

LAW ENFORCEMENT BODY CAMERA FOOTAGE

AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Paul Ray

Senate Sponsor: Daniel W. Thatcher

LONG TITLE

General Description:

This bill modifies provisions regarding the release of recordings made by body cameras worn by law enforcement officers.

Highlighted Provisions:

This bill:

- ▶ provides that any release of recordings made by a body camera that is worn by a law enforcement officer shall be subject to the Government Records Access and Management Act; and

- ▶ allows a requestor to immediately appeal to a district court any denial of access to a recording if that denial is based solely on the grounds of a pending criminal action.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

77-7a-107, as enacted by Laws of Utah 2016, Chapter 410

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **77-7a-107** is amended to read:

77-7a-107. Retention and release of recordings.

30 (1) Any recording made by an officer while on duty or acting in the officer's official
31 capacity as a law enforcement officer shall be retained in accordance with applicable federal,
32 state, and local laws.

33 (2) (a) Any release of recordings made by an officer while on duty or acting in the
34 officer's official capacity as a law enforcement officer shall be subject to Title 63G, Chapter 2,
35 Government Records Access and Management Act.

36 (b) Notwithstanding any other provision in state or local law, a person who requests
37 access to the recordings may immediately appeal to a district court, as provided in Section
38 63G-2-404, any denial of access to a recording based solely on Subsection 63G-2-305(10)(b) or
39 (c) due to a pending criminal action that has been filed in a court of competent jurisdiction.