





Strengthening the legislative institution

## How NCSL Strengthens Legislatures





Policy Research

NCSL provides trusted, nonpartisan policy research and analysis



Connections

NCSL links legislators and staff with each other and with experts



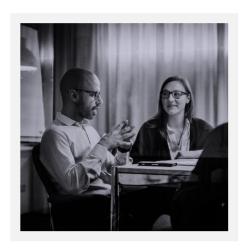
**Training** 

NCSL delivers training tailored specifically for legislators and staff



State Voice in D.C.

NCSL represents and advocates on behalf of states on Capitol Hill



Meetings

NCSL meetings facilitate information exchange and policy discussions

# Biometrics and Facial Recognition Basics





# Facial Recognition Challenges





## Biometrics and Facial Recognition State Regulation





Illinois

2008 III. Rev. Stat. ch. 740, §14/1 et seq.



2008
Tex. Business & Commerce
Code Ann. §503.001



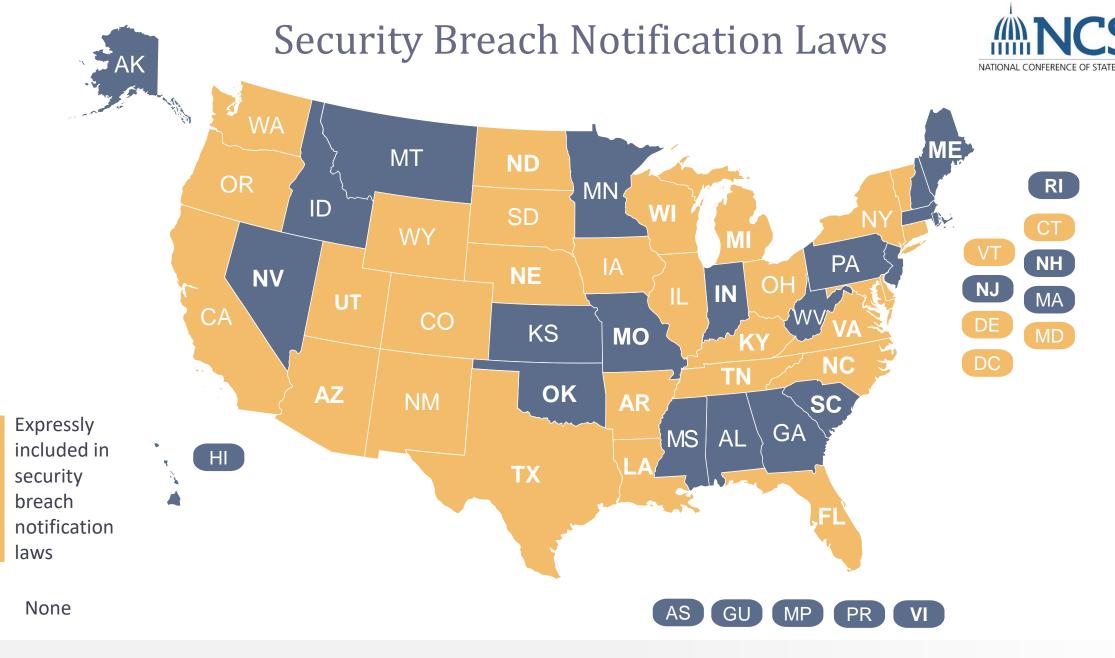
Washington

2017 Wash. Rev. Code §19.375.010 et seq.

#### Comprehensive Consumer Privacy Laws WA MT ND OR RI MNς ID WI SD NY WY MI NH IA PA NE NV Laws that MA UT include CA CO DE KS MD MO biometric DC NC data among TN OK types of AZ NM AR SC sensitive GA MS AL HI covered TX under the None GU

data

acts



#### Personal Identifying Information Laws WA MT ND OR RI MNς ID WI SD NY CT WY MI NH PA IA NE NV Laws that MA UT include CA CO DE KS MD MO biometric DC NC data within TN AZ OK definition NM AR SC GA MS AL personally HI identifying TX information None GU MP

## Government Use of Biometrics and Facial Recognition



## Government Agencies

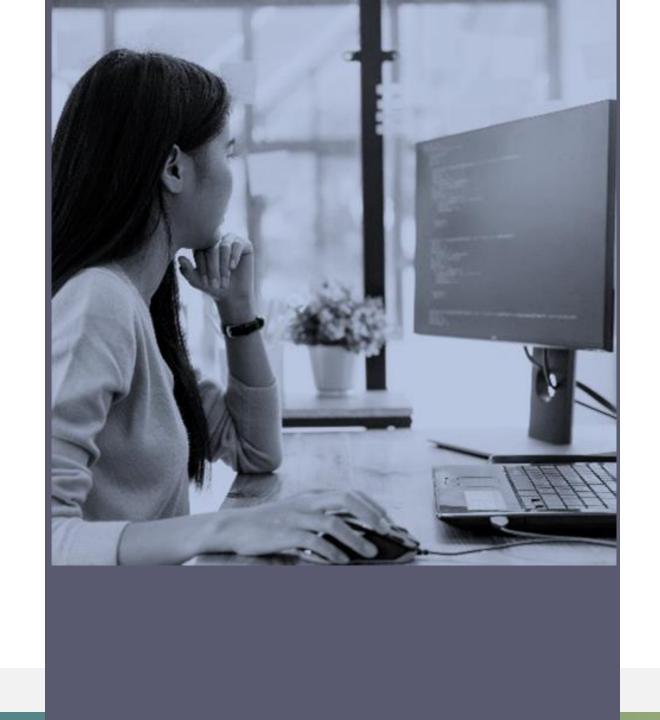
- Washington (2020)
- Colorado (2022)
- Maine (2021)

## Law Enforcement

- Vermont (2020 and 2021)
- New Hampshire and Oregon
- Kentucky (2022)

## Driver's Licenses

 Maine, Missouri and New Hampshire





# Legislative Tracking

## Legislative Responses for Policing

https://www.ncsl.org/civil-and-criminaljustice/legislative-responses-for-policing-state-billtracking-database

### **Education Use** MT ND OR RI MNς ID WI SD СТ WY MI VT IA PA NE NV OH NJ IN MA UT Requires CA DE KS MD MO parental DC consent TN OK AZ NM AR SC **Prohibitions** GA MS AL on use HI TX None MP GU PR

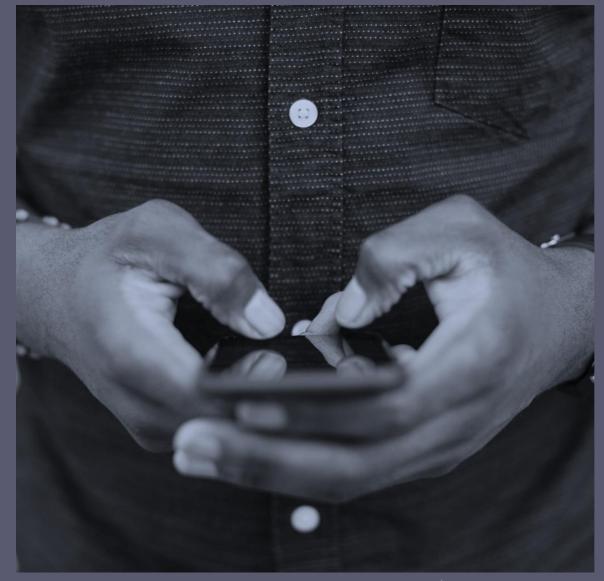
#### 2023 Legislation WA MT ND OR RI MN ID WI SD WY MI NH IA PA NV NE OH IN MA UT CA CO DE KS MD MO States with DC pending NC TN biometrics OK AZ NM AR SC or facial GA AL MS recognition legislation TX None GU MP PR



Aug. 14-16, 2023

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## Reach out anytime!

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