Ban on Facial Recognition Surveillance Technology

THE REVISED ORDINANCES OF THE CITY OF SPRINGFIELD, 1986, AS AMENDED IS HEREBY FURTHER AMENDED BY ADDING CHAPTER 173 THERETO: FACIAL RECOGNITION SURVEILLANCE TECHNOLOGY

Be it ordained by the City Council the Code of Ordinances of the City of Springfield is hereby amended by adding Chapter 173 thereto to read as follows:

CHAPTER 173 FACIAL RECOGNITION SURVEILLANCE TECHNOLOGY

Section 1. Definitions.

Facial surveillance shall mean an automated or semi-automated process that assists in identifying or verifying an individual, based on the physical characteristics of an individual's face.

Facial surveillance system shall mean any computer software or application that performs facial surveillance.

Springfield shall mean any department, agency, bureau, and/or subordinate division of the City of Springfield.

Springfield official shall mean any person or entity acting on behalf of the City of Springfield, including any officer, employee, agent, contractor, subcontractor, or vendor.


(A) It shall be unlawful for Springfield or any Springfield official to obtain, retain, access, or use:

(1) Any face surveillance system; or

(2) Any information obtained from a facial surveillance system.

(B) This section shall be repealed at such time that the City Council approves Springfield Police Department rules, policies, and procedures governing the use of facial surveillance systems.

Section 3. Enforcement.

(A) Suppression: No data collected or derived from any use of face surveillance in violation of this ordinance and no evidence derived therefrom may be received in evidence in any proceeding in or before any department, officer, agency, regulatory body, legislative committee, or other authority subject to the jurisdiction of the City of Springfield.

(B) Violations: Any violation of this Ordinance shall be subject to enforcement by a court of competent jurisdiction and/or a fine of Three Hundred ($300.00) Dollars per violation.
(C) The City will address alleged violations of this ordinance in accordance with its usual practices, applicable law and contractual obligations.

(D) Nothing in this section shall be construed to limit any individual's rights under State or Federal law.

Approved as to form*:

__________________________________________________
Associate City Solicitor

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<tr>
<th>RESULT:</th>
<th>ADOPTED [11 TO 2]</th>
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<tbody>
<tr>
<td>MOVER:</td>
<td>Orlando Ramos, Vice President - Ward 8 Councilor</td>
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<tr>
<td>SECONDER:</td>
<td>Kateri B. Walsh, At-Large Councilor</td>
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<tr>
<td>NAYS:</td>
<td>Victor Davila, Timothy C. Allen</td>
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