

# STATE OF NEW YORK

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685--B

2021-2022 Regular Sessions

## IN SENATE

(Prefiled)

January 6, 2021

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Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Consumer Protection in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to the use of automatic license plate reader systems

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 840 of the executive law is amended by adding a new  
2 subdivision 7 to read as follows:

3 7. The council shall, in addition:

4 (a) Develop, maintain and disseminate a minimum standards policy  
5 governing the use of automatic license plate reader systems. The minimum  
6 standards policy shall include, but not be limited to, provisions on  
7 permissible uses of the automatic license plate reader technology, data  
8 sharing and dissemination, prohibited uses, record retention and manage-  
9 ment, and training. For purposes of this section, "automatic license  
10 plate reader system" or "ALPR system" shall mean a system of one or more  
11 mobile or fixed high-speed cameras used in combination with computer  
12 algorithms to convert images of license plates into computer-readable  
13 data.

14 (b) Recommend to the governor, the temporary president of the senate  
15 and the speaker of the assembly, rules and regulations with respect to  
16 the establishment and implementation on an ongoing basis of a training  
17 program for all current and new police officers regarding the policies  
18 and procedures established pursuant to this subdivision, along with  
19 recommendations for periodic retraining of police officers.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

LBD02067-05-2

1     § 2. The executive law is amended by adding a new section 837-x to  
2 read as follows:

3     § 837-x. Disclosure of the minimum standards policy for automatic  
4 license plate readers by law enforcement agencies. All state and local  
5 enforcement agencies shall conspicuously post the minimum standards for  
6 the use of automatic license plate reader systems policy, as promulgated  
7 under section eight hundred forty of this article on its website, or if  
8 such law enforcement agency does not maintain a website, in its main  
9 office. Such policy shall be made available to the public upon request.

10    § 3. This act shall take effect one year after it shall have become a  
11 law. Effective immediately, the addition, amendment and/or repeal of any  
12 rule or regulation necessary for the implementation of this act on its  
13 effective date are authorized to be made and completed on or before such  
14 effective date.