



Rep. Ann M. Williams

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10300HB3326ham002

LRB103 30785 MXP 59899 a

1 AMENDMENT TO HOUSE BILL 3326

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3326 by replacing  
3 line 3 on page 32 through line 3 on page 34 with the following:

4 "(625 ILCS 5/2-130 new)

5 Sec. 2-130. User of automated license plate readers;  
6 prohibitions.

7 (a) In this Section:

8 "Automated license plate reader" or "ALPR" means an  
9 electronic device mounted on a law enforcement vehicle or  
10 positioned in a stationary location that is capable of  
11 recording data on or taking a photograph of a vehicle or its  
12 license plate and comparing the collected data and photographs  
13 to existing law enforcement databases for investigative  
14 purposes. "Automated license plate reader" or "ALPR" includes  
15 a device that is owned or operated by a person who is not a  
16 government entity to the extent that data collected by the  
17 reader is shared with a law enforcement agency.

1       "Facial recognition technology" means the capture of any  
2 image of a person's face or facial features and the subsequent  
3 use of technology to compare the face or facial features to any  
4 database for the purposes of identity proofing or  
5 identification.

6       (b) An ALPR user shall not sell ALPR information under any  
7 circumstance.

8       (c) An ALPR user shall not share or transfer ALPR  
9 information, except to a local law enforcement agency; a law  
10 enforcement agency of this State; the federal government; an  
11 organization established to detect or prevent insurance crime  
12 or fraud, such as those recognized under subsection (2) of  
13 Section 155.23 of the Illinois Insurance Code; or a state  
14 other than Illinois but only in compliance with subsection  
15 (d).

16       (d) An ALPR user shall not share or transfer ALPR  
17 information to any state for the purpose of investigating or  
18 enforcing a law that:

19           (1) denies or interferes with a woman's right to  
20 choose or obtain an abortion;

21           (2) criminalizes a person's undocumented immigration  
22 status; or

23           (3) denies or interferes with any person's health care  
24 that is lawful under the laws of the State.

25       (e) Any law enforcement agency using ALPR systems shall  
26 require out-of-state law enforcement agencies to acknowledge

1 that any shared ALPR images or data generated in the State will  
2 not be used in a manner that violates subsection (d) by  
3 executing a written declaration before using that data.

4 (f) ALPR information shall be deleted within 30 days,  
5 unless the information is relevant to an ongoing investigation  
6 or pending criminal trial. However, the Illinois State Police  
7 may retain ALPR information for a period not to exceed 90 days,  
8 except that the information may be retained for more than 90  
9 days if the information is relevant to an ongoing  
10 investigation or pending criminal trial.

11 (g) ALPR information shall be held confidentially to the  
12 fullest extent permitted by law and an ALPR suer shall not  
13 sell, share, or transfer ALPR information for any commercial  
14 purpose and shall not disclose ALPR information to any entity  
15 for the purposes of public disclosure.

16 (h) An ALPR shall not use facial recognition technology."