

1 AN ACT relating to automated license plate readers.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section:*

6 *(a) "Automated license plate reader" or "ALPR" means a system of one (1) or*
7 *more mobile or fixed high-speed cameras combined with computer*
8 *algorithms to convert images of license plates into data that is readable by a*
9 *computer system; and*

10 *(b) "Entity" means any law enforcement agency, unit of local government, or*
11 *homeowner's association that deploys and maintains ALPRs.*

12 *(2) An entity shall not retain license plate data captured by an ALPR for more than*
13 *ninety (90) days, except when the data:*

14 *(a) Is being used as evidence in a felony prosecution;*

15 *(b) Has become subject to a subpoena duces tecum; or*

16 *(c) Is being used for toll collection activities on highways and bridges.*

17 *(3) An entity shall not sell any recorded images or data captured by an ALPR for any*
18 *purpose and shall not make the data available, except:*

19 *(a) To a law enforcement officer or agency; or*

20 *(b) In response to a subpoena duces tecum.*