



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 24, 2017

Mr. Speaker,

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 381**, LAW ENFORCEMENT BODY CAMERA FOOTAGE AMENDMENTS, by Representative P. Ray, with the following amendments:

1. *Page 1, Lines 13 through 22:*

13 This bill:
14 ▶ provides that any release of recordings made by a body camera that is worn by a
law
15 enforcement officer shall be subject to the Government Records Access and
16 Management Act; and
17 ▶ allows a requestor to immediately appeal to a district court any denial of access
to a
18 recording if that denial is based solely on the grounds of a pending criminal action {~~;~~
19 and} .
20 {~~→ provides that a respondent government entity has five business days to~~
request that
21 an appeal be assigned to the same judge who has jurisdiction over the pending
22 criminal case related to the requested recordings.}

2. *Page 2, Lines 37 through 46:*

37 (2) (a) Any release of recordings made by an officer while on duty or acting in
the officer's
38 official capacity as a law enforcement officer shall be subject to Title 63G, Chapter 2,
39 Government Records Access and Management Act.
40 {~~(a)~~} (b) Notwithstanding any other provision in state or local law, a
person who requests

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- 41 access to the recordings may immediately appeal to a district court, as provided in Section
42 63G-2-404, any denial of access to a recording based solely on Subsection
63G-2-305(10)(b) or
43 (c) due to a pending criminal action that has been filed in a court of competent
jurisdiction.
44 { ~~(b) The respondent governmental entity or political subdivision may, within~~
five
45 business days after the appeal petition is served, request that the petition be assigned
to the
46 same judge, if applicable, as is assigned to the pending criminal action. }

Respectfully,

Lee B. Perry
Chair

Voting: 9-0-3

5 HB0381.HC1.wpd 2/24/17 9:55 am ggirvan/GAG ECM/GAG

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