

WEST VIRGINIA LEGISLATURE

2024 REGULAR SESSION

Introduced

House Bill 5571

By Delegate Coop-Gonzalez

[Introduced February 12, 2024; Referred to the
Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §62-1A-12, relating to requiring a warrant to access video surveillance in
 3 private business or other facilities.

Be it enacted by the Legislature of West Virginia:

ARTICLE 1A. SEARCH AND SEIZURE.

§62-1A-12. Warrant required for accessing video surveillance.

1 Notwithstanding any other provision of law, a law-enforcement agency may not obtain,
 2 access to a video surveillance, regardless of the purpose, without a warrant, which:

- 3 (1) Is funded by a federal entity; or
- 4 (2) Has facial recognition capabilities; or
- 5 (3) Has an individual's location and stores that data.

NOTE: The purpose of this bill is to require a warrant to access video surveillance in private business or other facilities.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.