

**SENATE, No. 1563**

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**STATE OF NEW JERSEY**  
**218th LEGISLATURE**

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INTRODUCED FEBRUARY 5, 2018

**Sponsored by:**

**Senator ANTHONY M. BUCCO**

**District 25 (Morris and Somerset)**

**Senator ANTHONY R. BUCCO**

**District 25 (Morris and Somerset)**

**SYNOPSIS**

Prohibits improper release of photographs or videos captured by public entities.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 10/25/2019)**

1 AN ACT concerning photographs and videos captured by certain  
2 image recording devices and supplementing Title 2A of the New  
3 Jersey Statutes.

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5 BE IT ENACTED by the Senate and General Assembly of the State  
6 of New Jersey:

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8 1. a. Except as otherwise specifically provided in this act, any  
9 person who discloses any photograph, film, videotape, recording, or  
10 other reproduction of an image taken by a security camera,  
11 surveillance device, mobile video recording system, or any similar  
12 device owned, used or operated by a public entity, which is capable  
13 of capturing visual images in any manner, is guilty of a crime of the  
14 third degree.

15 b. It shall be a violation to disclose in any manner any such  
16 photograph, film, videotape, recording, or other reproduction of an  
17 image except under the following circumstances:

18 (1) to law enforcement officers in connection with a criminal  
19 investigation;

20 (2) pursuant to subpoena or court order for use in a legal  
21 proceeding;

22 (3) to an employee or agent of the public entity who requires the  
23 photograph, film, videotape, recording, or other reproduction of an  
24 image for use in the ordinary course of business; or

25 (4) as authorized or required by law, rule or regulation.

26 c. As used in this section, “disclose” means to sell,  
27 manufacture, give, provide, lend, trade, mail, deliver, transfer,  
28 publish, distribute, circulate, disseminate, present, exhibit, advertise  
29 or offer.

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31 2. This act shall take effect immediately.

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#### STATEMENT

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36 This bill prohibits the improper release of photographs or videos  
37 captured by security cameras or other image recording devices  
38 operated by public entities.

39 Except as provided by the bill, any person who discloses any  
40 photograph, film, videotape, record, or other reproduction of an  
41 image taken by a security camera, surveillance device, mobile video  
42 recording system, or any other similar device owned, used or  
43 operated by a public entity, which is capable of capturing visual  
44 images in any manner, is guilty of a crime of the third degree.

45 Crimes of the third degree are punishable by a term of  
46 imprisonment of three to five years, a fine of up to \$15,000, or both.

47 Under the provisions of the bill, it is not a violation to disclose:

- 1       (1) to law enforcement officers in connection with a criminal
- 2 investigation;
- 3       (2) pursuant to subpoena or court order for use in a legal
- 4 proceeding;
- 5       (3) to an employee or agent of the public entity who requires the
- 6 photograph, film, videotape, recording, or other reproduction of an
- 7 image for use in the ordinary course of business; or
- 8       (4) as authorized or required by law, rule or regulation.