



State of Tennessee

PUBLIC CHAPTER NO. 255

SENATE BILL NO. 442

By Johnson, Ketron, Yager, Bell, Bowling, Harper, Kelsey, Stevens, Watson

Substituted for: House Bill No. 732

By Whitson, Gilmore, Casada, Jernigan, Hardaway, Turner, Thompson, DeBerry, Carter, Camper, Hazlewood, Akbari, Fitzhugh, Favors, Staples, Clemmons, Curcio, Mark White, Towns

AN ACT to amend Tennessee Code Annotated, Title 10, Chapter 7 and Title 38, relative to law enforcement body camera video.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 10-7-504, is amended by adding the following as a new subsection:

(1) Video taken by a law enforcement body camera that depicts the following shall be treated as confidential and not subject to public inspection:

(A) Minors, when taken within a school that serves any grades from kindergarten through grade twelve (K-12);

(B) The interior of a facility licensed under title 33 or title 68; or

(C) The interior of a private residence that is not being investigated as a crime scene.

(2) Nothing in this subsection () shall prevent the district attorney general or attorney general and reporter and counsel for a defendant charged with a criminal offense from providing to each other in a pending criminal case or appeal, where the constitutional rights of the defendant require it, information which otherwise may be held confidential under this subsection ().

(3) Nothing in this subsection () shall be used to limit or deny access to otherwise public information because a file, document, or data file contains some information made confidential by subdivision ()(1); provided, that confidential information shall be redacted before any access is granted to a member of the public.

(4) Nothing in this subsection () shall be construed to limit access to records by law enforcement agencies, courts, or other governmental agencies performing official functions.


(5) This subsection () is deleted on July 1, 2022, and shall no longer be effective on and after such date.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it, and shall expire on July 1, 2022.

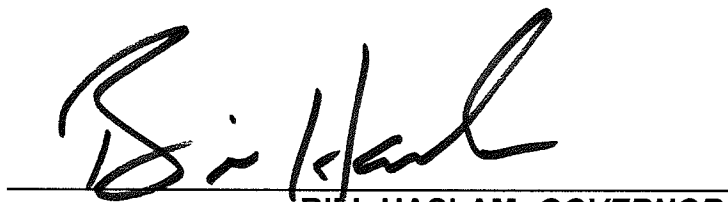
SENATE BILL NO. 442

PASSED: April 19, 2017


RANDY McNALLY
SPEAKER OF THE SENATE


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 2nd day of May 2017


BILL HASLAM, GOVERNOR