

Glossary of definitions considered for the City of Portland's facial recognition technologies policies.

Prepared March 2020 in preparation for FRT Poly Disco Tech

- **Facial recognition technologies:** means an automated or semi-automated process that assists in identifying, verifying, detecting or characterizing facial features of an individual or capturing information about an individual based on an individual's face
- **Biometric facial data:** sensitive and personal information, based on biological facial features and characteristics that are hard for people to change.
- **Public place:** PCC 14A.10.010 defines a public place as: a publicly or privately owned place to which the general public has access and may include, but is not limited to, public property and areas of private property open to the public, such as spaces within apartment houses and hotels not constituting rooms or apartments designed for actual residence, schools, places of amusement, parks, playgrounds, and premises used in connection with public passenger transportation.
- **“Place of public accommodation”** means any place or service offering to the public accommodations, advantages, facilities or privileges whether in the nature of goods, services, lodgings, amusements, transportation or otherwise. Place of public accommodation” does not include:
 - (a) Any place or service offered or operated by a public body other than the City of Portland; or
 - (b) An institution, bona fide club, private residence or place of accommodation that is in its nature distinctly private
- **"Enroll," "enrolled," or "enrolling"** means the process by which a facial recognition service creates a facial template from one or more images of a consumer and adds the facial template to a gallery used by the facial recognition service for identification, verification, or persistent tracking of consumers. It also includes the act of adding an existing facial template directly into a gallery used by a facial recognition service.
- **"Facial recognition service"** means technology that analyzes facial features and is used for the identification, verification, or persistent tracking of consumers in still or video images.
- **"Identification"** means the use of a facial recognition service by a controller to determine whether an unknown consumer matches any consumer who has been enrolled in a gallery used by the facial recognition service.

- **"Facial template"** means the machine-interpretable pattern of facial features that is extracted from one or more images of a consumer by a facial recognition service.
- **"Consent"** means a clear affirmative act signifying a freely given, specific, informed, and unambiguous indication of a consumer's agreement to the processing of personal data relating to the consumer, such as by a written statement, including by electronic means, or other clear affirmative action.
- **"Consumer"** means a natural person who is a Portland resident or visitor acting only in an individual or household context. It does not include a natural person acting in a commercial or employment context.
- **"Controller"** means the natural or legal person which, alone or jointly with others, determines the purposes and means of the processing of personal data.
 - (a) **"Personal data"** means any information that is linked or reasonably linkable to an identified or identifiable natural person. "Personal data" does not include deidentified data or publicly available information.
 - (b) For purposes of this subsection, "publicly available information" means information that is lawfully made available from federal, state, or local government records.
- **"Processor"** means a natural or legal person who processes personal data on behalf of a controller.
- **"Recognition"** means the use of a facial recognition service to determine whether:
 - (a) An unknown consumer matches any consumer who has been enrolled in a gallery used by the facial recognition service; or
 - (b) An unknown consumer matches a specific consumer who has been enrolled in a gallery used by the facial recognition service.
- **"Verification"** means the use of a facial recognition service by a controller to determine whether a consumer is a specific consumer enrolled in a gallery used by the facial recognition service.