

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE BILL 713
PROPOSED COMMITTEE SUBSTITUTE H713-PCS20326-TT-4

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

(Public)

Sponsors:

Referred to:

April 15, 2015

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

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



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