 PURPOSES OF THIS SUBSECTION, DATA THAT MUST BE DESTROYED INCLUDES ALL OF
29 THE FOLLOWING:

30 1. THE ORIGINAL DATA AND ALL COPIES, BACKUPS AND REPRODUCTIONS IN
31 ANY FORMAT ON ANY SERVER, STORAGE MEDIUM OR SYSTEM ANYWHERE IN THE WORLD.

32 2. ALL DE-IDENTIFIED, ANONYMIZED, REDACTED OR AGGREGATED VERSIONS
33 OF THE DATA.

34 3. ALL MACHINE LEARNING TRAINING SETS, MODEL WEIGHTS, FEATURE
35 VECTORS AND NEURAL NETWORK PARAMETERS GENERATED IN WHOLE OR IN PART FROM
36 THE DATA.

37 4. ALL DERIVATIVE WORKS, ANALYTICAL PRODUCTS, REPORTS, PROFILES AND
38 OUTPUTS GENERATED FROM THE DATA.

39 5. ALL INDEXES, HASH TABLES, LOOKUP TABLES AND DATABASE ENTRIES
40 REFERENCING THE DATA.

41 A VENDOR SHALL NOT CIRCUMVENT THE DATA DESTRUCTION REQUIREMENTS OF THIS
42 ARTICLE BY CLAIMING THAT DATA HAS BEEN DE-IDENTIFIED, ANONYMIZED,
43 REDACTED, AGGREGATED OR OTHERWISE TRANSFORMED IF THE DATA WAS ORIGINALLY

1 CAPTURED BY OR DERIVED FROM A GOVERNMENT MASS SURVEILLANCE NETWORK IN THIS
2 STATE.

3 D. WITHIN THIRTY DAYS OF THE TERMINATION OR EXPIRATION OF ANY
4 CONTRACT FOR GOVERNMENT MASS SURVEILLANCE NETWORK SERVICES, THE VENDOR
5 SHALL PERMANENTLY DESTROY ALL DATA DESCRIBED IN SUBSECTION C OF THIS
6 SECTION AND SHALL CERTIFY SUCH DESTRUCTION IN WRITING UNDER PENALTY OF
7 PERJURY. THE CERTIFICATION SHALL BE SIGNED BY AN OFFICER OF THE VENDOR
8 WITH AUTHORITY TO BIND THE COMPANY AND SHALL SPECIFICALLY ATTEST THAT NO
9 COPY, DERIVATIVE, TRAINING SET, MODEL WEIGHT OR OTHER DATA PRODUCT
10 GENERATED FROM DATA CAPTURED IN THIS STATE HAS BEEN RETAINED IN ANY FORM
11 ON ANY SYSTEM.

12 E. A VENDOR SHALL NOT MODIFY, AMEND OR UPDATE THE TERMS OF SERVICE,
13 END USER LICENSE AGREEMENT, SERVICES AGREEMENT OR ANY OTHER CONTRACT
14 GOVERNING DATA CAPTURED BY A GOVERNMENT MASS SURVEILLANCE NETWORK IN THIS
15 STATE WITHOUT THE PRIOR WRITTEN CONSENT OF THE CONTRACTING GOVERNMENTAL
16 ENTITY. ANY PROVISION THAT PERMITS A VENDOR TO UNILATERALLY MODIFY
17 CONTRACT TERMS BY POSTING UPDATED TERMS ON A WEBSITE, SENDING A
18 NOTIFICATION OR THROUGH ANY OTHER MECHANISM THAT DOES NOT REQUIRE THE
19 AFFIRMATIVE WRITTEN CONSENT OF THE CONTRACTING GOVERNMENTAL ENTITY IS VOID
20 AND UNENFORCEABLE WITH RESPECT TO DATA CAPTURED IN THIS STATE.

21 F. ANY CONTRACT FOR THE PROVISION OF GOVERNMENT MASS SURVEILLANCE
22 NETWORK SERVICES TO A GOVERNMENTAL ENTITY IN THIS STATE SHALL BE GOVERNED
23 BY THE LAWS OF THIS STATE. ANY PROVISION IN A VENDOR'S CONTRACT THAT
24 REQUIRES MANDATORY ARBITRATION, SELECTS THE LAWS OF ANOTHER STATE TO
25 GOVERN DISPUTES OR DESIGNATES A FORUM OUTSIDE OF THIS STATE FOR THE
26 RESOLUTION OF DISPUTES ARISING FROM THE COLLECTION, RETENTION, USE,
27 SHARING OR DESTRUCTION OF DATA CAPTURED BY A GOVERNMENT MASS SURVEILLANCE
28 NETWORK IN THIS STATE IS VOID AND UNENFORCEABLE.

29 G. A VENDOR SHALL NOT AGGREGATE DATA CAPTURED BY A GOVERNMENT MASS
30 SURVEILLANCE NETWORK IN THIS STATE WITH DATA COLLECTED IN ANY OTHER STATE,
31 JURISDICTION OR SOURCE. A VENDOR SHALL NOT MAKE DATA CAPTURED IN THIS
32 STATE ACCESSIBLE THROUGH ANY NATIONAL, REGIONAL OR MULTI-JURISDICTIONAL
33 DATABASE, LOOKUP SYSTEM, DATA-SHARING NETWORK OR PLATFORM, REGARDLESS OF
34 WHETHER THE VENDOR CHARACTERIZES SUCH ACCESS AS A FEATURE OF ITS SERVICE.

35 H. EACH VENDOR ASSOCIATED WITH A GOVERNMENT MASS SURVEILLANCE
36 NETWORK SHALL SUBMIT TO AN ANNUAL COMPLIANCE AUDIT BY THE CONTRACTING
37 GOVERNMENTAL ENTITY OR AN INDEPENDENT AUDITOR SELECTED BY THE GOVERNMENTAL
38 ENTITY AT THE VENDOR'S EXPENSE. THE AUDIT SHALL INCLUDE EXAMINATION OF THE
39 VENDOR'S SERVERS, DATA STORAGE SYSTEMS, BACKUP SYSTEMS, MACHINE LEARNING
40 TRAINING PIPELINES AND ALL SYSTEMS ON WHICH DATA CAPTURED IN THIS STATE
41 HAS BEEN PROCESSED, STORED OR TRANSMITTED.

42 I. EACH VENDOR ASSOCIATED WITH A GOVERNMENT MASS SURVEILLANCE
43 NETWORK SHALL PROVIDE COMPLETE TECHNICAL DOCUMENTATION OF ALL DATA

1 ARCHITECTURE, DATA FLOWS, THIRD-PARTY INTEGRATIONS AND MACHINE LEARNING
2 TRAINING PROCESSES, WHICH SHALL DEMONSTRATE THE SYSTEM IS CAPABLE OF AND
3 CONFIGURED FOR COMPLIANCE WITH THIS ARTICLE.

4 J. A VENDOR THAT VIOLATES ANY PROVISION OF THIS SECTION IS SUBJECT
5 TO THE CRIMINAL PENALTIES AND PRIVATE RIGHT OF ACTION PRESCRIBED IN
6 SECTION 28-1250 AND SHALL BE PERMANENTLY BARRED FROM CONTRACTING WITH ANY
7 GOVERNMENTAL ENTITY IN THIS STATE FOR GOVERNMENT MASS SURVEILLANCE NETWORK
8 SERVICES.

9 K. THE PROVISIONS OF THIS SECTION ARE NOT WAIVABLE BY CONTRACT. ANY
10 CONTRACTUAL PROVISION THAT PURPORTS TO WAIVE, LIMIT, DISCLAIM OR OTHERWISE
11 CIRCUMVENT THE PROTECTIONS OF THIS SECTION IS VOID AND UNENFORCEABLE AS
12 AGAINST THE PUBLIC POLICY OF THIS STATE. A VENDOR SHALL NOT CONDITION THE
13 PROVISION OF GOVERNMENT MASS SURVEILLANCE NETWORK SERVICES ON THE
14 ACCEPTANCE OF TERMS THAT CONFLICT WITH THIS SECTION.

15 28-1246. Third party data access; restrictions

16 A. GOVERNMENT MASS SURVEILLANCE NETWORK DATA, INCLUDING POSITIVE OR
17 NEGATIVE MATCHES WITH ANY ACTIVE WARRANT OR ALERT LIST, METADATA, SCAN
18 LOGS, IMAGES OR DERIVATIVE INFORMATION, MAY NOT BE SHARED WITH, SOLD TO,
19 TRANSFERRED TO, ACCESSED BY OR MADE AVAILABLE TO ANY THIRD PARTY,
20 INCLUDING:

21 1. A FEDERAL AGENCY.

22 2. ANOTHER AGENCY OF THIS STATE, INCLUDING ANY TASK FORCE OR FOR
23 ANY INTERGOVERNMENTAL COMPACT OR MEMORANDUM OF UNDERSTANDING.

24 3. AN OUT-OF-STATE LAW ENFORCEMENT AGENCY OR DEPARTMENT.

25 4. A PRIVATE ENTITY.

26 5. A DATA BROKER.

27 6. A GOVERNMENT MASS SURVEILLANCE NETWORK VENDOR'S NETWORK, SHARED
28 DATABASE OR NATIONAL LOOKUP SYSTEM.

29 B. ANY GOVERNMENT MASS SURVEILLANCE NETWORK DATA OBTAINED,
30 RETAINED, ACCESSED, SHARED OR USED IN VIOLATION OF THIS ARTICLE IS
31 INADMISSIBLE IN ANY CRIMINAL, CIVIL OR ADMINISTRATIVE PROCEEDING IN THIS
32 STATE. VIOLATIONS OF THIS ARTICLE RENDER DATA INADMISSIBLE REGARDLESS OF
33 THE LAW ENFORCEMENT OFFICER'S SUBJECTIVE BELIEF REGARDING COMPLIANCE. FOR
34 PURPOSES OF THIS SUBSECTION, EVIDENCE IS DERIVED FROM GOVERNMENT MASS
35 SURVEILLANCE NETWORK DATA OBTAINED IN VIOLATION OF THIS ARTICLE IF THE
36 INVESTIGATION THAT PRODUCED THE EVIDENCE WAS INITIATED, DIRECTED OR
37 MATERIALLY ADVANCED BY INFORMATION OBTAINED FROM SUCH DATA, REGARDLESS OF
38 WHETHER THE GOVERNMENT MASS SURVEILLANCE NETWORK DATA ITSELF IS INTRODUCED
39 AS EVIDENCE OR WHETHER AN INDEPENDENT SOURCE FOR THE EVIDENCE IS
40 SUBSEQUENTLY IDENTIFIED. NO LAW ENFORCEMENT AGENCY OR OFFICER MAY USE DATA
41 OBTAINED IN VIOLATION OF THIS ARTICLE TO DEVELOP A PARALLEL LINE OF
42 INVESTIGATION OR TO IDENTIFY WITNESSES, LEADS, LOCATIONS OR OTHER EVIDENCE
43 THAT IS THEN PRESENTED AS INDEPENDENTLY OBTAINED.

1 28-1247. Government mass surveillance network; warrant
2 requirements; specific authorized purposes

3 A. A LAW ENFORCEMENT AGENCY MAY NOT QUERY, ACCESS OR REQUEST
4 GOVERNMENT MASS SURVEILLANCE NETWORK DATA WITHOUT A WARRANT THAT IS
5 SUPPORTED BY PROBABLE CAUSE AND THAT IS ISSUED BY A JUDGE OF A COURT OF
6 COMPETENT JURISDICTION THAT SPECIALLY AUTHORIZES THE QUERY, ACCESS OR
7 REQUEST. BLANKET WARRANTS, INCLUDING MONITORING OF ALL LICENSE PLATES AT
8 A LOCATION TO DETERMINE WHICH PERSONS WERE PRESENT OR MONITORING OF A
9 LICENSE PLATE ACROSS MULTIPLE JURISDICTIONS WITHOUT SEPARATE AUTHORIZATION
10 FOR EACH JURISDICTION, GENERAL WARRANTS, WARRANTS AUTHORIZING QUERIES
11 ACROSS ALL JURISDICTIONS OR ALL PLATES OR WARRANTS AUTHORIZING MONITORING
12 OF LICENSE PLATES IN ASSOCIATION WITH ANY CONSTITUTIONALLY PROTECTED
13 ACTIVITY, ARE PROHIBITED. A WARRANT REQUIRED BY THIS SUBSECTION FOR
14 GOVERNMENT MASS SURVEILLANCE NETWORK DATA MUST SPECIFY ALL OF THE
15 FOLLOWING:

- 16 1. THE LICENSE PLATE NUMBER TO BE QUERIED.
- 17 2. THE SPECIFIC AUTHORIZED PURPOSE PURSUANT TO SUBSECTION B OF THIS
- 18 SECTION.
- 19 3. THE SPECIFIC LAW ENFORCEMENT AGENCY OR AGENCIES TO BE QUERIED.
- 20 4. THE TIME PERIOD FOR WHICH ANY RETAINED MATCHES WITH ACTIVE
- 21 WARRANTS OR ALERT LISTS ARE SOUGHT.

22 B. GOVERNMENT MASS SURVEILLANCE NETWORK DATA MAY BE USED
23 EXCLUSIVELY FOR THE FOLLOWING SPECIFIC AUTHORIZED PURPOSES:

- 24 1. IDENTIFICATION OF STOLEN VEHICLES.
- 25 2. IDENTIFICATION OF VEHICLES ASSOCIATED WITH PERSONS WHO ARE
- 26 WANTED, MISSING OR IN DANGER, INCLUDING AMBER ALERTS, BLUE ALERTS PURSUANT
- 27 TO SECTION 41-1726, SEEK AND FIND ALERTS PURSUANT TO SECTION 41-1728 AND
- 28 TURQUOISE ALERTS PURSUANT TO SECTION 41-1728.01.
- 29 3. IDENTIFICATION OF VEHICLES REGISTERED TO A PERSON AGAINST WHOM
- 30 THERE IS AN OUTSTANDING ARREST WARRANT.
- 31 4. IDENTIFICATION OF VEHICLES INVOLVED IN OR CONNECTED TO A CLASS
- 32 1, 2, 3, 4, 5 OR 6 FELONY.
- 33 5. IDENTIFICATION OF VEHICLES SUBJECT TO AN ACTIVE LAW ENFORCEMENT
- 34 ALERT OR BULLETIN RELATED TO ANY HOMICIDE, KIDNAPPING, SEXUAL ASSAULT OR
- 35 ACT OF TERRORISM.

36 28-1248. Law enforcement officer training program; requirements

37 A. ONLY A LAW ENFORCEMENT OFFICER WHO HAS COMPLETED A DOCUMENTED
38 TRAINING PROGRAM CONDUCTED BY AN AUTHORIZED NONPROFIT FOR GOVERNMENT MASS
39 SURVEILLANCE NETWORK OPERATION, LEGAL REQUIREMENTS AND PRIVACY PROTECTIONS
40 AND THE PROVISIONS OF THIS ARTICLE SHALL BE AUTHORIZED TO OPERATE AND
41 HANDLE A GOVERNMENT MASS SURVEILLANCE NETWORK AND ASSOCIATED DATA.

42 B. ONLY A LAW ENFORCEMENT OFFICER MAY REQUEST OR OBTAIN A WARRANT
43 FOR GOVERNMENT MASS SURVEILLANCE NETWORK DATA PURSUANT TO THIS

1 ARTICLE. THE LAW ENFORCEMENT OFFICER SHALL ATTEST UNDER OATH THAT THE
2 REQUEST MEETS ONE OF THE SPECIFIC AUTHORIZED PURPOSES PURSUANT TO SECTION
3 28-1247.

4 C. ANY ACCESS TO GOVERNMENT MASS SURVEILLANCE NETWORK DATA,
5 INCLUDING REAL-TIME ALERTS AND STORED POSITIVE MATCH RECORDS, SHALL BE
6 LOGGED WITH THE IDENTITY OF THE ACCESSING LAW ENFORCEMENT OFFICER, THE
7 DATE AND TIME OF ACCESS, THE LICENSE PLATE NUMBER QUERIED AND THE PURPOSE
8 OF THE ACCESS. AUDIT LOGS OF ACCESS SHALL BE RETAINED FOR FIVE YEARS AND
9 SHALL BE MADE AVAILABLE TO THE COURT ON REQUEST.

10 D. FOR THE PURPOSE OF THIS SECTION, "AUTHORIZED NONPROFIT" MEANS A
11 NATIONAL NONPROFIT PUBLIC INTEREST LAW FIRM FOUNDED AFTER 1990 WITH A
12 MISSION TO END WIDESPREAD ABUSES OF GOVERNMENT POWER AND SECURE THE
13 CONSTITUTIONAL RIGHTS OF THE AMERICAN PEOPLE.

14 28-1249. Visual verification of license plates; traffic stops

15 A. BEFORE A LAW ENFORCEMENT OFFICER MAY INITIATE A TRAFFIC STOP,
16 VEHICLE STOP OR APPREHENSION BASED ON ANY INFORMATION OBTAINED FROM A
17 GOVERNMENT MASS SURVEILLANCE NETWORK, THE LAW ENFORCEMENT OFFICER SHALL
18 VISUALLY VERIFY THE LICENSE PLATE NUMBER OF THE VEHICLE AND CONFIRM THAT
19 THE LICENSE PLATE MATCHES THE LICENSE PLATE IDENTIFIED IN THE GOVERNMENT
20 MASS SURVEILLANCE NETWORK ALERT.

21 B. THE VISUAL VERIFICATION OF THE LICENSE PLATE MATCH SHALL BE
22 COMMUNICATED TO DISPATCH BY RADIO AND LOGGED BEFORE THE STOP IS INITIATED.

23 C. A STOP, SEIZURE OR DETENTION OF ANY PERSON OR VEHICLE MAY NOT BE
24 BASED SOLELY ON AN UNVERIFIED GOVERNMENT MASS SURVEILLANCE NETWORK ALERT.

25 28-1250. Personal data access; data deletion; private right
26 of action

27 A. A PERSON MAY SUBMIT A PUBLIC RECORDS REQUEST TO ANY LAW
28 ENFORCEMENT AGENCY THAT OPERATES A GOVERNMENT MASS SURVEILLANCE NETWORK
29 FOR ANY DATA ASSOCIATED WITH THE PERSON'S LAWFULLY REGISTERED VEHICLE.

30 B. THE LAW ENFORCEMENT AGENCY SHALL RESPOND TO A REQUEST MADE
31 PURSUANT TO SUBSECTION A OF THIS SECTION WITHIN TEN BUSINESS DAYS.

32 C. IF RECORDS ARE FOUND IN THE GOVERNMENT MASS SURVEILLANCE NETWORK
33 DATA, THE RESPONSE FROM THE LAW ENFORCEMENT AGENCY MUST INCLUDE THE DATE,
34 TIME AND GENERAL LOCATION OF EACH SCAN OF THE PERSON'S LICENSE PLATE,
35 WHETHER THE SCAN RESULTED IN A POSITIVE MATCH WITH ANY ACTIVE WARRANT OR
36 ALERT LIST AND THE CASE NUMBER ASSOCIATED WITH ANY RETAINED LICENSE PLATE
37 DATA.

38 D. A PERSON MAY REQUEST THE DELETION OF ANY GOVERNMENT MASS
39 SURVEILLANCE NETWORK DATA ASSOCIATED WITH THE PERSON'S LAWFULLY REGISTERED
40 VEHICLE THAT IS NOT ASSOCIATED WITH AN ACTIVE CRIMINAL INVESTIGATION OR AN
41 ACTIVE WARRANT OR ALERT LIST MATCH. THE LAW ENFORCEMENT AGENCY SHALL
42 COMPLY WITH THE DELETION REQUEST WITHIN TEN BUSINESS DAYS AND SHALL
43 CONFIRM THE DELETION IN WRITING. AN AGENCY MAY WITHHOLD DATA PURSUANT TO

1 AN ACTIVE INVESTIGATION FOR NOT MORE THAN ONE YEAR FROM THE DATE OF THE
2 REQUEST. IF THE INVESTIGATION REMAINS ACTIVE AFTER ONE YEAR, THE AGENCY
3 SHALL PROVIDE THE REQUESTING PERSON WITH ALL DATA RESPONSIVE TO THE
4 REQUEST, REDACTED AS NECESSARY TO PROTECT THE INTEGRITY OF THE
5 INVESTIGATION, WITHIN THIRTY DAYS OF THE EXPIRATION OF THE ONE-YEAR
6 PERIOD.

7 E. ANY PERSON WHOSE GOVERNMENT MASS SURVEILLANCE NETWORK DATA IS
8 COLLECTED, RETAINED, SHARED, ACCESSED OR USED IN VIOLATION OF THIS ARTICLE
9 SHALL HAVE A PRIVATE RIGHT OF ACTION IN THE SUPERIOR COURT. A PRIVATE
10 RIGHT OF ACTION IS NOT SUBJECT TO ANY REQUIREMENT OF EXHAUSTION OF
11 ADMINISTRATIVE REMEDIES. GOVERNMENTAL ENTITIES AND VENDORS MAY NOT ASSERT
12 QUALIFIED IMMUNITY, SOVEREIGN IMMUNITY OR ANY CONTRACTUAL LIMITATION OF
13 LIABILITY AS A DEFENSE TO CLAIMS BROUGHT PURSUANT TO THIS SECTION. A
14 PREVAILING PLAINTIFF SHALL BE ENTITLED TO:

15 1. STATUTORY DAMAGES OF AT LEAST \$2,500 PER NEGLIGENT VIOLATION AND
16 \$10,000 PER WILFUL OR RECKLESS VIOLATION.

17 2. ACTUAL DAMAGES.

18 3. REASONABLE ATTORNEY FEES AND COSTS.

19 4. INJUNCTIVE RELIEF.

20 28-1251. Jurisdictional circumvention; prohibition

21 A. IF THE QUALIFIED ELECTORS OF A CITY, TOWN, COUNTY OR STATE
22 AGENCY HAS REJECTED A PROPOSAL TO AUTHORIZE A GOVERNMENT MASS SURVEILLANCE
23 NETWORK PURSUANT TO SECTION 28-1242, NO OTHER GOVERNMENTAL ENTITY MAY
24 DEPLOY, OPERATE OR CONTRACT FOR ANY GOVERNMENT MASS SURVEILLANCE NETWORK
25 WITHIN THE BOUNDARIES OF THE CITY, TOWN, COUNTY OR OTHER
26 JURISDICTION. THIS PROHIBITION INCLUDES:

27 1. A COUNTY AGENCY OPERATING WITHIN A CITY'S OR TOWN'S LIMITS.

28 2. A STATE AGENCY OPERATING WITHIN A CITY'S, TOWN'S OR COUNTY'S
29 LIMITS.

30 3. A FEDERAL AGENCY OPERATING WITH THE ASSISTANCE, COOPERATION OR
31 DATA-SHARING OF STATE AGENCIES OR LOCAL GOVERNMENTS.

32 4. TASK FORCES, JOINT OPERATIONS OR MULTI-JURISDICTIONAL
33 PARTNERSHIPS.

34 B. A LAW ENFORCEMENT AGENCY IN THIS STATE MAY NOT PROVIDE OR ACCEPT
35 GOVERNMENT MASS SURVEILLANCE NETWORK DATA TO OR FROM ANY FEDERAL AGENCY
36 FOR THE PURPOSE OF CIRCUMVENTING THE PROVISIONS OF THIS ARTICLE.

37 C. A LAW ENFORCEMENT AGENCY IN THIS STATE MAY NOT PARTICIPATE IN
38 ANY FEDERAL GRANT PROGRAM, TASK FORCE OR COOPERATIVE AGREEMENT THAT
39 REQUIRES OR INCENTIVIZES THE COLLECTION, RETENTION OR SHARING OF
40 GOVERNMENT MASS SURVEILLANCE NETWORK DATA IN VIOLATION OF THIS ARTICLE.

41 28-1252. Annual report

42 ON OR BEFORE DECEMBER 31 OF EACH YEAR, EACH LAW ENFORCEMENT AGENCY
43 THAT OPERATES A GOVERNMENT MASS SURVEILLANCE NETWORK SHALL PUBLISH AN

1 ANNUAL TRANSPARENCY REPORT. THE ANNUAL TRANSPARENCY REPORT SHALL BE
2 POSTED ON THE LAW ENFORCEMENT AGENCY'S PUBLIC WEBSITE AND SHALL BE
3 SUBMITTED TO THE GOVERNOR, THE PRESIDENT OF THE SENATE AND THE SPEAKER OF
4 THE HOUSE OF REPRESENTATIVES AND SHALL PROVIDE A COPY OF THIS REPORT TO
5 THE SECRETARY OF STATE. THE ANNUAL TRANSPARENCY REPORT MUST CONTAIN:
6 1. THE TOTAL NUMBER OF LICENSE PLATE SCANS CONDUCTED IN THE
7 PREVIOUS YEAR.
8 2. THE TOTAL NUMBER OF POSITIVE MATCHES WITH AN ACTIVE WARRANT OR
9 ALERT LIST.
10 3. THE TOTAL NUMBER OF POSITIVE MATCHES THAT RESULTED IN AN ARREST,
11 A CITATION OR PROTECTIVE CUSTODY.
12 4. THE TOTAL NUMBER OF FALSE POSITIVE MATCHES OR ERRONEOUS ALERTS.
13 5. THE TOTAL NUMBER OF WARRANTS OBTAINED FROM GOVERNMENT MASS
14 SURVEILLANCE NETWORK DATA.
15 6. THE TOTAL NUMBER AND THE IDENTITY OF EACH LAW ENFORCEMENT
16 OFFICER WHO IS CERTIFIED TO OPERATE GOVERNMENT MASS SURVEILLANCE NETWORKS.
17 7. THE TOTAL COST OF THE GOVERNMENT MASS SURVEILLANCE NETWORK,
18 INCLUDING ALL VENDOR FEES.
19 8. CONFIRMATION THAT THE ANNUAL COMPLIANCE AUDIT REPORT FOR VENDORS
20 REQUIRED PURSUANT TO SECTION 28-1245 WAS COMPLETED AND A SUMMARY OF
21 FINDINGS OF THE REPORT.
22 9. THE NUMBER OF PUBLIC RECORDS REQUESTS RECEIVED FOR GOVERNMENT
23 MASS SURVEILLANCE NETWORK DATA AND A DESCRIPTION OF EACH REQUEST."

Amend title to conform

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