

H.B. 381

LAW ENFORCEMENT BODY CAMERA FOOTAGE AMENDMENTS

Representative **Adam Gardiner** proposes 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~~} 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
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.~~ }