



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.

