

Introduced by: Councilmember Stewart

CITY OF TAKOMA PARK, MARYLAND

**RESOLUTION 2014-32
ADOPTING A POLICY ON USE AND RETENTION
OF LICENSE PLATE RECOGNITION SCANNER DATA**

WHEREAS, the current policy of the Takoma Park Police Department is to maintain data from automated license plate recognition scanners on the individual license plate reader computer for a period of 30 days, after which it is purged automatically; and

WHEREAS, scanner data is maintained only on the individual computer and is not shared; and

WHEREAS, the City Council has reviewed this policy and considered the need to provide the Takoma Park Police Department with the tools it needs to prevent, investigate, and solve crimes while protecting the privacy and civil liberties of individuals; and

WHEREAS, the Council has considered establishing a policy that would permit the scanner data to be released to the Maryland Coordination and Analysis Center to be retained for one year; and

WHEREAS, the Maryland Coordination and Analysis Center (MCAC) provides analytical support for all federal, state and local agencies involved in law enforcement, public health and welfare, public safety and homeland security in Maryland; and

WHEREAS, legislation passed by the Maryland General Assembly (SB 699) restricts release and use of automated license plate scanner data to legitimate law enforcement purposes and creating an audit requirement similar to those in place for criminal history inquiries; and

WHEREAS, legitimate law enforcement purposes means the investigation, detection, or analysis of a crime or violation of the Maryland Motor Vehicle Laws or the operation of terrorist or missing or endangered person searches or alerts; and

WHEREAS, the Council has carefully reviewed the data retention and sharing policy of the MCAC and the additional safeguards provided by SB 699 and determined that a change in policy is in the interest of the residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TAKOMA PARK MARYLAND THAT:

1. The Council supports the sharing of automated license plate recognition scanner data with the Maryland Communication and Analysis Center where it will be kept for one year

pursuant to the retention policy of the MCAC to enable the information to be used for legitimate law enforcement purposes.

2. The Police Chief or his or her designee shall report to the Council on the use, effectiveness, and any challenges with employment of the automated license plate recognition scanner program at least annually. If appropriate, the report should be part of the Police Department Annual Report.
3. If the MCAC changes its retention or sharing policy, the Police Chief or his or her designee shall inform the Council immediately after learning of any changes.

Adopted this 21st day of July, 2014.

Attest:

Jessie Carpenter, CMC
City Clerk