

SECOND REGULAR SESSION

# HOUSE BILL NO. 3192

103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BOSLEY.

6625H.011

JOSEPH ENGLER, Chief Clerk

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## AN ACT

To amend chapter 590, RSMo, by adding thereto one new section relating to automatic license plate recognition systems, with penalty provisions.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 590, RSMo, is amended by adding thereto one new section, to be  
2 known as section 590.1125, to read as follows:

**590.1125. 1. The provisions of this section shall be known as the "Missouri  
2 Automatic License Plate Reader Regulation Act".**

**3 2. For purposes of this section, the following terms mean:**

**4 (1) "Automatic license plate recognition system" or "ALPR system", any device  
5 or software that automatically captures, stores, or analyzes images of motor vehicle  
6 license plates and associated data;**

**7 (2) "Automatic license plate system recognition data" or "ALPR system data",  
8 any image, record, or metadata captured or generated by an ALPR system;**

**9 (3) "Law enforcement agency", any state, county, or municipal law enforcement  
10 entity, including the Missouri state highway patrol;**

**11 (4) "Personally identifiable information", includes any data that can be used to  
12 identify a specific person, vehicle owner, or vehicle operator.**

**13 3. A law enforcement agency shall use an automatic license plate recognition  
14 system only for the following purposes:**

**15 (1) During a criminal investigation when there is reasonable suspicion that a  
16 crime has been, is being, or is about to be committed;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           **(2) For active investigations involving missing or endangered persons including,**  
18 **but not limited to, amber alerts or silver alerts; and**

19           **(3) To receive automated alerts regarding missing or endangered persons, stolen**  
20 **vehicles, or stolen license plates.**

21           **4. ALPR systems shall not be used for general surveillance, immigration**  
22 **enforcement, civil code enforcement, or monitoring persons engaged in lawful activity.**

23           **5. (1) No ALPR system shall be installed on a state highway right-of-way**  
24 **without approval of the proposed location of the device from the department of**  
25 **transportation based on road safety.**

26           **(2) No ALPR system shall be installed on a right-of-way controlled by a city,**  
27 **town, or village without approval of the proposed location of the device from the road**  
28 **department of such city, town, or village based on road safety.**

29           **6. ALPR system data collected under this section shall be destroyed no later than**  
30 **thirty days after collection unless:**

31           **(1) The data is relevant to an ongoing criminal investigation; or**

32           **(2) The data is associated with an active missing or endangered person alert.**

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34 **Any such data retained beyond thirty days shall be reviewed every ninety days and**  
35 **destroyed when retention is no longer necessary.**

36           **7. Beginning January 1, 2027, all law enforcement agencies using ALPR systems**  
37 **shall:**

38           **(1) Record whether any traffic stop or detention was initiated based on ALPR**  
39 **system data;**

40           **(2) Document the reason the ALPR system alert was generated; and**

41           **(3) Submit an annual report to the Missouri state highway patrol, with**  
42 **personally identifiable information redacted, containing information on the:**

43           **(a) Number of scans conducted;**

44           **(b) Number of alerts generated;**

45           **(c) Types of cases involved; and**

46           **(d) Number of arrests or recoveries resulting from ALPR system use.**

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48 **The Missouri state highway patrol shall compile and publish a statewide annual**  
49 **summary based on data contained in the reports submitted.**

50           **8. The information technology services division of the office of administration**  
51 **shall:**

52           **(1) Establish standards for cybersecurity, data protection, and accuracy; and**

53           **(2) Maintain and publish a publicly accessible list of approved ALPR system**  
54 **vendors and ALPR systems.**

55           **9. No agency shall procure or operate an ALPR system that is not on the list**  
56 **established under subdivision (2) of subsection 8 of this section.**

57           **10. The joint committee on the justice system shall review the effectiveness of**  
58 **ALPR system use and assess the impact of such use on civil liberties and shall report**  
59 **such findings to the general assembly by November 1, 2027, and shall report findings**  
60 **every two years thereafter.**

61           **11. Any person who knowingly:**

62           **(1) Accesses ALPR system data without authorization;**

63           **(2) Uses ALPR system data for personal, political, or commercial purposes; or**

64           **(3) Discloses ALPR system data in violation of this section**

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66 **shall be guilty of a class A misdemeanor for a first offense and a class E felony for a**  
67 **second or subsequent offense.**

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