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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 999

02/18/2015 Authored by Quam and Lucero

The bill was read for the first time and referred to the Committee on Civil Law and Data Practices

1.1 A bill for an act
1.2 relating to data practices; classifying law enforcement body camera data;
1.3 amending Minnesota Statutes 2014, section 13.82, by adding a subdivision.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2014, section 13.82, is amended by adding a subdivision
1.6 to read:

1.7 Subd. 31. **Body camera data.** (a) As used in this subdivision, "body camera data"
1.8 means any audio or video data collected by a device, worn by a peace officer and operated
1.9 pursuant to a written department or agency policy, that records the officer's activities and
1.10 interactions with the public or collects digital evidence as part of an investigation.

1.11 (b) Except for data classified as active criminal investigative data pursuant to
1.12 subdivision 7, body camera data collected in a space, or at a location, where a data subject
1.13 is presumed to have a reasonable expectation of privacy under the constitutions of the
1.14 United States or the state of Minnesota, is private data on individuals or nonpublic data at
1.15 all times and may only be shared or disseminated pursuant to court order. Notwithstanding
1.16 subdivision 7, body camera data that are part of an inactive investigation remain classified
1.17 as provided in this subdivision.

1.18 (c) Nothing in this section shall be construed to limit a court's authority to determine
1.19 the admissibility of evidence in a judicial proceeding.

1.20 **EFFECTIVE DATE.** This section is effective the day following final enactment.