

REFERENCE TITLE: law enforcement activity; recording prohibition

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2319

Introduced by
Representative Kavanagh

AN ACT

AMENDING TITLE 13, CHAPTER 37, ARIZONA REVISED STATUTES, BY ADDING SECTION 13-3732; RELATING TO LAW ENFORCEMENT ACTIVITIES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 13, chapter 37, Arizona Revised Statutes, is
3 amended by adding section 13-3732, to read:
4 13-3732. Unlawful video recording of law enforcement
5 activity; classification
6 A. IT IS UNLAWFUL FOR A PERSON TO KNOWINGLY MAKE A VIDEO RECORDING
7 OF LAW ENFORCEMENT ACTIVITY, INCLUDING THE HANDLING OF AN EMOTIONALLY
8 DISTURBED PERSON, IF THE PERSON MAKING THE VIDEO RECORDING DOES NOT HAVE
9 THE PERMISSION OF A LAW ENFORCEMENT OFFICER AND IS WITHIN FIFTEEN FEET OF
10 WHERE THE LAW ENFORCEMENT ACTIVITY IS OCCURRING. IF THE LAW ENFORCEMENT
11 ACTIVITY IS OCCURRING IN AN ENCLOSED STRUCTURE THAT IS ON PRIVATE
12 PROPERTY, A PERSON WHO IS AUTHORIZED TO BE ON THE PRIVATE PROPERTY MAY
13 MAKE A VIDEO RECORDING OF THE ACTIVITY FROM AN ADJACENT ROOM OR AREA THAT
14 IS LESS THAN FIFTEEN FEET AWAY FROM WHERE THE ACTIVITY IS OCCURRING,
15 UNLESS A LAW ENFORCEMENT OFFICER DETERMINES THAT THE PERSON IS INTERFERING
16 IN THE LAW ENFORCEMENT ACTIVITY OR THAT IT IS NOT SAFE TO BE IN THE AREA
17 AND ORDERS THE PERSON TO STOP RECORDING OR TO LEAVE THE AREA.
18 B. THIS SECTION DOES NOT ESTABLISH A RIGHT OR AUTHORIZE ANY PERSON
19 TO MAKE A VIDEO RECORDING OF LAW ENFORCEMENT ACTIVITY.
20 C. A VIOLATION OF THIS SECTION IS A PETTY OFFENSE, EXCEPT THAT IF
21 THE PERSON FAILS TO COMPLY WITH A VERBAL WARNING OF A VIOLATION OF THIS
22 SECTION OR HAS PREVIOUSLY BEEN CONVICTED OF A VIOLATION OF THIS SECTION,
23 IT IS A CLASS 3 MISDEMEANOR.