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Date: (Filing No. S-)

TRANSPORTATION

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**STATE OF MAINE
SENATE
129TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 651, L.D. 1899, Bill, “An Act To Amend Certain Motor Vehicle Laws”

Amend the bill by striking out all of section 5 and inserting the following:

Sec. 5. 29-A MRSA §1401, sub-§9, as amended by PL 2017, c. 27, §3 and affected by §10, is further amended to read:

9. Use of biometric technology. The Secretary of State may use biometric technology, including, but not limited to, retinal scanning, facial recognition or fingerprint technology, to produce a license or nondriver identification card and may use facial recognition technology to search its image records to provide information, including digital images, to law enforcement agencies only to aid in emergency circumstances involving an immediate threat to the life of a person or pursuant to rules adopted under this subsection. A person, agency or entity other than the Secretary of State may not use biometric technology to search the Secretary of State's image records.

The Secretary of State may adopt rules establishing additional circumstances in which it will provide information, including digital images, produced by searching its records using facial recognition technology to law enforcement agencies. Rules adopted under this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

COMMITTEE AMENDMENT

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SUMMARY

This amendment allows the Secretary of State to provide information, including digital images, produced by searching its records using facial recognition technology to law enforcement agencies only in emergency circumstances involving an immediate threat to the life of a person or pursuant to major substantive rules adopted by the Secretary of State.

FISCAL NOTE REQUIRED

(See attached)