

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2017

H.B. 1087  
Jun 6, 2018  
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH30493-LR-136B

Short Title: Asheville/Body-Worn Cameras. (Local)

Sponsors: Representatives Fisher, Ager, and B. Turner (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT AMENDING THE BODY-WORN CAMERA LAW TO ALLOW THE CITY OF  
3 ASHEVILLE TO DISCLOSE LAW ENFORCEMENT RECORDINGS TO THE  
4 ASHEVILLE CITY COUNCIL.

5 The General Assembly of North Carolina enacts:

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

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

13 ...

14 (4) Disclose a recording, in a closed session, to the city council. In advance of the  
15 disclosure, council members shall execute a confidentiality statement  
16 agreeing to maintain the confidentiality of the recording prior to viewing the  
17 recording. Recording images may be released publicly only upon court order."

18 SECTION 2. G.S. 143-318.11(a) reads as rewritten:

19 "(a) Permitted Purposes. – It is the policy of this State that closed sessions shall be held  
20 only when required to permit a public body to act in the public interest as permitted in this section.  
21 A public body may hold a closed session and exclude the public only when a closed session is  
22 required:

23 ...

24 (11) For the city council to view a recording regulated pursuant to G.S. 132-1.4A."

25 SECTION 3. This act applies to the City of Asheville only.

26 SECTION 4. This act is effective when it becomes law.



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