

HOUSE BILL 669

E4

5lr0769

By: **Delegate Williams**

Introduced and read first time: January 24, 2025

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Law Enforcement Officers – Body-Worn Cameras – Requirements**

3 FOR the purpose of authorizing a recording of a body-worn camera worn by a law
4 enforcement officer to be used as evidence in any administrative, judicial, legislative,
5 or disciplinary proceeding; requiring a custodian to deny inspection of a recording
6 made with the use of a body-worn camera of a law enforcement officer, subject to
7 certain exceptions; establishing minimum requirements for a body-worn camera
8 policy for a law enforcement agency and the model policy created by the Maryland
9 Police Training and Standards Commission; requiring certain law enforcement
10 agencies to require the use of body-worn cameras by certain law enforcement officers
11 on or before a certain date; requiring each law enforcement agency to submit certain
12 information to the Commission each year; requiring the Commission to submit a
13 certain report each year; and generally relating to the use of body-worn cameras by
14 law enforcement officers.

15 BY adding to

16 Article – Courts and Judicial Proceedings
17 Section 10–926
18 Annotated Code of Maryland
19 (2020 Replacement Volume and 2024 Supplement)

20 BY adding to

21 Article – General Provisions
22 Section 4–315.1
23 Annotated Code of Maryland
24 (2019 Replacement Volume and 2024 Supplement)

25 BY repealing and reenacting, with amendments,

26 Article – Public Safety
27 Section 3–511
28 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2022 Replacement Volume and 2024 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Courts and Judicial Proceedings

10–926.

(A) A RECORDING OF A BODY–WORN CAMERA OF A LAW ENFORCEMENT
OFFICER MAY BE USED IN ANY ADMINISTRATIVE, JUDICIAL, LEGISLATIVE, OR
DISCIPLINARY PROCEEDING.

(B) IF A COURT OR OTHER FINDER OF FACT FINDS BY A PREPONDERANCE
OF THE EVIDENCE THAT A RECORDING WAS INTENTIONALLY NOT CAPTURED,
DESTROYED, ALTERED, OR INTERMITTENTLY CAPTURED IN VIOLATION OF THE
BODY–WORN CAMERA REQUIREMENTS UNDER § 3–511 OF THE PUBLIC SAFETY
ARTICLE, THEN THE COURT OR OTHER FINDER OF FACT SHALL CONSIDER OR BE
INSTRUCTED TO CONSIDER THAT VIOLATION IN WEIGHING THE EVIDENCE, UNLESS
THE STATE PROVIDES A REASONABLE JUSTIFICATION FOR THE VIOLATION.

Article – General Provisions

4–315.1.

(A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A CUSTODIAN SHALL
DENY INSPECTION OF A RECORDING MADE WITH THE USE OF A BODY–WORN CAMERA
OF A LAW ENFORCEMENT OFFICER.

(B) A CUSTODIAN SHALL ALLOW INSPECTION OF A RECORDING MADE WITH
THE USE OF A BODY–WORN CAMERA OF A LAW ENFORCEMENT OFFICER:

(1) IF THE LAW ENFORCEMENT AGENCY OBTAINS WRITTEN
PERMISSION TO DISCLOSE THE RECORDING FROM EACH INDIVIDUAL CAPTURED ON
THE RECORDING OR THE INDIVIDUAL’S LEGAL REPRESENTATIVE;

(2) IF THE RECORDING IS FLAGGED ACCORDING TO § 3–511(C)(10)(I),
(II), (III), OR (IV) OF THE PUBLIC SAFETY ARTICLE, EXCEPT IF AN INDIVIDUAL
CAPTURED ON THE RECORDING WHO WAS NOT ARRESTED AS A RESULT OF THE
RECORDED ENCOUNTER:

(I) HAS A REASONABLE EXPECTATION OF PRIVACY IN WHAT
WAS RECORDED; OR

1 **(II) IS A VICTIM OF OR WITNESS TO A CRIME;**

2 **(3) BY AN INDIVIDUAL CAPTURED ON THE RECORDING OR THE**
3 **INDIVIDUAL'S ATTORNEY; OR**

4 **(4) BY THE RECORDING LAW ENFORCEMENT OFFICER OR THE**
5 **OFFICER'S ATTORNEY.**

6 **(C) A RECORDING REQUESTED FOR INSPECTION UNDER THIS SECTION**
7 **SHALL BE REDACTED TO REMOVE IDENTIFICATION OF ANY INDIVIDUAL APPEARING**
8 **ON THE RECORDING WHO IS NOT:**

9 **(1) THE RECORDING OFFICER;**

10 **(2) THE SUBJECT OF THE RECORDED ENCOUNTER; OR**

11 **(3) DIRECTLY INVOLVED IN THE RECORDED ENCOUNTER.**

12 **Article – Public Safety**

13 3–511.

14 (a) **(1) In this section[, “law] THE FOLLOWING WORDS HAVE THE**
15 **MEANINGS INDICATED.**

16 **(2) (I) “COMMUNITY CARETAKING FUNCTION” MEANS A TASK**
17 **UNDERTAKEN BY A LAW ENFORCEMENT OFFICER IN WHICH THE OFFICER IS**
18 **PERFORMING AN ACT UNRELATED TO THE INVESTIGATION OF A CRIME.**

19 **(II) “COMMUNITY CARETAKING FUNCTION” INCLUDES**
20 **PARTICIPATING IN TOWN HALLS OR OTHER COMMUNITY OUTREACH, HELPING A**
21 **CHILD FIND THE CHILD'S PARENTS, PROVIDING DEATH NOTIFICATIONS, AND**
22 **PERFORMING IN-HOME OR HOSPITAL WELL-BEING CHECKS ON THE SICK, THE**
23 **ELDERLY, OR INDIVIDUALS PRESUMED MISSING.**

24 **(3) “LAW enforcement agency” has the meaning stated in § 3–201 of this**
25 **title.**

26 (b) On or before January 1, 2016, the Maryland Police Training and Standards
27 Commission shall develop and publish online a policy for the issuance and use of a
28 body–worn camera by a law enforcement officer that addresses:

29 (1) the testing of body–worn cameras to ensure adequate functioning;

(2) the procedure for the law enforcement officer to follow if the camera fails to properly operate at the beginning of or during the law enforcement officer's shift;

(3) when recording is mandatory;

(4) when recording is prohibited;

(5) when recording is discretionary;

(6) when recording may require consent of a subject being recorded;

(7) when a recording may be ended;

(8) providing notice of recording;

(9) access to and confidentiality of recordings;

(10) the secure storage of data from a body-worn camera;

(11) review and use of recordings;

(12) retention of recordings;

(13) dissemination and release of recordings;

(14) consequences for violations of the agency's body-worn camera policy;

(15) notification requirements when another individual becomes a party to the communication following the initial notification;

(16) specific protections for individuals when there is an expectation of privacy in private or public places; and

(17) any additional issues determined to be relevant in the implementation and use of body-worn cameras by law enforcement officers.

(c) (1) THE POLICY DEVELOPED UNDER SUBSECTION (B) OF THIS SECTION SHALL, AT A MINIMUM, INCLUDE AND BE CONSISTENT WITH THE REQUIREMENTS AND GUIDELINES CONTAINED IN THIS SUBSECTION.

(2) UNLESS PURCHASED AND ACQUIRED BY A LAW ENFORCEMENT AGENCY PRIOR TO JULY 1, 2015, A BODY-WORN CAMERA SHALL BE:

(I) EQUIPPED WITH PRE-EVENT RECORDING, CAPABLE OF RECORDING AT LEAST THE 30 SECONDS PRIOR TO CAMERA ACTIVATION; AND

1 (II) CAPABLE OF RECORDING FOR A PERIOD OF AT LEAST 10
2 HOURS.

3 (3) A LAW ENFORCEMENT OFFICER SHALL TURN ON THE OFFICER'S
4 BODY-WORN CAMERA WHEN THE OFFICER IS IN UNIFORM AND IS RESPONDING TO
5 CALLS FOR SERVICE OR ENGAGED IN A LAW ENFORCEMENT-RELATED ACTIVITY
6 THAT OCCURS WHILE THE OFFICER IS ON DUTY UNLESS:

7 (I) EXIGENT CIRCUMSTANCES PREVENT THE CAMERA FROM
8 BEING TURNED ON IMMEDIATELY;

9 (II) THE OFFICER IS INSIDE A PATROL CAR THAT IS EQUIPPED
10 WITH A FUNCTIONING IN-CAR CAMERA; OR

11 (III) THE OFFICER IS INSIDE A CORRECTIONAL FACILITY OR
12 COURTHOUSE THAT IS EQUIPPED WITH A FUNCTIONING CAMERA SYSTEM.

13 (4) (I) 1. EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS
14 PARAGRAPH, A LAW ENFORCEMENT OFFICER SHALL TURN OFF THE OFFICER'S
15 BODY-WORN CAMERA WHEN:

16 A. A VICTIM OR WITNESS OF A CRIME REQUESTS THAT
17 THE BODY-WORN CAMERA BE TURNED OFF;

18 B. THE OFFICER IS INTERACTING WITH A CONFIDENTIAL
19 INFORMANT USED BY THE LAW ENFORCEMENT AGENCY; OR

20 C. A FIELD ENFORCEMENT AGENT OF THE
21 COMPTROLLER OF MARYLAND ENTERS A COMPTROLLER FACILITY OR CONDUCTS
22 AN INTERVIEW DURING WHICH RETURN INFORMATION WILL BE DISCUSSED OR
23 VISIBLE.

24 2. UNLESS IMPRACTICAL OR IMPOSSIBLE, A REQUEST
25 OF A VICTIM OR WITNESS THAT A BODY-WORN CAMERA BE TURNED OFF UNDER
26 SUBSUBPARAGRAPH 1A OF THIS SUBPARAGRAPH SHALL BE MADE ON THE
27 RECORDING.

28 (II) 1. NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS
29 PARAGRAPH, AN OFFICER MAY CONTINUE TO RECORD A VICTIM, WITNESS, OR
30 CONFIDENTIAL INFORMANT IF:

31 A. EXIGENT CIRCUMSTANCES EXIST; OR

1 **B. THE OFFICER HAS REASONABLE, ARTICULABLE**
2 **SUSPICION THAT THE VICTIM, WITNESS, OR INFORMANT HAS COMMITTED OR IS IN**
3 **THE PROCESS OF COMMITTING A CRIME.**

4 **2. UNLESS IMPRACTICAL OR IMPOSSIBLE, THE OFFICER**
5 **SHALL INDICATE ON THE RECORDING THE REASON FOR CONTINUING TO RECORD**
6 **UNDER THIS SUBPARAGRAPH.**

7 **(5) A LAW ENFORCEMENT OFFICER MAY TURN OFF THE OFFICER'S**
8 **BODY-WORN CAMERA WHEN THE OFFICER IS ENGAGED IN A COMMUNITY**
9 **CARETAKING FUNCTION, UNLESS THE OFFICER HAS REASON TO BELIEVE THAT THE**
10 **PERSON ON WHOSE BEHALF THE OFFICER IS PERFORMING A COMMUNITY**
11 **CARETAKING FUNCTION HAS COMMITTED OR IS IN THE PROCESS OF COMMITTING A**
12 **CRIME.**

13 **(6) (I) IF A PERSON HAS A REASONABLE EXPECTATION OF**
14 **PRIVACY, A LAW ENFORCEMENT OFFICER SHALL NOTIFY THE PERSON THAT THE**
15 **OFFICER IS RECORDING IN A MANNER THAT IS EVIDENT IN THE RECORDING.**

16 **(II) IF EXIGENT CIRCUMSTANCES EXIST THAT PREVENT THE**
17 **OFFICER FROM PROVIDING NOTICE, NOTICE MUST BE PROVIDED AS SOON AS**
18 **PRACTICABLE.**

19 **(7) (I) ONLY PERSONNEL RESPONSIBLE FOR REDACTING OR**
20 **DUPLICATING RECORDINGS MAY ACCESS A BODY-WORN CAMERA RECORDING TO**
21 **REDACT OR DUPLICATE THE RECORDING.**

22 **(II) NEITHER A RECORDING OFFICER NOR THE OFFICER'S**
23 **SUPERVISOR MAY REDACT, DUPLICATE, OR OTHERWISE ALTER THE RECORDING**
24 **OFFICER'S BODY-WORN CAMERA RECORDINGS.**

25 **(8) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A**
26 **RECORDING OFFICER AND THE OFFICER'S SUPERVISOR MAY ACCESS AND REVIEW A**
27 **BODY-WORN CAMERA RECORDING BEFORE COMPLETING AN INCIDENT REPORT OR**
28 **OTHER DOCUMENTATION ONLY IF THE SUPERVISOR DISCLOSES THE ACCESS AND**
29 **REVIEW IN THE INCIDENT REPORT OR OTHER DOCUMENTATION.**

30 **(II) A LAW ENFORCEMENT OFFICER MAY NOT HAVE ACCESS TO,**
31 **OR REVIEW, A BODY-WORN CAMERA RECORDING OF THE OFFICER OR ANOTHER**
32 **OFFICER BEFORE COMPLETING AN INCIDENT REPORT OR OTHER DOCUMENTATION**
33 **IF THE OFFICER:**

1 1. HAS BEEN INVOLVED IN, OR IS A WITNESS TO, AN
2 OFFICER-INVOLVED SHOOTING, USE OF DEADLY FORCE INCIDENT, OR USE OF
3 FORCE INCIDENT RESULTING IN GREAT BODILY HARM; OR

4 2. IS ORDERED TO WRITE A REPORT IN RESPONSE TO, OR
5 DURING THE INVESTIGATION OF, A MISCONDUCT COMPLAINT AGAINST THE
6 OFFICER.

7 (III) 1. A LAW ENFORCEMENT OFFICER DESCRIBED IN
8 SUBPARAGRAPH (II) OF THIS PARAGRAPH MAY FILE AN AMENDATORY REPORT TO
9 THE INCIDENT REPORT AFTER VIEWING ONE OR MORE BODY-WORN CAMERA
10 RECORDINGS.

11 2. AN AMENDATORY REPORT FILED UNDER
12 SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL INCLUDE DOCUMENTATION
13 REGARDING ACCESS TO THE RECORDING OR RECORDINGS.

14 (9) (I) A RECORDING OFFICER'S ASSIGNED FIELD TRAINING
15 OFFICER MAY ACCESS AND REVIEW BODY-WORN CAMERA RECORDINGS FOR
16 TRAINING PURPOSES.

17 (II) A DETECTIVE OR INVESTIGATOR DIRECTLY INVOLVED IN AN
18 INVESTIGATION MAY ACCESS AND REVIEW BODY-WORN CAMERA RECORDINGS THAT
19 PERTAIN TO THE INVESTIGATION BUT MAY NOT DELETE OR ALTER SUCH
20 RECORDINGS.

21 (10) A BODY-WORN CAMERA RECORDING SHALL BE RETAINED BY THE
22 LAW ENFORCEMENT AGENCY OR BY THE CAMERA VENDOR USED BY THE AGENCY
23 FOR 90 DAYS AFTER THE RECORDING IS MADE AND DESTROYED THEREAFTER
24 UNLESS THE RECORDING IS FLAGGED BECAUSE:

25 (I) A FORMAL OR INFORMAL COMPLAINT HAS BEEN FILED
26 REGARDING AN ENCOUNTER CAPTURED ON THE RECORDING;

27 (II) THE RECORDING OFFICER DISCHARGED THE OFFICER'S
28 FIREARM OR USED FORCE DURING THE RECORDED ENCOUNTER;

29 (III) A PERSON CAPTURED IN THE RECORDING DIED OR
30 SUFFERED GREAT BODILY HARM;

31 (IV) THE RECORDED ENCOUNTER RESULTED IN A DETENTION
32 OR AN ARREST, EXCLUDING TRAFFIC STOPS THAT RESULTED IN ONLY AN OFFENSE
33 PUNISHABLE BY A FINE;

(V) THE OFFICER IS THE SUBJECT OF AN INTERNAL INVESTIGATION OR OTHER MISCONDUCT INVESTIGATION;

(VI) THE SUPERVISOR OF THE RECORDING OFFICER, A PROSECUTOR, A DEFENDANT, OR THE COURT DETERMINES THAT THE ENCOUNTER HAS EVIDENTIARY VALUE IN A CRIMINAL PROSECUTION; OR

(VII) THE RECORDING OFFICER REQUESTS THAT THE RECORDING BE SAVED:

1. FOR PURPOSES RELATED TO THE OFFICER'S OFFICIAL DUTIES; OR

2. BECAUSE THE OFFICER BELIEVES IT MAY HAVE EVIDENTIARY VALUE IN A CRIMINAL PROSECUTION.

(11) (I) A BODY-WORN CAMERA RECORDING OF A LAW ENFORCEMENT-RELATED ACTIVITY MAY NOT BE ALTERED, ERASED, OR DESTROYED BEFORE THE EXPIRATION OF THE 90-DAY STORAGE PERIOD SPECIFIED IN PARAGRAPH (10) OF THIS SUBSECTION.

(II) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH, IF A RECORDING IS ALTERED, ERASED, OR DESTROYED BEFORE THE EXPIRATION OF THE 90-DAY STORAGE PERIOD SPECIFIED IN PARAGRAPH (10) OF THIS SUBSECTION, THE LAW ENFORCEMENT AGENCY SHALL MAINTAIN, FOR 1 YEAR, A WRITTEN RECORD OF THE ACTION INCLUDING THE NAME OF THE INDIVIDUAL WHO MADE THE ALTERATION, ERASURE, OR DESTRUCTION AND THE REASON FOR THE ALTERATION, ERASURE, OR DESTRUCTION.

(12) A FLAGGED RECORDING UNDER PARAGRAPH (10) OF THIS SUBSECTION MAY NOT BE ALTERED OR DESTROYED:

(I) FOR 2 YEARS AFTER THE RECORDING IS FLAGGED; OR

(II) IF THE RECORDING IS USED IN A CRIMINAL, CIVIL, OR ADMINISTRATIVE PROCEEDING, UNTIL AFTER A FINAL DISPOSITION AND ORDER FROM THE COURT.

(13) A LAW ENFORCEMENT AGENCY MAY LABEL A BODY-WORN CAMERA RECORDING WITHIN THE RECORDING MEDIUM IF THE LABELING DOES NOT ALTER THE ACTUAL RECORDING OF THE INCIDENT CAPTURED ON THE BODY-WORN BODY CAMERA.

1 (14) (I) A RECORDING MAY BE RETAINED BEYOND THE STORAGE
2 REQUIREMENTS CONTAINED IN THIS SUBSECTION IF A SUPERVISOR AT THE LAW
3 ENFORCEMENT AGENCY DESIGNATES THE RECORDING FOR TRAINING PURPOSES.

4 (II) A RECORDING DESIGNATED FOR TRAINING PURPOSES
5 UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY BE VIEWED BY AN OFFICER, IN
6 THE PRESENCE OF A SUPERVISOR OR TRAINING INSTRUCTOR, FOR THE PURPOSES
7 OF INSTRUCTION, TRAINING, OR ENSURING COMPLIANCE WITH AGENCY POLICIES.

8 (15) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A
9 BODY-WORN CAMERA RECORDING MAY NOT BE USED TO DISCIPLINE A LAW
10 ENFORCEMENT OFFICER UNLESS:

11 1. A FORMAL OR INFORMAL COMPLAINT OF
12 MISCONDUCT HAS BEEN MADE;

13 2. A USE OF FORCE INCIDENT HAS OCCURRED;

14 3. THE ENCOUNTER ON THE RECORDING COULD RESULT
15 IN AN INTERNAL INVESTIGATION UNDER SUBTITLE 1 OF THIS TITLE; OR

16 4. THE RECORDING IS USED FOR CORROBORATION OF
17 OTHER EVIDENCE OF MISCONDUCT.

18 (II) NOTHING IN SUBPARAGRAPH (I) OF THIS PARAGRAPH
19 LIMITS OR PROHIBITS A LAW ENFORCEMENT OFFICER FROM BEING SUBJECT TO AN
20 ACTION THAT DOES NOT AMOUNT TO DISCIPLINE.

21 (16) A LAW ENFORCEMENT AGENCY SHALL ENSURE PROPER CARE AND
22 MAINTENANCE OF A BODY-WORN CAMERA, INCLUDING:

23 (I) REQUIRING AN OFFICER TO DOCUMENT AND NOTIFY THE
24 APPROPRIATE SUPERVISOR OF TECHNICAL DIFFICULTIES, FAILURES, OR
25 PROBLEMS WITH A BODY-WORN CAMERA OR ASSOCIATED EQUIPMENT ON
26 BECOMING AWARE OF THE ISSUE; AND

27 (II) REQUIRING A SUPERVISOR, ON RECEIVING NOTICE OF A
28 PROBLEM WITH BODY-WORN CAMERA EQUIPMENT, TO MAKE EVERY REASONABLE
29 EFFORT TO CORRECT AND REPAIR THE EQUIPMENT.

30 (17) (I) A LAW ENFORCEMENT OFFICER MAY NOT HINDER OR
31 PROHIBIT A MEMBER OF THE PUBLIC FROM RECORDING A LAW ENFORCEMENT
32 OFFICER IN THE PERFORMANCE OF THE OFFICER'S DUTIES IN A PUBLIC PLACE OR
33 WHEN THE OFFICER HAS NO REASONABLE EXPECTATION OF PRIVACY.

(II) A WRITTEN POLICY CREATED IN ACCORDANCE WITH THIS SECTION SHALL INDICATE:

1. THE POTENTIAL CRIMINAL PENALTIES AND ADMINISTRATIVE DISCIPLINE FOR UNLAWFUL CONFISCATION OR DESTRUCTION OF THE RECORDING MEDIUM OF A MEMBER OF THE PUBLIC; AND

2. THAT AN OFFICER MAY TAKE REASONABLE ACTION TO MAINTAIN SAFETY AND CONTROL, SECURE CRIME SCENES AND ACCIDENT SITES, PROTECT THE INTEGRITY AND CONFIDENTIALITY OF INVESTIGATIONS, AND PROTECT THE PUBLIC SAFETY AND ORDER.

(D) (1) (i) This paragraph applies to:

1. the Department of State Police;
2. the Anne Arundel County Police Department;
3. the Howard County Police Department; and
4. the Harford County Sheriff's Office.

(ii) On or before July 1, 2023, a law enforcement agency to which this paragraph applies shall require the use of body-worn cameras, subject to the policy on the use of body-worn cameras developed by the law enforcement agency, by each law enforcement officer employed by the law enforcement agency who regularly interacts with members of the public as part of the law enforcement officer's official duties.

(2) On or before July 1, 2025, a law enforcement agency of a county, other than a law enforcement agency described in paragraph (1) of this subsection, shall require the use of body-worn cameras, subject to the policy on the use of body-worn cameras developed by the law enforcement agency, by each law enforcement officer employed by the law enforcement agency who regularly interacts with members of the public as part of the law enforcement officer's official duties.

(3) ON OR BEFORE JULY 1, 2027, EACH LAW ENFORCEMENT AGENCY IN THE STATE SHALL REQUIRE THE USE OF BODY-WORN CAMERAS, SUBJECT TO THE POLICY ON THE USE OF BODY-WORN CAMERAS DEVELOPED BY THE LAW ENFORCEMENT AGENCY, BY EACH LAW ENFORCEMENT OFFICER EMPLOYED BY THE LAW ENFORCEMENT AGENCY WHO REGULARLY INTERACTS WITH MEMBERS OF THE PUBLIC AS PART OF THE LAW ENFORCEMENT OFFICER'S OFFICIAL DUTIES.

[(d)] (E) (1) A law enforcement agency described in subsection [(c)] (D) of this section shall develop and maintain a written policy consistent with the policy published by

the Maryland Police Training and Standards Commission under subsection (b) of this section for the use of body–worn cameras.

(2) A policy developed and maintained under paragraph (1) of this subsection shall specify which law enforcement officers employed by the law enforcement agency are required to use body–worn cameras.

[(e) A body–worn camera that possesses the requisite technological capability shall automatically record and save at least 60 seconds of video footage immediately prior to the officer activating the record button on the device.]

(f) A law enforcement agency may not negate or alter any of the requirements or policies established in accordance with this section through collective bargaining.

(G) (1) ON OR BEFORE OCTOBER 1, 2026, AND EACH OCTOBER 1 THEREAFTER, EACH LAW ENFORCEMENT AGENCY REQUIRED TO USE BODY–WORN CAMERAS UNDER SUBSECTION (D) OF THIS SECTION SHALL SUBMIT TO THE COMMISSION A REPORT ON THE USE OF BODY–WORN CAMERAS THAT INCLUDES:

(I) A BRIEF OVERVIEW OF THE MAKEUP OF THE AGENCY, INCLUDING THE NUMBER OF OFFICERS UTILIZING BODY–WORN CAMERAS;

(II) THE NUMBER OF BODY–WORN CAMERAS UTILIZED BY THE LAW ENFORCEMENT AGENCY;

(III) ANY TECHNICAL ISSUES WITH THE BODY–WORN CAMERA EQUIPMENT AND HOW THOSE ISSUES WERE REMEDIED;

(IV) A BRIEF DESCRIPTION OF THE REVIEW PROCESS USED BY SUPERVISORS WITHIN THE LAW ENFORCEMENT AGENCY; AND

(V) ANY OTHER INFORMATION RELEVANT TO THE ADMINISTRATION OF THE PROGRAM.

(2) ON OR BEFORE JANUARY 1, 2027, AND EACH JANUARY 1 THEREAFTER, THE COMMISSION SHALL REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2–1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE INFORMATION COLLECTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2025.