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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 786

02/12/2015 Authored by Mullery

The bill was read for the first time and referred to the Committee on Civil Law and Data Practices

1.1 A bill for an act
1.2 relating to data practices; classifying law enforcement surveillance technology;
1.3 amending Minnesota Statutes 2014, section 13.82, by adding a subdivision.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2014, section 13.82, is amended by adding a subdivision
1.6 to read:

1.7 Subd. 31. Law enforcement surveillance technology. (a) As used in this
1.8 subdivision, "law enforcement surveillance technology" includes any device used by a law
1.9 enforcement agency to electronically capture an audio, video, or photographic record of
1.10 the activities of the general public, or of an individual or group of individuals, for purposes
1.11 of conducting an investigation, responding to an incident or request for service, monitoring
1.12 or maintaining public order and safety, or engaging in any other law enforcement function
1.13 authorized by law. "Law enforcement surveillance technology" includes, but is not limited
1.14 to, the use of body cameras, dashboard cameras, automated image capture devices, drones
1.15 and other similar unmanned aircraft systems, and facial or biometric recognition devices.

1.16 (b) Notwithstanding any other law to the contrary, unless exempted by specific
1.17 reference to this section, all data collected through use of law enforcement surveillance
1.18 technology is private data on individuals and may only be used in the course of an active
1.19 criminal investigation or, upon authorization by court order, for purposes relating to
1.20 investigation of alleged misconduct by a law enforcement officer or crimes committed
1.21 against a law enforcement officer in the course of duty.

1.22 EFFECTIVE DATE. This section is effective the day following final enactment.