

SB688 • West Virginia

Providing for 4th Amendment Restoration Act

Introduced

Risk: High

Comprehensive

Last Action (Mar 04, 2025): To Government Organization

Summary

The bill mandates responsible use of facial recognition technology by law enforcement, ensuring compliance with constitutional protections.

Business Impact

If you operate a law enforcement agency in West Virginia, you must develop and file a facial recognition use policy by January 1, 2026, or face compliance issues.

Key Provisions

- Prohibits use of facial recognition technology without a warrant based on probable cause.
- Establishes a working group to create a model policy for law enforcement agencies.
- Mandates that only American-developed facial recognition technology be used.
- Requires law enforcement agencies to document instances of facial recognition technology use.
- Prohibits using facial recognition technology to identify individuals in constitutionally protected activities without probable cause.
- Ensures compliance with constitutional protections against unreasonable searches.

Compliance Checklist

- Develop and file a facial recognition use policy | Who: Law enforcement agencies in West Virginia | Penalty: Potential operational challenges and compliance issues
- Ensure all facial recognition technology is American-developed | Who: Law enforcement agencies | Penalty: Non-compliance may lead to legal and operational repercussions

Industries Affected

Public Safety

Law Enforcement

Topics

Facial Recognition

AI in Law Enforcement

Bill Sponsors

Name	Party	Role
Chris Rose	R	Sponsor
Darren Thorne	R	Sponsor
Patricia Rucker	R	Sponsor
Tom Willis	R	Sponsor
Craig Hart	R	Sponsor

Official Source

http://www.wvlegislature.gov/Bill_Status/Bills_history.cfm?input=688&year;=2025&sessiontype;=RS&btype;=bill

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