

1 H.126

2 Introduced by Representative Lippert of Hinesburg

3 Referred to Committee on

4 Date:

5 Subject: Public safety; criminal information; records of use of electronic  
6 information

7 Statement of purpose of bill as introduced: This bill would provide that a  
8 memory chip, memory card, memory log, or other mechanism incorporated  
9 into an electronic control device for the purpose of recording the use of the  
10 electronic control device is a public record available for inspection and review  
11 according to the requirements of the Public Records Act.

12 An act relating to public inspection of electronic control devices used by  
13 law enforcement officers

14 It is hereby enacted by the General Assembly of the State of Vermont:

15 Sec. 1. 20 V.S.A. § 2066 is added to read:

16 § 2066. RECORDS OF USE OF ELECTRONIC CONTROL DEVICES

17 (a) As used in this section:

18 (1) "Electronic control device" means any mechanism or weapon which  
19 emits an electronic impulse, current, or charge capable of immobilizing a  
20 person temporarily.

1           (2) “Law enforcement officer” means a sheriff, deputy sheriff,  
2           constable, police officer, state’s attorney, capitol police officer, state game  
3           warden, state police officer, or certified law enforcement officer of the  
4           Department of Motor Vehicles, the Agency of Natural Resources, or the  
5           Department of Liquor Control.

6           (b) A memory chip, memory card, memory log, or other mechanism  
7           incorporated into an electronic control device for the purpose of recording the  
8           use of the electronic control device is a public record available for inspection  
9           or review according to the requirements of 1 V.S.A. chapter 5, subchapter 3  
10           when the relevant electronic control device is used or possessed by a law  
11           enforcement officer in the performance of his or her official duties.

12           Sec. 2. EFFECTIVE DATE

13           This act shall take effect on passage.