

**AN ACT LIMITING THE COPYING OF CERTAIN RECORDS OF LAW ENFORCEMENT AGENCIES
BUT ALLOWING FOR THE INSPECTION OF THESE RECORDS (change PA's 13-311 title)**

Change: Sec. 2. Subsection (b) (27) of section 1-210 of the general statutes is amended as follows (*Effective from passage, and applicable to all requests for records under chapter 14 of the general statutes pending on or made on or after said date*):

(27) Any record created by a law enforcement agency or other federal, state, or municipal governmental agency consisting of a photograph, film, video or digital or other visual image depicting the minor victim of a homicide, ~~to the extent that such record could reasonably be expected to constitute an unwarranted invasion of the personal privacy of the victim or the victim's surviving family members~~ shall be exempt from the copy requirement in (a)(2), above, and shall instead be offered for inspection-only on the following basis:

(A) Any record covered by this paragraph, shall be delivered to the custody of the Executive Director, or his or her designee, at the Connecticut Freedom of Information Commission within 30 days after receipt by the law enforcement agency or other federal, state or municipal governmental agency possessing such a record of a request for release of said record;

(B) The Commission shall create a private viewing area within its office, consisting of a stand-alone computer, with no internet or network accessibility;

(C) Any record covered by this paragraph, shall be loaded into the hard-drive memory of the computer referenced in Subsection (B) above, and shall be maintained as a digital copy of the record in its original form. The original record may be then returned to its original custodian;

(D) Each record covered by this paragraph shall be made available by the commission for inspection by any member of the public, by appointment only, during the regular business hours;

(E) The inspection shall be subject to the requirement that the record shall not be removed, photographed, recorded by any means, or otherwise copied or duplicated. The Executive Director of the Commission shall establish appropriate rules and regulations for such inspections in accordance with these principles;

(F) The application of the requirements of this section to any record shall be deemed to be a denial of access to that record in accordance with Sec. 1-206 above, and shall be subject to appeal pursuant to the procedures contained therein. In any such appeal, the Freedom of Information Commission, after a finding that the record is properly subject to the provisions of this section, must consider if the person requesting release has shown good cause for disclosure, if release of the record is in the public interest, and whether the parent(s) or other next-of-kin for the minor depicted in the record consent or object to its release.

(G) Any person who removes, photographs, records or otherwise copies or duplicates a record covered by this section, in violation of Subsection (D) above, shall be guilty of a computer crime within the meaning of Section 53a-251 of the General Statutes, and shall be subject to the penalties provided therein.