

1 warrant was obtained in violation of Amendment IV of the
2 Constitution of the United States and section 11 of article I of
3 the state constitution of 1963.

4 (3) This section does not apply to the use of real-time facial
5 recognition technology to confirm an individual's compliance with,
6 or to demonstrate a failure to comply with or a violation of, any
7 court-ordered electronic monitoring program.

8 (4) This section does not apply to the use of real-time facial
9 recognition technology under a belief that an emergency exists
10 involving imminent risk to an individual or individuals of death,
11 serious physical injury, sexual abuse, live-streamed sexual
12 exploitation, kidnapping, or human trafficking and the use of the
13 real-time facial recognition technology may prevent or stop the
14 emergency.

15 (5) As used in this section:

16 (a) "Law enforcement official" means any of the following:

17 (i) A police officer of this state or a political subdivision
18 of this state as defined in section 2 of the Michigan commission on
19 law enforcement standards act, 1965 PA 203, MCL 28.602.

20 (ii) A county sheriff or his or her deputy.

21 (iii) A prosecuting attorney.

22 (iv) A public safety officer of a college or university.

23 (v) A conservation officer of the department of natural
24 resources and environment.

25 (vi) An individual acting under the direction of a law
26 enforcement official described in subparagraphs (i) to (v).

27 (b) "Real-time facial recognition technology" means a
28 technological process that involves the constant scanning of live
29 video feeds to instantaneously, or apparently instantaneously,



1 match moving faces with a database of still images.

