



**This Bill Analysis reflects the contents of the bill as it was presented in committee.**

# HOUSE BILL 713: Body & Dash Cam Recording/Public Access

2015-2016 General Assembly

<b>Committee:</b>	House Judiciary I	<b>Date:</b>	April 22, 2015
<b>Introduced by:</b>	Reps. Faircloth, Daughtry, Boles, Hurley	<b>Prepared by:</b>	Erika Churchill and Jennifer Bedford
<b>Analysis of:</b>	PCS to First Edition H713-CSTT-4		Committee Counsel

**SUMMARY:** *Proposed Committee Substitute for House Bill 713 would specify that criminal information derived from body-worn cameras and in-car cameras of law enforcement officers is not a public record and sets out provisions for requested recordings.*

**CURRENT LAW:** Records of criminal investigations conducted by law enforcement are not public record but may be released by court order. "Records of criminal investigation" mean information derived from witnesses, laboratory tests, surveillance, investigators, confidential informants, photographs, and measurements. Presently, recordings from body-worn and in-car cameras are not listed.

**BILL ANALYSIS:** **Section 1 of the PCS** adds recordings from body-worn cameras or in-car cameras of law enforcement officers to the definition of "Records of criminal investigations" which are not public records but may be released by court order.

**Section 2** would require a person seeking a court order to access to recordings of law enforcement officer's body-worn cameras and in-car cameras to specify the portion of the recording containing the requested information, including date and approximate time of the incident that was recorded. This section allows law enforcement agencies to release body-worn camera or in-car camera recordings without the consent of the officer recorded. This section clarifies that nothing in this section requires law enforcement to allow inspection, examination, or release of recordings captured by body-worn cameras or in-car cameras, nor supersedes any federal law governing access to these types of recordings.

**EFFECTIVE DATE:** Effective when it becomes law.

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