

HOUSE BILL No. 1309

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-14-3-11; IC 35-52-5-6.5.

Synopsis: Erasing, altering, or tampering with meeting video. Provides that a public servant who tampers with the official video or audio recording of a public meeting with the intent to make all or part of the official recording unavailable, materially inaccurate, or misleading commits tampering with an official recording, a Level 6 felony.

Effective: July 1, 2022.

Moseley

January 11, 2022, read first time and referred to Committee on Courts and Criminal Code.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

HOUSE BILL No. 1309

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-14-3-11 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2022]: **Sec. 11. (a) The following definitions apply throughout**
4 **this section:**
5 (1) **"Official recording" means an audio or video recording:**
6 (A) **of a meeting; and**
7 (B) **that is a public record.**
8 (2) **"Tamper" means to:**
9 (A) **erase or destroy all or part of an official recording; or**
10 (B) **digitally manipulate an official recording.**
11 (b) **A public servant who, with the intent to make all or part of**
12 **an official recording unavailable, materially inaccurate, or**
13 **misleading, tampers with the official recording commits tampering**
14 **with an official recording, a Level 6 felony.**
15 (c) **Subsection (b) does not apply to the erasure, destruction, or**
16 **digital manipulation of a copy of all or part of an official recording.**
17 SECTION 2. IC 35-52-5-6.5 IS ADDED TO THE INDIANA CODE



1 AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE JULY
2 1, 2022]: **Sec. 6.5. IC 5-14-3-11 defines a crime concerning official**
3 **recordings.**

