



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

SENATE BILL NO. 560

PRINTERS NO. 936

PRIME SPONSOR: Greenleaf

COST / (SAVINGS)

FUND	FY 2016/17	FY 2017/18
General Fund	\$0	See Fiscal Impact

SUMMARY:

Senate Bill 560, Printer's Number 936 amends Title 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) further providing for recordings by law enforcement officers. The legislation would be effective in 60 days after enactment.

ANALYSIS:

SB 560 amends several provisions of the Crimes Code which deal with the current exception to the prohibition against recording an "oral communication", when conducted by law enforcement officers. Title 18 is further amended to permit an investigative officer, a law enforcement officer or employee of the Department of Corrections for a State Correctional facility and employees of a county correctional facility to record, intercept, monitor or divulge any oral, electronic or wire communication made by or to an inmate. Lastly, Title 18 is amended regarding exceptions to prohibitions in possession, sale, distribution, manufacture or advertisement of electronic, mechanical or other devices to require the Pennsylvania State Police to establish equipment standards and standards for onsite storage of recordings.

The Judicial Code is amended by adding a new Chapter 67A (Recordings by Law Enforcement Officers). The new Chapter provides that video recordings are exempt from the Right-to-Know Law. Section 67A03, 67A04, 67A05 and 67A06 establishes and outlines procedures, policies, law enforcement review for the request of law enforcement audio or video recordings. Section 67A07 provides for audio or video recording policies authorizing the Pennsylvania Commission on Crime and Delinquency (PCCD) to condition funding or a grant related to the implementation, use, maintenance or storage of body-worn cameras or recordings from body-worn cameras. The grants are to make sure that trainings are provided to law enforcement to ensure there are protocols, guidelines, or written policies related to the implementation, use, maintenance or storage of body-worn cameras.

FISCAL IMPACT:

According to the PCCD there may be minimal costs associated with developing training materials; however, PCCD plans to minimize any fiscal impact by modifying any training materials develop by existing grants to the Municipal Police Officers' Education & Training

Commission (MPOETC). Also, the legislation provides that a law enforcement agency may establish reasonable fees, to be paid by the requesting party, relating to the costs incurred to disclose audio or video recordings.

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House Appropriations Committee (R)

DATE: June 20, 2017

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.