

**AGENDA
CITY COUNCIL
SPECIAL MEETING
CITY OF WYOMING, MINNESOTA
JUNE 30, 2025
5:30 PM**

CALL TO ORDER:

CALL OF ROLL:

DETERMINATION OF A QUORUM:

PLEDGE OF ALLEGIANCE:

OPEN FORUM:

"An opportunity for members of the public to address the City Council on items on/or not on the current agenda. Items requiring Council action maybe deferred to staff or Boards and Commissions for research and future Council Agendas if appropriate. You will be limited to three (3) minutes and we ask that you conduct yourself in a professional, courteous manner, and refrain from the use of profanity. Failure to abide by this policy may result in the loss of your privilege to speak".

APPROVAL OF MINUTES:

SCHEDULED PUBLIC HEARINGS:

CONSENT AGENDA:

Items under the "Consent Agenda" will be adopted with one motion; however, council members may request individual items to be pulled from the consent agenda for discussion and action if they choose.

NEW BUSINESS:

1. To consider **Resolution 25-06-59** a resolution approving a one-year contract with Flock Safety for the installation of four (4) Automated License Plate Recognition (ALRP) cameras in the amount of \$12,000.00

COUNCIL REPORTS:

ADJOURN



Date: June 27, 2025
To: Mayor Iverson and City Council Members
From: Public Safety Director Neil Bauer
Subject: Community Engagement Results Regarding Flock Safety for ALPR Cameras
Method: Communication

[Flock Summary Data](#)

Open House/Information Session

On June 25, 2025, an open house/information session was held at City Hall for community members to learn about the proposed ALPR system and to provide an opportunity to ask questions. Not including 2 council members, 6 Wyoming residents attended the session, despite the survey responses indicating that 25 intended on attending.

Anecdotally, the attendee perspective on the system was an equal split, 3 attendees supporting the installation of ALPR cameras and 3 opposed.

Attendees were encouraged to submit their perspectives via the online survey or via a paper survey (provided in the council packet).

Survey Response Summary

The City of Wyoming conducted a public online survey to gather community feedback on a proposal to install four stationary Flock Safety ALPR (Automatic License Plate Reader) cameras. A total of 101 responses were collected.

Demographics of Respondents

- 73 live in the City of Wyoming
- 24 live in neighboring communities
- Remaining respondents either work in the city, visit regularly, or chose "other"

Familiarity with ALPR Technology

- 25 respondents were very familiar
- 66 were somewhat familiar
- 10 were not familiar at all

Support for ALPR Installation



Council Communication

- 28 (27.7%) support installation
- 63 (62.4%) oppose installation
- 10 (9.9%) were unsure and requested more information

Perceived Benefits (multiple selections allowed)¹

Top benefits selected included:

- AMBER Alert/endangered individual location – 50
- Stolen vehicle recovery – 45
- Aiding criminal investigations – 41
- Several comments noted that these benefits do not outweigh the costs or privacy risks.

Concerns²

Most frequently cited concerns included:

- Privacy – 68
- Potential misuse of data – 68
- Data security – 67
- Cost – 64

Open-ended responses reflected concerns about surveillance, data retention, overreach, and lack of necessity for a small, low-crime community.

Themes in Comments

Many expressed strong opposition, citing:

- Erosion of privacy and civil liberties
- Distrust in data handling and long-term storage
- Concerns about fiscal responsibility and prioritization (e.g., road repairs, police staffing)

Others voiced strong support, emphasizing:

- Potential for aiding law enforcement
- Confidence in police leadership and proper use policies

Survey Conclusion

Survey responses indicate community skepticism regarding ALPR cameras, with cost, privacy, and government overreach as key concerns. While residents acknowledged potential benefits for public

¹ It should be noted that the survey did not include an option for “None”, but it did not require a response

² It should be noted that the survey did not include an option for “None”, but it did not require a response



Council Communication

safety, the overall sentiment leans toward opposition or calls for more transparency, safeguards, and fiscal responsibility.

Comments

Voluntary response bias may be impacting this online survey about Automatic License Plate Readers (ALPRs) because individuals with strong opinions, either strongly supportive or strongly opposed, are more likely to participate. This can result in a skewed representation of community opinion, as those who are neutral or indifferent are less likely to respond. As a result, the survey findings may not accurately reflect the broader community's overall perspective on ALPR use.

Considerations

Many of the concerns raised in the community outreach efforts, such as privacy, data use, and oversight, are addressed through existing safeguards, including department policy, Minnesota Statute 13.824 (Automated License Plate Readers), and the proposed agreement with Flock Safety, which includes strict limitations on data access, retention, and sharing.

Financial concerns are mitigated by the use of state Public Safety Aid funds to cover the cost of the pilot program, with potential coverage for the next contract period as well, should the City Council choose to proceed. Any long-term financial commitment would be evaluated by the Council based on the system's effectiveness and budget impact.

While sentiments about prioritizing road repairs are understandable, those decisions fall under a separate part of the city's budget and are not in direct conflict with public safety funding. Similarly, hiring additional officers does not offer the same investigative benefits that ALPR technology provides, such as real-time alerts and historical data queries.

Regarding privacy and constitutional questions, it's important to note that this is not a violation of constitutional rights, when used properly, based on existing caselaw. Minnesota Statute 13.824 outlines when ALPR data can be used and includes specific warrant requirements for tracking individuals. In *State v. Lelyukh*, a non-precedential court decision, evidence obtained using ALPR data to locate a suspected drunk driver was suppressed because law enforcement failed to demonstrate sufficient exigent circumstances for using the data without a warrant. While this case does not set precedent, it reinforces the existing statutory requirement that warrants are needed for using ALPR data to track individuals, an important safeguard already in state statute.

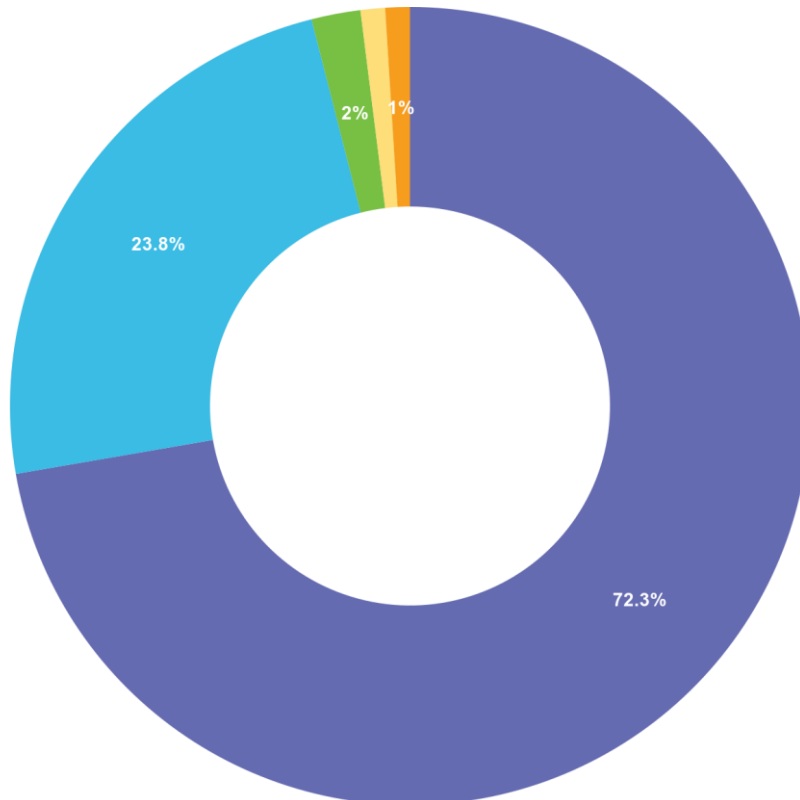
As with any public decision, it is important that community perspectives be informed by accurate, unbiased information rather than speculation or misinformation. If Council chooses to bring forward a resolution to sign an agreement with Flock Safety, the proposed timeline for installation is between 4 and 5 months from signing the agreement, allowing for a public education campaign and creating a policy that considers the concerns of our residents.



City of Wyoming (MN) - Community Engagement on Flock Safety ALPR Cameras

The City of Wyoming is considering installing four stationary Flock Safety ALPR (Automatic License Plate Reader) cameras to support public safety and assist in criminal investigations. These cameras would be placed at key entry points in the city. We value community input and invite you to share your thoughts on this proposal. If you would like to be contacted, provide your contact email below or you can contact our office at 651-462-0578.

Q1 What is your connection to the City of Wyoming?
Multiple Choice

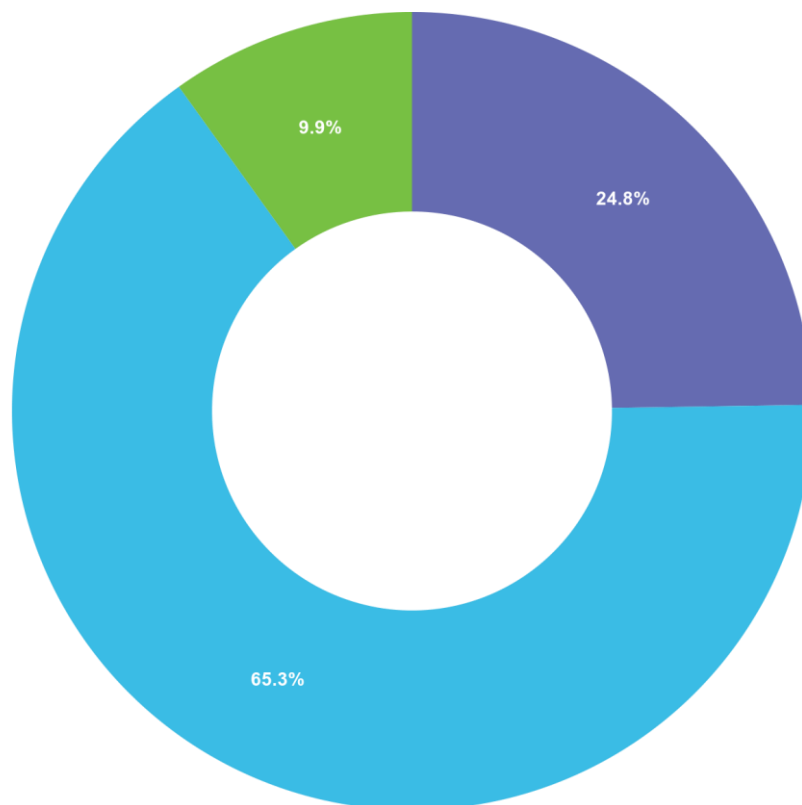


	Choice	Totals
●	I live in the City of Wyoming	73
●	I live in a neighboring community (e.g., Stacy, Chisago City, Forest Lake, etc.)	24
●	I work or own a business in Wyoming	2

	Choice	Totals
	I visit regularly	1
	Other (please specify):	1
	Other	0

Responses 101 Answered 101 Unanswered 0

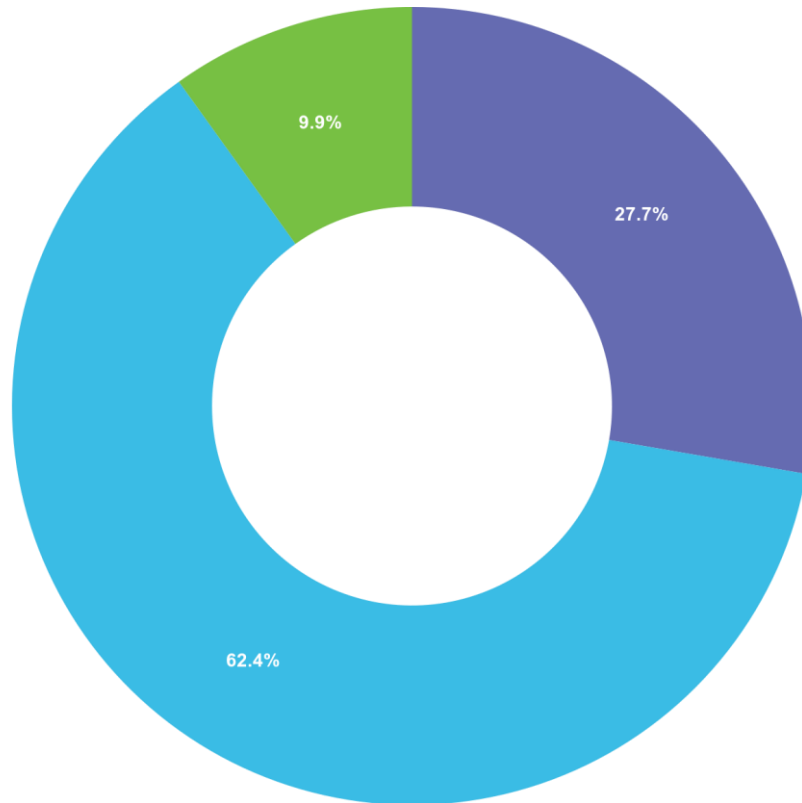
Q2 How familiar are you with automated license plate reader (ALPR) camera systems?
Multiple Choice



	Choice	Totals
●	Very familiar	25
●	Somewhat familiar	66
●	Not familiar at all	10

Responses 101 Answered 101 Unanswered 0

Q3 Do you support the installation of ALPR cameras in the City of Wyoming?
Multiple Choice



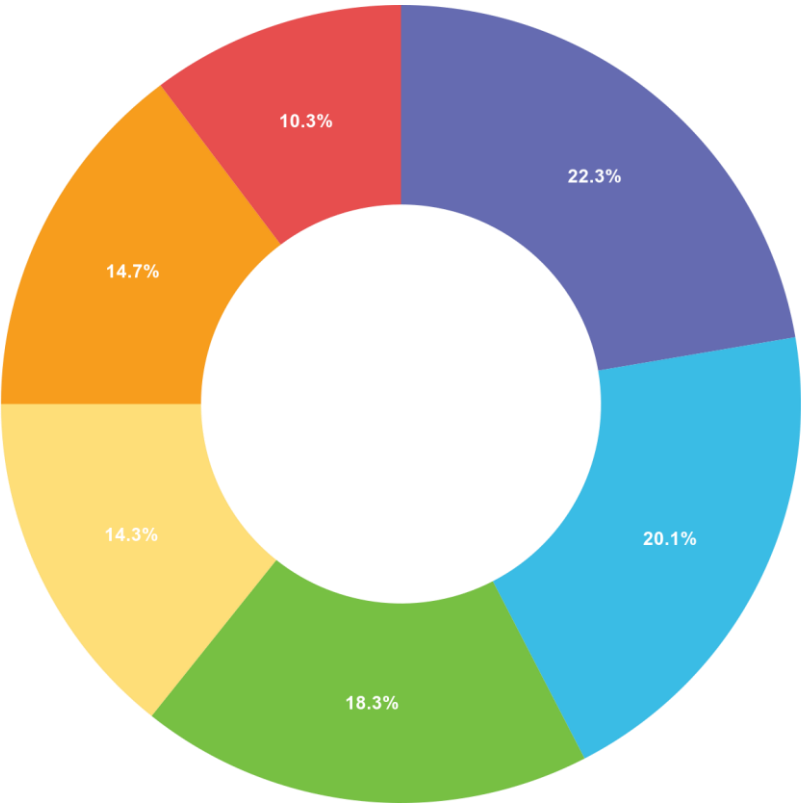
	Choice	Totals
●	Yes	28
●	No	63
●	Unsure, I'd like more information (please specify):	10

Responses 101 **Answered** 101 **Unanswered** 0

- I think they can serve a benefit, but we need to weigh cost vs. those benefits. Where is the money coming from? Who will be writing the RFP, to make sure the lowest bidder is picked, and we get a sub-par equipment and system? Will the information go directly to dispatch, or squad laptops?
- Why stationary? All squad cars should already have them. Are they for traffic violations?
- Your intent is good, but could be misused quite easily I believe.

- It's too invasive of privacy. There's no facial recognition, so you don't know who's driving the car
- Costs and who is paying?
- How much will this cost the taxpayers
- What else could the city use this money for?
- Is this going to impact & hike property taxes? Who will be paying the installation?

Q4 What potential benefits do you see in installing ALPR cameras? (Select all that apply)
Multiple Choice

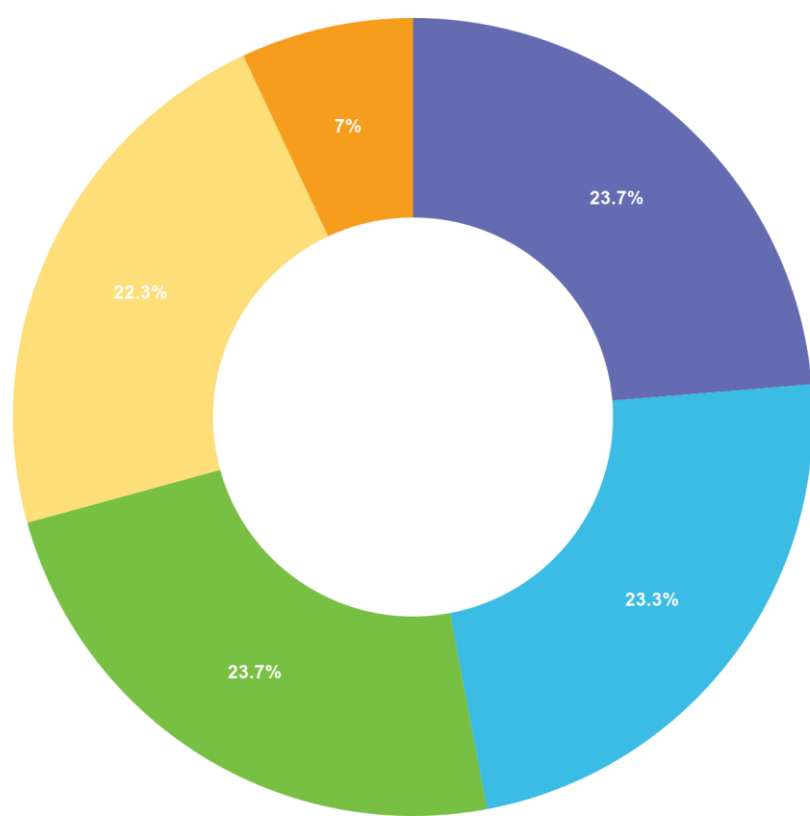


	Choice	Totals
●	Assisting in locating AMBER Alert or other endangered individuals	50
●	Assisting in locating stolen vehicles	45
●	Aiding criminal investigations	41
●	Enhancing neighborhood safety	32
●	Deterring crime	33
●	Other (please specify):	23

Responses 101 Answered 79 Unanswered 22

- The benefits do not out way the cost
- I don't see any benefit to the citizens of Wyoming. Your would surveilling the regular citizens of this city going about their daily routines with little to no proven benefit to public safety
- Only if you put a sign next to the camera's, some may think about not committing a crime. Criminals passing thru wouldn't care.
- I don't believe the benefits outweigh the surveillance overreach
- There are no benefits of having these cameras in the city of Wyoming. We are one of the safest communities and this would be a complete waste of property tax dollars. Which we pay a lot in already. These type of systems should be used in high criminal activity cities only.
- None. Big brother is watching
- The risk of providing personal data to the government is always at risk of abuse.
- No benefit, we pay our officers to do this job why should we out source it? This just makes our police department lazier and not get out and interact with their community.
- I don't, if police can't do there job then we shouldn't be paying for them.
- We need less government involvement and surveillance.
- Intrusion of my privsce
- Safety doesn't out weigh the freedom you're taking away!
- Data Collection aiding other agencies in the investigation of criminal activities
- None, this is a waste of tax payer money. You have some of the highest property taxes in the state, we don't need that to get any higher than it is. I fully support the Wyoming PD and they are great to deal with, I lived her for 3 years and it's always nice seeing them patrolling my neighbor hood several times a day. But this is waste of money. Higher more cops or buy some other useful equipment.
- We have a competent police force that can handle all of the above for our small town.
- Possible speeding violat
- Nothing
- Nothing!!!

Q5 What concerns do you have regarding ALPR cameras? (Select all that apply)
Multiple Choice



	Choice	Totals
●	Privacy	68
●	Data security	67
●	Potential misuse of information	68
●	Cost	64
●	Other (please specify):	20

Responses 101 Answered 96 Unanswered 5

- Accuracy of information
- None

- None
- These license plate readers will be gathering information from the law-abiding citizens of Wyoming who are simply going about their daily lives without a warrant. An argument of enhanced citizen safety is being fielded in this case to justify their installation.. I don't see a need to install these cameras to protect the citizens of Wyoming from something that old fashioned police work can't already address without intruding on our right to privacy. I think the police should step away from considering using this type of surveillance and get out of their office and do some real community based "boots on the ground" police work. I don't believe Flock has shown enough proof that the information gathered will always be used as the Wyoming Chief of Police intends. Flock's information that was presented at the recent City Council meeting seemed to say that everything is absolutely secure and the information gathered is off limits to anyone, except when it's an approved use by Wyoming Police. That is until someone at Flock or the Wyoming PD decides it must share or it would be somehow beneficial to be used for other reasons. They both seem to admit the data is available to be used whenever a greater authority deems it necessary. Big gaping loophole here! At the city council meeting last week Council Member Yeager inquired as to whether the cameras could be reprogrammed to identify people or other things about a vehicle and its operator (or occupants), I would answer that question with a resounding YES ABSOLUTELY and they wouldn't need to be "reprogrammed" to do so. The information that hi definition cameras gather can be used in any way that can be imagined and many we cannot at this time. License plate reading is only a single example of their capability when installed. With new AI (artificial intelligence) technology rapidly developing, these cameras could be used in ways we cannot even understand right now. Also, do not believe it when Flock or Wyoming PD says after 30 or 60 days the information is gone. Everyone knows by now that electronic files can and do live forever. There is no doubt that Flock could call up old digital images gathered by these cameras from their archives in perpetuity.
- No concerns
- None
- Against our rights
- I also believe this innocent "pilot program" will also morph into more government control over it's citizens
- Using for purposes not advertising
- This is un-American. Very orwellian. Sad to see the city complicit in the fall of mankind
- Because, surveillance systems have never been misused or abused by our government...
- None
- All thee above
- None
- Hire more cops instead, and a K9 handler.
- Aside from another cost to the city, when we have a staffed and competent police force, these cameras are unsettling to the community and provide marginal benefit (if any at all) to the safety of our small community.

- Misuse is my biggest issue
- Using it to target people
- NONE
- Government over reach, privacy, right to travel freely

Q7 Do you have any additional comments or questions about the proposal?
Essay

Date	Response
June 26, 2025 10:37 PM	I am for installing the system. It seems like a win-win for the city and police department. We have the money that is available through the govt program and it will be evaluated at the end of the year to assess its effectiveness.
June 26, 2025 3:57 PM	A lot of times things, like the cameras, are marketed as a way to help or protect people. However the possibility of it becoming something that will hurt everyday people is relevant too. How can the community know or be promised that the allowance of these cameras is not only data safe but also will not open doors for other things like invasion of privacy issues?
June 25, 2025 11:31 PM	If chief believes it's a good idea, I support him.
June 25, 2025 11:03 PM	I support our police 100%. If I had any concerns about the misuse of this data, I'd be all over it.
June 25, 2025 1:24 PM	This would be a big mistake to install these and our community would hurt because of it.
June 22, 2025 8:49 PM	I may be reacting to any city spending due to living through a very poorly run road project. The contractor and sub-contractors have been less than stellar, and the quality of work has been sloppy and poorly done so far. I just want to make sure the city doesn't rush into this without doing the research, and taking the time to properly write the RFP to get the best qualified vendor and not just the cheapest. I have experience with this area, and it seems like the city is not doing its due diligence to be fiscally responsible with tax payer money. Whether the money is coming from a grant or Public Safety budget, don't rush into this.
June 21, 2025 6:37 PM	I do NOT think Wyoming should get them & Flock did not give enough information.
June 21, 2025 6:06 PM	Please resist the urge to use mass surveillance techniques on law abiding citizens who are only going about their daily lives, with a feeble promise of better public safety. If we give up our rights to privacy so easily on this matter, what will you give up next? Privacy is too precious to give away. Don't let the argument of "other cities such as Forest Lake or other surrounding communities are already using these cameras". Didn't your parents ever teach you that just because your friends are doing something doesn't mean you have to? I ask

Date	Response
	you to go against the trend, preserve citizens rights, and don't allow these things to be installed. Regarding cost: I'm always amazed how the council agonizes over every dollar spent and how to justify a tax increase when its time to make the annual budget, yet has \$12,000 to \$15,000 so easily available when something like this comes along. It was also interesting how our Police Chief felt it was so urgent to move this along before a non negotiable price takes effect on July 1st. I'm here to tell you that a lot of car dealerships use those same tactics to "buy now to avoid the price increase". How Naïve! Nothing regarding these cameras needs to be done NOW. How about you don't spend any money on these cameras and work on reducing the high taxes in this city?
June 21, 2025 11:39 AM	Is Wyoming really so unsafe that this technology is needed? Seems like a lot of cost with some serious privacy concerns.
June 21, 2025 1:57 AM	I would prefer we stop trying to automate policing. The return on this is minimal, the potential for abuse or a step in that direction is to big. How long until we then have red light cams, speed cams, automated plate readers in the squads such as at Mall of America, facial recognition software? We do not need to be over policed and this is coming from someone who actually likes our police force.
June 21, 2025 1:43 AM	No
June 21, 2025 1:37 AM	Nope- it's a good idea!
June 20, 2025 10:08 PM	You would need to change state laws in order to use photos in court . Minneapolis try this several years back - it did work to reduce crime, but were pulled do to privacy concerns. Same reason pictures are not taken on the toll roads.
June 20, 2025 8:55 PM	Stop the unnecessary spending
June 20, 2025 8:11 PM	Our taxes keep going up I don't think we need to add something that we might only need to access once a year
June 20, 2025 2:11 AM	Only way the police know how to work. I never see them on portal in my neighborhood.
June 20, 2025 1:25 AM	Data is breached or not protected well enough anymore for this to be a secure decision. Please find another method that can deliver the same information not by use of these cameras.
June 20, 2025 1:12 AM	Roads, especially E Viking Blvd should be a priority for taxpayers' money

Date	Response
June 19, 2025 5:02 AM	What is the cost per camera? Who maintains/repairs them? Wouldn't it be prudent to have a camera at every entry point of the city? Aren't there already traffic cameras on 35 that could detect this information?
June 19, 2025 3:27 AM	I'm in favor of it as long as the proper restrictions are followed.
June 19, 2025 2:45 AM	This is one of the dumbest ideas Wyoming has had in a while. Dumb.
June 19, 2025 2:14 AM	The government has proven many times they cannot be trusted
June 19, 2025 1:04 AM	My neice was contacted for something that she didn't do. Privacy
June 19, 2025 1:00 AM	This is a misuse of taxpayer money. Make our officers do their job that we already pay for. Our town is not that big. Use this money to hire more officers instead of eliminating their job duties of speed enforcement and running plates while on patrol.
June 19, 2025 12:08 AM	My concern is with the cost. It is my understanding that the cameras will be paid for by some sort of external funding source. Are there other uses for these funds? Will we be able to receive these funds indefinitely to pay for the cameras each year? What happens when we don't receive these funding anymore? What are the things we are not paying for and not receiving so that we can get these cameras? Are these coming out of our police budget or the general fund? Could these funds be used for repairing our roads? Our city's number one problem is the state of our roads. I think that any excess funds should be used for road repairs and not incurring new annually recurring debts.
June 18, 2025 10:39 PM	This is an invasion of privacy in a public space.
June 18, 2025 9:24 PM	Wyoming said it was funded by a state agency. Still our tax dollars being used. When property taxes in chisago county are sky rocketing and cost of living is rising it is time for government to slow down spending. When chisago county can't even send correct property statements out so that it's citizens have to send an amended property tax form in to MN revenue it's time to do the basic things right before we add more government.
June 18, 2025 8:59 PM	Why are we tracking our citizens, why are we losing our privacy. It's not about catching criminal, it's about control! We vote for you to not do more rules and laws let alone tracking people. This is why we pay officers to do their job, if they can't then we need to cut them in half.

Date	Response
June 18, 2025 7:11 PM	How will it be paid for?
June 18, 2025 6:52 PM	I can understand why some people might find it a breach of privacy. But the pros vastly outweigh the cons in this situation. I have full trust in the City of Wyoming to use these cameras to serve and protect our community. In principle, this is no different than installing tracking technology on cell phones. I recognize that it is not that same level of tracking. But it is location tracking/monitoring by government which is an egregious invasion of privacy. It is one thing to have traffic cameras which law enforcement can utilize when looking for specific information. It is another issue when law enforcement is maintaining a log of each vehicle, even if the data is only kept for the short-term. It sounds like a great idea to catch/deter criminals. However, the price seems it may be a bit inflated. That seems like a lot of money for a couple cameras and 30-day hold space. I'd like to see a more detailed pricing layout. I want my freedom my concern is overzealous elected officials, including the police chief want to change what Wyoming once was a quiet town with freedom. He came from Woodbury and now he wants to turn our town in to that. With the help of the Fire Chief it's going to happen Please post minutes of meeting that regard this topic. Simple cost benefit analysis should be obvious that the marginal benefit provided by these cameras does not outweigh the cost. Once you've got one camera, the private company owning the cameras will push for expansion (that's how business works) driving costs further over time. \$12000 dollars would be much better appropriated to our local police force by paying for extra training, upgrading equipment, or raising wages. The city also has a myriad of other issues to resolve such as damaged roads, old equipment etc. that these funds could be used for. Alternatively, we could simply add to our veterans park that was just built with some further landscaping, additional seating areas etc. As a whole, these cameras are a stupid business decision for our city, and don't do anything positive for building a further relationship between the city's governance and the community. Helping track down stolen vehicles and AMBER alerts is worth someone taking a picture of my plate. Thumbs up.
June 18, 2025 5:55 PM	
June 18, 2025 5:21 PM	
June 18, 2025 4:56 PM	
June 18, 2025 4:51 PM	
June 18, 2025 4:19 PM	
June 18, 2025 4:18 PM	

Date	Response
June 18, 2025 4:08 PM	Can't find any other ways to throw away tax dollars? I had my car stolen out of my own driveway. Found the car full of school books, tools and a shotgun. Police did absolutely nothing. Didn't even give an update. Stop wasting our money!
June 18, 2025 4:05 PM	I would like to see a detailed ordinance written outlining the use and protections for the public against misuse, including disciplinary actions taken against anyone who is found to have misused any data collected.
June 18, 2025 3:57 PM	Don't do it
June 18, 2025 3:33 PM	Government overreach and a gross misuse of taxpayer dollars in a county/ environment that we are already paying high taxes. This isn't downtown Los Angeles with high crime rates and is completely irrelevant to our community.
June 18, 2025 3:33 PM	Please use our tax money for something better. This is unneeded.
June 18, 2025 3:17 PM	Would not oppose if cost is not too prohibitive to the City of Wyoming and its citizens.
June 18, 2025 3:16 PM	I'm concerned about the cost of maintaining the technology and who will be paying for it.
June 18, 2025 3:13 PM	Please don't

Responses 101 **Answered** 44 **Unanswered** 57

City of Wyoming – Flock ALPR Community Comment Card
Automated License Plate Recognition (ALPR) System Proposal



We value your input! Please share your thoughts about the proposed installation of Flock Safety ALPR cameras in Wyoming. The preferred method of providing input is through the online survey that can be accessed through this QR code.

If technology isn't your thing, please take the opportunity to provide your feedback on this comment card.

Optional:

Name: _____

City of Residence: Wyoming

Email (if you'd like a follow-up response): _____

1. What is your overall opinion on the proposal to install ALPR cameras in the City of Wyoming?

☐ Strongly Support

☐ Support

☐ Neutral/Unsure

☐ Oppose

☒ Strongly Oppose

2. Do you have any specific concerns or questions about the Flock ALPR system?

Please write below:

3. What benefits do you see from the potential use of ALPR cameras in our community?

Please write below:

I disagree with Mass Surveillance of law abiding
citizens. The Case for better public safety is
not strong enough to give up our privacy

4. Are there any suggestions you have for the City as we consider this technology?

Please write below:



City of Wyoming – Flock ALPR Community Comment Card
Automated License Plate Recognition (ALPR) System Proposal



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If technology isn't your thing, please take the opportunity to provide your feedback on this comment card.

Optional:

Name: _____

City of Residence: Wyoming

Email (if you'd like a follow-up response): _____

1. What is your overall opinion on the proposal to install ALPR cameras in the City of Wyoming?

- ☐ Strongly Support
- ☐ Support
- ☐ Neutral/Unsure
- ☐ Oppose
- ☒ Strongly Oppose

2. Do you have any specific concerns or questions about the Flock ALPR system?

Please write below:

Not a reliable company

3. What benefits do you see from the potential use of ALPR cameras in our community?

Please write below:

Minimal potential

4. Are there any suggestions you have for the City as we consider this technology?

Please write below:

Do not put in system



13.824 AUTOMATED LICENSE PLATE READERS.

Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have the meanings given.

(b) "Automated license plate reader" means an electronic device mounted on a law enforcement vehicle or positioned in a stationary location that is capable of recording data on, or taking a photograph of, a vehicle or its license plate and comparing the collected data and photographs to existing law enforcement databases for investigative purposes. Automated license plate reader includes a device that is owned or operated by a person who is not a government entity to the extent that data collected by the reader are shared with a law enforcement agency. Automated license plate reader does not include a traffic safety camera system.

(c) "Traffic safety camera system" has the meaning given in section 169.011, subdivision 85a.

Subd. 2. **Data collection; classification; use restrictions.** (a) Data collected by an automated license plate reader must be limited to the following:

- (1) license plate numbers;
- (2) date, time, and location data on vehicles; and
- (3) pictures of license plates, vehicles, and areas surrounding the vehicles.

Collection of any data not authorized by this paragraph is prohibited.

(b) All data collected by an automated license plate reader are private data on individuals or nonpublic data unless the data are public under section 13.82, subdivision 2, 3, or 6, or are active criminal investigative data under section 13.82, subdivision 7.

(c) Data collected by an automated license plate reader may only be matched with data in the Minnesota license plate data file, provided that a law enforcement agency may use additional sources of data for matching if the additional data relate to an active criminal investigation. A central state repository of automated license plate reader data is prohibited unless explicitly authorized by law.

(d) Automated license plate readers must not be used to monitor or track an individual who is the subject of an active criminal investigation unless authorized by a warrant, issued upon probable cause, or exigent circumstances justify the use without obtaining a warrant.

Subd. 2a. **Limitations; certain camera systems.** A person must not use a traffic safety camera system for purposes of this section.

Subd. 3. **Destruction of data required.** (a) Notwithstanding section 138.17, and except as otherwise provided in this subdivision, data collected by an automated license plate reader that are not related to an active criminal investigation must be destroyed no later than 60 days from the date of collection.

(b) Upon written request from an individual who is the subject of a pending criminal charge or complaint, along with the case or complaint number and a statement that the data may be used as exculpatory evidence, data otherwise subject to destruction under paragraph (a) must be preserved by the law enforcement agency until the criminal charge or complaint is resolved or dismissed.

(c) Upon written request from a program participant under chapter 5B, automated license plate reader data related to the program participant must be destroyed at the time of collection or upon receipt of the

request, whichever occurs later, unless the data are active criminal investigative data. The existence of a request submitted under this paragraph is private data on individuals.

(d) Data that are inactive criminal investigative data are subject to destruction according to the retention schedule for the data established under section 138.17.

Subd. 4. Sharing among law enforcement agencies. (a) Automated license plate reader data that are not related to an active criminal investigation may only be shared with, or disseminated to, another law enforcement agency upon meeting the standards for requesting access to data as provided in subdivision 7.

(b) If data collected by an automated license plate reader are shared with another law enforcement agency under this subdivision, the agency that receives the data must comply with all data classification, destruction, and security requirements of this section.

(c) Automated license plate reader data that are not related to an active criminal investigation may not be shared with, disseminated to, sold to, or traded with any other individual or entity unless explicitly authorized by this subdivision or other law.

Subd. 5. Log of use required. (a) A law enforcement agency that installs or uses an automated license plate reader must maintain a public log of its use, including but not limited to:

(1) specific times of day that the reader actively collected data;

(2) the aggregate number of vehicles or license plates on which data are collected for each period of active use and a list of all state and federal databases with which the data were compared, unless the existence of the database itself is not public;

(3) for each period of active use, the number of vehicles or license plates in each of the following categories where the data identify a vehicle or license plate that has been stolen, a warrant for the arrest of the owner of the vehicle or an owner with a suspended or revoked driver's license or similar category, or are active investigative data; and

(4) for a reader at a stationary or fixed location, the location at which the reader actively collected data and is installed and used.

(b) The law enforcement agency must maintain a list of the current and previous locations, including dates at those locations, of any fixed stationary automated license plate readers or other surveillance devices with automated license plate reader capability used by the agency. The agency's list must be accessible to the public, unless the agency determines that the data are security information as provided in section 13.37, subdivision 2. A determination that these data are security information is subject to in-camera judicial review as provided in section 13.08, subdivision 4.

Subd. 6. Biennial audit. (a) In addition to the log required under subdivision 5, the law enforcement agency must maintain records showing the date and time automated license plate reader data were collected and the applicable classification of the data. The law enforcement agency shall arrange for an independent, biennial audit of the records to determine whether data currently in the records are classified, how the data are used, whether they are destroyed as required under this section, and to verify compliance with subdivision 7. If the commissioner of administration believes that a law enforcement agency is not complying with this section or other applicable law, the commissioner may order a law enforcement agency to arrange for additional independent audits. Data in the records required under this paragraph are classified as provided in subdivision 2.

(b) The results of the audit are public. The commissioner of administration shall review the results of the audit. If the commissioner determines that there is a pattern of substantial noncompliance with this section by the law enforcement agency, the agency must immediately suspend operation of all automated license plate reader devices until the commissioner has authorized the agency to reinstate their use. An order of suspension under this paragraph may be issued by the commissioner, upon review of the results of the audit, review of the applicable provisions of this chapter, and after providing the agency a reasonable opportunity to respond to the audit's findings.

(c) A report summarizing the results of each audit must be provided to the commissioner of administration, to the chairs and ranking minority members of the committees of the house of representatives and the senate with jurisdiction over data practices and public safety issues, and to the Legislative Commission on Data Practices and Personal Data Privacy no later than 30 days following completion of the audit.

Subd. 7. Authorization to access data. (a) A law enforcement agency must comply with sections 13.05, subdivision 5, and 13.055 in the operation of automated license plate readers, and in maintaining automated license plate reader data.

(b) The responsible authority for a law enforcement agency must establish written procedures to ensure that law enforcement personnel have access to the data only if authorized in writing by the chief of police, sheriff, or head of the law enforcement agency, or their designee, to obtain access to data collected by an automated license plate reader for a legitimate, specified, and documented law enforcement purpose. Consistent with the requirements of paragraph (c), each access must be based on a reasonable suspicion that the data are pertinent to an active criminal investigation and must include a record of the factual basis for the access and any associated case number, complaint, or incident that is the basis for the access.

(c) The ability of authorized individuals to enter, update, or access automated license plate reader data must be limited through the use of role-based access that corresponds to the official duties or training level of the individual and the statutory authorization that grants access for that purpose. All queries and responses, and all actions in which data are entered, updated, accessed, shared, or disseminated, must be recorded in a data audit trail. Data contained in the audit trail are public, to the extent that the data are not otherwise classified by law.

Subd. 8. Notification to Bureau of Criminal Apprehension. (a) Within ten days of the installation or current use of an automated license plate reader or the integration of automated license plate reader technology into another surveillance device, a law enforcement agency must notify the Bureau of Criminal Apprehension of that installation or use and of any fixed location of a stationary automated license plate reader.

(b) The Bureau of Criminal Apprehension must maintain a list of law enforcement agencies using automated license plate readers or other surveillance devices with automated license plate reader capability, including locations of any fixed stationary automated license plate readers or other devices. Except to the extent that the law enforcement agency determines that the location of a specific reader or other device is security information, as defined in section 13.37, this list is accessible to the public and must be available on the bureau's website. A determination that the location of a reader or other device is security information is subject to in-camera judicial review, as provided in section 13.08, subdivision 4.

History: 2015 c 67 s 3; 1Sp2021 c 11 art 3 s 4; 2024 c 127 art 3 s 2,3

Automated License Plate Readers (ALPR)

422.1 PURPOSE AND SCOPE

The purpose of this policy is to provide guidance for the capture, storage and use of digital data obtained through the use of Automated License Plate Reader (ALPR) technology (Minn. Stat. § 626.8472).

422.2 POLICY

The policy of the Wyoming Police Department is to utilize ALPR technology to capture and store digital license plate data and images while recognizing the established privacy rights of the public.

All data and images gathered by the ALPR are for the official use of this department. Because such data may contain confidential information, it is not open to public review.

422.3 ADMINISTRATION

The ALPR technology, also known as License Plate Recognition (LPR), allows for the automated detection of license plates. It is used by the Wyoming Police Department to convert data associated with vehicle license plates for official law enforcement purposes, including identifying stolen or wanted vehicles, stolen license plates and missing persons. It may also be used to gather information related to active warrants, homeland security, electronic surveillance, suspect interdiction and stolen property recovery.

All installation and maintenance of ALPR equipment, as well as ALPR data retention and access, shall be managed by the Chief of Police or their designee. The Chief of Police will assign members under their command to administer the day-to-day operation of the ALPR equipment and data.

422.4 OPERATIONS

Use of an ALPR is restricted to the purposes outlined below. Department members shall not use, or allow others to use, the equipment or database records for any unauthorized purpose.

- (a) An ALPR shall only be used for official law enforcement business.
- (b) No member of this department shall operate ALPR equipment or access ALPR data without first completing department-approved training.
- (c) No ALPR operator may access confidential department, state or federal data unless authorized to do so.
- (d) When an officer receives an alert on the ALPR, the officer should verify an ALPR response visually and/or audibly. The officer should then verify the information through the CJIS data system prior to taking action.

422.4.1 RESTRICTIONS AND NOTIFICATIONS

The Wyoming Police Department will observe the following guidelines regarding ALPR use (Minn. Stat. § 13.824):

- (a) Data collected by an ALPR will be limited to:

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- (a) License plate numbers.
- (b) Date, time and location of data captured.
- (c) Pictures of license plates, vehicles and areas surrounding the vehicle captured.
- (b) ALPR data may only be matched with the Minnesota license plate data file, unless additional sources are needed for an active criminal investigation.
- (c) ALPRs shall not be used to monitor or track an individual unless done so under a search warrant or because of exigent circumstances.
- (d) The Bureau of Criminal Apprehension shall be notified within 10 days of any installation or use and of any fixed location of an ALPR.

The Wyoming Police Department prohibits the use of Automatic License Plate Reader (ALPR) data for any form of immigration enforcement. Specifically:

- ALPR data collected, stored, or accessed by this department shall not be used for the purpose of identifying, investigating, or apprehending individuals based solely on actual or suspected immigration status.
- ALPR data shall not be shared with federal immigration authorities unless required by a valid court order or applicable state or federal law.
- The department shall ensure that all third-party ALPR vendors, partners, and law enforcement agencies receiving shared data from the Wyoming Police Department comply with this policy and shall include language of understanding to that effect.

422.5 DATA COLLECTION AND RETENTION

The Chief of Police is responsible for ensuring systems and processes are in place for the proper collection and retention of ALPR data. Data will be transferred from vehicles to the designated storage in accordance with department procedures.

ALPR data received from another agency shall be maintained securely and released in the same manner as ALPR data collected by this department (Minn. Stat. § 13.824).

ALPR data not related to an active criminal investigation must be destroyed no later than 30 days from the date of collection with the following exceptions (Minn. Stat. § 13.824):

- (a) Exculpatory evidence - Data must be retained until a criminal matter is resolved if a written request is made from a person who is the subject of a criminal investigation asserting that ALPR data may be used as exculpatory evidence.
- (b) Address Confidentiality Program - Data related to a participant of the Address Confidentiality Program must be destroyed upon the written request of the participant. ALPR data already collected at the time of the request shall be destroyed and future related ALPR data must be destroyed at the time of collection. Destruction can be deferred if it relates to an active criminal investigation.

Automated License Plate Readers (ALPR)

All other ALPR data should be retained in accordance with the established records retention schedule.

422.5.1 LOG OF USE

A public log of ALPR use will be maintained that includes (Minn. Stat. § 13.824):

- (a) Specific times of day that the ALPR collected data.
- (b) The aggregate number of vehicles or license plates on which data are collected for each period of active use and a list of all state and federal public databases with which the data were compared.
- (c) For each period of active use, the number of vehicles or license plates related to:
 - 1. A vehicle or license plate that has been stolen.
 - 2. A warrant for the arrest of the owner of the vehicle.
 - 3. An owner with a suspended or revoked driver's license or similar category.
 - 4. Active investigative data.
- (d) For an ALPR at a stationary or fixed location, the location at which the ALPR actively collected data and is installed and used.

A publicly accessible list of the current and previous locations, including dates at those locations, of any fixed ALPR or other surveillance devices with ALPR capability shall be maintained. The list may be kept from the public if the data is security information as provided in Minn. Stat. § 13.37, Subd. 2.

422.6 ACCOUNTABILITY

All saved data will be closely safeguarded and protected by both procedural and technological means. The Wyoming Police Department will observe the following safeguards regarding access to and use of stored data (Minn. Stat. § 13.824; Minn. Stat. § 13.05):

- (a) All ALPR data downloaded to the mobile workstation and in storage shall be accessible only through a login/password-protected system capable of documenting all access of information by name, date and time.
- (b) Members approved to access ALPR data under these guidelines are permitted to access the data for legitimate law enforcement purposes only, such as when the data relate to a specific criminal investigation or department-related civil or administrative action.
- (c) Biennial audits and reports shall be completed pursuant to Minn. Stat. § 13.824, Subd. 6.
- (d) Breaches of personal data are addressed as set forth in the Protected Information Policy (Minn. Stat. § 13.055).
- (e) All queries and responses, and all actions, in which data are entered, updated, accessed, shared or disseminated, must be recorded in a data audit trail.

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- (f) Any member who violates Minn. Stat. § 13.09 through the unauthorized acquisition or use of ALPR data will face discipline and possible criminal prosecution (Minn. Stat. § 626.8472).

422.7 RELEASING ALPR DATA

The ALPR data may be shared only with other law enforcement or prosecutorial agencies for official law enforcement purposes or as otherwise permitted by law, using the following procedures (Minn. Stat. § 13.824):

- (a) The agency makes a written request for the ALPR data that includes:
 - (a) The name of the agency.
 - (b) The name of the person requesting.
 - (c) The intended purpose of obtaining the information.
 - (d) A record of the factual basis for the access and any associated case number, complaint or incident that is the basis for the access.
 - (e) A statement that the request is authorized by the head of the requesting law enforcement agency or their designee.
- (b) The request is reviewed by the Chief of Police or the authorized designee and approved before the request is fulfilled.
 - (a) A release must be based on a reasonable suspicion that the data is pertinent to an active criminal investigation.
- (c) The approved request is retained on file.

Requests for ALPR data by non-law enforcement or non-prosecutorial agencies will be processed as provided in the Records Maintenance and Release Policy.