

1-1 By: Williams S.B. No. 1696
1-2 (In the Senate - Filed March 11, 2011; March 23, 2011, read
1-3 first time and referred to Committee on Transportation and Homeland
1-4 Security; May 2, 2011, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
1-6 May 2, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1696 By: Williams

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the creation of an automatic license plate reader pilot
1-11 program.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter A, Chapter 411, Government Code, is
1-14 amended by adding Section 411.0094 to read as follows:

1-15 Sec. 411.0094. AUTOMATIC LICENSE PLATE READER PILOT
1-16 PROGRAM. (a) In this section, "automatic license plate reader"
1-17 means a system that reads and records license plate numbers taken
1-18 from digital photographs.

1-19 (b) The department shall establish a pilot program in which
1-20 automatic license plate readers may be installed in law enforcement
1-21 motor vehicles used by the department for law enforcement.

1-22 (c) The program must include a request for proposal process
1-23 to select a contractor for the installation of automatic license
1-24 plate readers.

1-25 (d) The department shall adopt rules as necessary to
1-26 implement the program.

1-27 (e) An automatic license plate reader installed under this
1-28 section:

1-29 (1) may be used only to record information necessary
1-30 to identify a motor vehicle; and

1-31 (2) may not be used to record an image of a person in a
1-32 motor vehicle.

1-33 (f) The images and any related data produced from an
1-34 automatic license plate identification camera system can be queried
1-35 or disseminated only for a law enforcement purpose.

1-36 (g) All data produced from an automatic license plate reader
1-37 shall be destroyed within one year of collection unless the data is
1-38 evidence in a criminal investigation or prosecution.

1-39 (h) Any agreement or memorandum of understanding concerning
1-40 data-sharing related to an automatic license plate identification
1-41 camera system between law enforcement entities collecting,
1-42 sharing, or gaining access to data under this section is subject to
1-43 the provisions of Chapter 552.

1-44 (i) Not later than December 1, 2012, the department shall
1-45 file a report with the committee in each house of the legislature
1-46 having primary jurisdiction over homeland security matters. The
1-47 report must include:

1-48 (1) information regarding the use of automatic license
1-49 plate readers by the department; and

1-50 (2) any other information that would assist the
1-51 legislature in evaluating the effectiveness of the use of automatic
1-52 license plate readers by the department.

1-53 (j) This section expires September 1, 2013.

1-54 SECTION 2. This Act takes effect September 1, 2011.

1-55 * * * * *