



SPONSOR: Rep. Mitchell & Rep. Lynn & Rep. Baumbach & Rep. Schwartzkopf & Rep. Smyk & Sen. Ennis & Sen. Lawson & Sen. Pettyjohn

HOUSE OF REPRESENTATIVES
148th GENERAL ASSEMBLY

HOUSE CONCURRENT RESOLUTION NO. 46

ENCOURAGING THE POLICE CHIEFS' COUNCIL TO DEVELOP AND ADOPT A SINGLE UNIFORM POLICY REGARDING THE IMPLEMENTATION OF BODY-WORN CAMERAS.

1 WHEREAS, trust between law-enforcement agencies and the public is vital for the delivery of high-quality public
2 safety services; and

3 WHEREAS, the use of body-worn cameras can help law-enforcement agencies strengthen performance,
4 accountability, and transparency; and

5 WHEREAS, in other jurisdictions, the use of body-worn cameras has improved the documentation of evidence for
6 investigations and court proceedings and reduced the number of use of force incidents and complaints against officers; and

7 WHEREAS, body-worn camera footage can expose law-enforcement officer misconduct and ensure justice in
8 cases of excessive use of force; and

9 WHEREAS, the emergence of body-worn cameras and varying policies throughout the State of Delaware creates
10 the need for consistency regarding the implementation of body-worn cameras for law enforcement agencies.

11 NOW, THEREFORE:

12 BE IT RESOLVED by the House of Representatives of the 148th General Assembly of the State of Delaware, the
13 Senate concurring therein, that the Delaware Police Chiefs' Council, in consultation with the Office of the Attorney
14 General, the Department of Safety and Homeland Security, the Delaware Fraternal Order of Police, and the Delaware State
15 Troopers Association, is strongly encouraged to develop and adopt a single uniform policy regarding the implementation of
16 body-worn cameras that addresses the following:

17 (1) Which law enforcement officers are required to use body-worn cameras.

18 (2) Situations that require body-worn cameras to be turned on.

19 (3) Situations that require body-worn cameras to be turned off.

20 (4) Storage of data from body-worn camera footage.

21 (5) Retention of data from body-worn camera footage.

- 22 (6) Access to data from body-worn camera footage by the Office of the Attorney General.
- 23 (7) Public access to and release of data from body-worn camera footage.
- 24 (8) Review and use of data from body-worn camera footage.
- 25 (9) Providing notice of recording.
- 26 (10) Consequences for violations of the body-worn camera policy.
- 27 (11) Any additional issues relevant to the implementation and use of body-worn cameras by law-enforcement
- 28 officers.

29 BE IT FURTHER RESOLVED that the Delaware Police Chiefs' Council provide the General Assembly with any

30 policy it adopts as a result of this Resolution and any legislative action necessary to support the implementation of body-

31 worn cameras for law-enforcement agencies.

SYNOPSIS

This concurrent resolution strongly encourages the Delaware Police Chiefs' Council, in consultation with the Office of the Attorney General and the Department of Safety and Homeland Security, to develop and adopt a uniform policy regarding the implementation of body-worn cameras for law-enforcement agencies.