

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

FILED SENATE
Feb 22, 2017
S.B. 123
PRINCIPAL CLERK

S

D

SENATE BILL DRS45077-MS-46A (02/06)

Short Title: Release of LEO Recordings. (Public)

Sponsors: Senators D. Davis and Pate (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR LAW ENFORCEMENT AGENCIES TO HAVE SOLE DISCRETION TO RELEASE RECORDINGS FOR THE PURPOSES OF SUSPECT IDENTIFICATION OR APPREHENSION AND FOR NONCRIMINAL INVESTIGATIVE PURPOSES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 132-1.4A(h) reads as rewritten:

"(h) Release of Recordings; Law Enforcement Purposes. – Notwithstanding the requirements of subsections (c), (f), and (g) of this section, a custodial law enforcement agency shall disclose or release a recording to a district attorney (i) for review of potential criminal charges, (ii) in order to comply with discovery requirements in a criminal prosecution, (iii) for use in criminal proceedings in district court, or (iv) for any other law enforcement purpose, and may may, in its sole discretion, disclose or release a recording for any of the following purposes:

- (1) For law enforcement training purposes.
- (2) Within the custodial law enforcement agency for any administrative, training, or law enforcement purpose.
- (3) To another law enforcement agency for law enforcement purposes.
- (4) For the purpose of suspect identification or apprehension.
- (5) For noncriminal investigative purposes such as community-oriented publicity or goodwill."

SECTION 2. This act is effective when it becomes law.



* D R S 4 5 0 7 7 - M S - 4 6 A *