

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Judiciary to which was referred House Bill No. 195  
3 entitled “An act relating to use of facial recognition technology by law  
4 enforcement in cases involving sexual exploitation of children, sexual assault,  
5 homicide, or kidnapping” respectfully reports that it has considered the same  
6 and recommends that the bill be amended by striking out all after the enacting  
7 clause and inserting in lieu thereof the following:

8 Sec. 1. USE OF FACIAL RECOGNITION TECHNOLOGY BY LAW  
9 ENFORCEMENT IN CASES INVOLVING SEXUAL  
10 EXPLOITATION OF CHILDREN, SEXUAL ASSAULT,  
11 HOMICIDE, OR KIDNAPPING

12 (a) Notwithstanding 2020 Acts and Resolves No. 166, Sec. 14, the General  
13 Assembly authorizes the use of facial recognition technology by law  
14 enforcement during a criminal investigation into any of the following offenses  
15 subject to the limitations of subsection (b) of this section:

16 (1) sexual exploitation of children under 13 V.S.A. chapter 64; and  
17 (2) sexual assault under 13 V.S.A. chapter 72, homicide under  
18 13 V.S.A. chapter 53, or kidnapping under 13 V.S.A. chapter 55, provided that  
19 the investigation into these offenses originated with an investigation into  
20 sexual exploitation of children.

1           (b) Use of facial recognition technology authorized by subsection (a) of  
2           this section shall be utilized only where law enforcement is in possession of an  
3           image of an individual they believe to be a victim, potential victim, or suspect  
4           in the investigation, and the search is solely confined to locating images,  
5           including videos, of that individual within electronic media legally seized by  
6           law enforcement in relation to the specific investigation.

7           Sec. 2. EFFECTIVE DATE

8           This act shall take effect on passage.

9           and that after passage the title of the bill be amended to read: “An act relating  
10          to use of facial recognition technology by law enforcement in cases related to  
11          sexual exploitation of children”

12

13

14

15

16

17          (Committee vote: \_\_\_\_\_)

18

19

20

\_\_\_\_\_

Representative \_\_\_\_\_

FOR THE COMMITTEE