

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE PRINCIPAL CLERK

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HOUSE DRH20234-ML-207 (03/26)

Short Title: Body & Dash Cam Recording/Public Access.

(Public)

Sponsors: Representative Faircloth.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING LAW ENFORCEMENT AGENCIES TO RELEASE TO THE
3 PUBLIC RECORDINGS CAPTURED BY BODY-WORN CAMERAS AND IN-CAR
4 CAMERAS UTILIZED BY LAW ENFORCEMENT OFFICERS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 132-1.4(b)(1) reads as rewritten:

7 "(1) "Records of criminal investigations" means all records or any information
8 that pertains to a person or group of persons that is compiled by public law
9 enforcement agencies for the purpose of attempting to prevent or solve
10 violations of the law, including information derived from witnesses,
11 laboratory tests, surveillance, body-worn and in-car cameras, investigators,
12 confidential informants, photographs, and measurements. The term also
13 includes any records, worksheets, reports, or analyses prepared or conducted
14 by the North Carolina State Crime Laboratory at the request of any public
15 law enforcement agency in connection with a criminal investigation."

16 **SECTION 2.** G.S. 132-1.4 is amended by adding a new subsection to read:

17 "(g1) A person seeking to inspect, examine, or obtain a copy of audio, video, or audio and
18 video recordings captured by a law enforcement officer's body-worn camera or in-car camera
19 must state the date and approximate time of the incident or encounter captured by the
20 body-worn camera or in-car camera or otherwise identify the incident or encounter with
21 reasonable particularity. Notwithstanding any other provision of State law regulating or
22 prohibiting access to employee personnel records, a law enforcement agency may release
23 recordings captured by a law enforcement officer's body-worn camera or in-car camera without
24 the consent of the law enforcement officer whose actions, visual or audible, are captured on the
25 recordings. Nothing in this subsection shall be construed as (i) requiring a law enforcement
26 agency to allow inspection, examination, or release of audio, video, or audio and video,
27 recordings captured by a law enforcement officer's body-worn camera or in-car camera or (ii)
28 superseding or altering any federal law that authorizes or prohibits access to recordings subject
29 to this subsection."

30 **SECTION 3.** This act is effective when it becomes law.

