
DIGEST

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HB 512 Original

2020 Regular Session

Lyons

Abstract: Creates the La. Law Enforcement Body-Worn Camera Use and Support Platform and provides relative to the information exchanged through the platform and the duties of the La. Commission on Law Enforcement and the Administration of Criminal Justice with regard to the platform.

Proposed law creates within the La. Commission on Law Enforcement and the Administration of Criminal Justice (LCLE), a La. Law Enforcement Body-Worn Camera Use and Support Platform, herein after referred to as the "platform", for the exchange among law enforcement agencies in this state of non-confidential, technical, and procedural information and experiences with respect to body-worn cameras including but not limited to:

- (1) Information, policies, and procedures relative to the equipment and technical functioning of body-worn cameras, including information, policies, and procedures on the proper use, maintenance, and storage of the body-worn cameras.
- (2) Information, policies, and procedures on the use of body-worn cameras while a law enforcement officer is engaged in the performance of his official duties.
- (3) Information, policies, and procedures regarding proper storage, retention, and release of audio and video data recorded by body-worn cameras and the time frame to review the data recorded by body-worn cameras.
- (4) Information, policies, and procedures regarding the law enforcement training on the use of body-worn cameras and training on the agency's policies and procedures with respect to body-worn cameras.

Proposed law prohibits the platform from including any personal identifying information of any offender, victim, law enforcement officer, or any other person involved in any incident, arrest, investigation, or case.

Proposed law provides that LCLE shall be the central depository for all information submitted for entry into the platform by law enforcement agencies and shall have certain functions, powers, and duties with regard to the platform, including the duty to establish the platform and the authority to promulgate rules in accordance with the Administrative Procedure Act and regulations to carry out the functions, powers, and duties set forth in proposed law.

Proposed law requires the Council on Peace Officer Standards and Training to develop and adopt rules, in accordance with the Administrative Procedure Act, to establish guidelines and standards for law enforcement agencies and officers on the use, maintenance, and storage of body-worn cameras and the data recorded by the body-worn cameras. The guidelines and standards shall include all of the following:

- (1) General guidelines for the proper use, maintenance, and storage of body-worn cameras, which shall include procedures for the when the body-worn camera shall be in recording mode.
- (2) Any limitations on the situations in which peace officers are permitted to wear body-worn cameras.
- (3) General guidelines for the proper storage, retention, and release of audio and video data recorded by body-worn cameras.
- (4) General guidelines for law enforcement agencies on the adoption of internal policies and procedures relative to the use, maintenance, and storage of body-worn cameras and the data recorded by the body-worn cameras.

Proposed law requires the Council on Peace Officer Standards and Training to develop a training program for law enforcement agencies and officers on the guidelines and standards adopted pursuant to proposed law.

Proposed law establishes the Law Enforcement Body-Worn Camera Fund, to be administered by LCLE, and provides that monies in the fund shall be appropriated, administered, and used solely for the purposes of providing law enforcement agencies and officers with body-worn cameras and the development of the guidelines, standards, and training required by proposed law.

Proposed law requires LCLE to adopt any regulations or rules, pursuant to the Administrative Procedure Act, necessary to administer the fund and to provide standards, guidelines, and factors for determining the best use and distribution of the funds to law enforcement agencies for the purposes set forth in proposed law.

(Adds R.S. 15:1213 and R.S. 46:2405.1.1)