

HB2431 • West Virginia

Fourth Amendment Restoration Act

Introduced

Risk: High

Comprehensive

Last Action (Feb 17, 2025): To House Judiciary

Summary

The Fourth Amendment Restoration Act prohibits law enforcement from using specified surveillance and AI technologies without a warrant.

Business Impact

If you operate in law enforcement in West Virginia, you must cease using certain surveillance technologies immediately or face felony charges.

Key Provisions

- Prohibits law enforcement from using specified surveillance and AI technologies without a warrant.
- Identifies technologies such as facial recognition and surveillance drones as prohibited.
- Establishes felony penalties for officers and officials who violate the prohibition.
- Allows individuals to file a private cause of action for rights violations.
- Requires immediate discontinuation of previously implemented prohibited technologies.
- Effective upon passage of the bill.

Compliance Checklist

- Cease use of specified surveillance and AI technologies | Who: Law enforcement officers and political subdivision officials | Penalty: Felony charges and fines of \$10,000 per occurrence
- Obtain a warrant for the use of prohibited technologies | Who: Law enforcement officers | Penalty: Felony charges and fines of \$10,000 per occurrence

Industries Affected

Law Enforcement

Public Safety

Topics

Comprehensive AI

AI in Law Enforcement

Bill Sponsors

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Related Bills

- HB4682 (WV)

Official Source

http://www.wvlegislature.gov/Bill_Status/Bills_history.cfm?input=2431&year;=2025&sessiontype;=RS&btype;=bill

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