

**AMENDMENT TO DIVISION A OF RULES**  
**COMMITTEE PRINT 116-18**  
**OFFERED BY MS. JAYAPAL OF WASHINGTON**

At the end of division A (before the short title), insert the following:

1       SEC. \_\_\_\_\_. None of the funds made available by  
2 this Act may be used to fund deployment or implementa-  
3 tion, on other than a test basis, of face recognition tech-  
4 nology, until the Government Accountability Office has re-  
5 ported to the Committees on Appropriations of the Senate  
6 and the House of Representatives that—

7           (1) a system of due process exists whereby indi-  
8 viduals are able to make complaints and receive re-  
9 dress for privacy infringements;

10          (2) the technology will not produce a large  
11 number of false positives that will result in privacy  
12 violations or security resources being diverted;

13          (3) the Attorney General has stress-tested and  
14 demonstrated the efficacy of the technology;

15          (4) there are effective controls to ensure the  
16 technology is not used more than 3 miles from an  
17 external boundary and is only used within a publicly  
18 designated distance from an external boundary that

1 is no greater than necessary and cost-effective for  
2 the technology's purpose;

3 (5) there are sufficient operational safeguards  
4 to prevent abuse;

5 (6) security measures that reflect best practices  
6 are in place to protect data from hackers or other  
7 intruders;

8 (7) the Attorney General has adopted policies  
9 establishing effective oversight of the use and oper-  
10 ation of the technology;

11 (8) there are no specific privacy concerns with  
12 the technology;

13 (9) the Attorney General has fully complied  
14 with existing privacy laws, including by conducting  
15 the appropriate internal assessments and under-  
16 taking rulemaking;

17 (10) the Attorney General has appropriately  
18 consulted residents impacted by the technology and  
19 addressed their concerns; and

20 (11) the Attorney General has adopted appro-  
21 priate policies to minimize data collection, ensure  
22 prompt purging of information, and prevent dissemi-  
23 nation and use by other agencies.

