ORDINANCE ENACTING SECTION 4-3-2 PROHIBITION ON PROCUREMENT OR USE OF AUTOMATIC LICENSE PLATE RECOGNITION SYSTEMS, OF THE CODE OF ORDINANCES CITY OF HARRISONBURG, VIRGINIA

Be it ordained by the Council of the City of Harrisonburg, Virginia:

Section 4-3-2 be enacted as follows:

Section 4-3-2 Prohibition on Procurement or Use of Automatic License Plate Recognition Systems by City

a) Definitions. For the purposes of this Section:

1) "Automatic license plate recognition system" or "ALPR system" has the meaning assigned to it in § 2.2-5517 of the Code of Virginia, as amended.

2) "Procure" includes any purchase, lease, rental, subscription, license, service agreement, grant-funded acquisition, donation, trial arrangement, pilot program, or other agreement or arrangement, whether monetary or nonmonetary, by which the City obtains goods, services, equipment, software, data, access, or operational capability.

3) "Stationary ALPR camera" means an ALPR system, or any camera or other component of an ALPR system, that is installed or placed at a fixed location, whether permanently or temporarily. The term includes a camera placed on a post, building, structure, or traffic control device. The term does not include an ALPR system mounted on a motor vehicle or a photo speed monitoring device, as defined in § 46.2-882.1 of the Code of Virginia, as amended, that is used only for the purposes authorized by that section.

b) Prohibition. The City shall not:

1) Procure any stationary ALPR camera;

2) Install, place, mount, maintain, or use any stationary ALPR camera at any location; or

3) Enter into, renew, extend, or continue any contract or agreement for any stationary ALPR camera.

c) Exceptions. Nothing in this Section prohibits:

1) The use of an ALPR system that is not a stationary ALPR camera;

2) Access to or use of a stationary ALPR system by employees of the Harrisonburg-Rockingham Emergency Communications Center; or

3) Receipt of information generated by a stationary ALPR camera owned or operated by another person or entity, if the information is not received under an agreement or arrangement prohibited by this Section.

This ordinance shall be effective from the 13 day of October, 2026. Adopted and approved this 13 day of October, 2026.

MAYOR

ATTESTE:

CITY CLERK