

HOUSE RESEARCH

Bill Summary

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Overview

This bill regulates access to booking photographs under the Data Practices Act. Among other things, it requires requests to be made in person, and requires payment of a fee of at least \$5 per photograph, if copies are requested.

Section

1 Booking photographs. Establishes procedures for requesting access to booking photographs.

A request to copy or inspect a booking photograph must be made in person, to the law enforcement agency that holds the original photograph. The requestor must identify the name of each individual whose photograph is being requested, and the approximate date the individual is believed to have been arrested.

A copy of a booking photograph may be provided upon payment of a fee of no less than \$5, and no more than the actual cost to the law enforcement agency to provide the photograph, and may not be provided in an electronic format.

An individual who request a copy of a booking photograph is personally liable for any damages resulting from use of the photograph in a manner that violates this chapter or any other law governing the use of booking photographs.

Effective date. This section is effective the day following final enactment.