

On the Introduced bill, delete everything after the enacting clause and insert:

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**Section 1.** There is hereby established a legislative study comprised of a total of sixteen members, with any vacancy on the study to be filled in the same manner as the original appointment, and including:

- (1) Three members of the Senate, two of whom to be members of the Republican party and one of whom to be a member of the Democrat party;
- (2) Three members of the House of Representatives, two of whom to be members of the Republican party and one of whom to be a member of the Democrat party;
- (3) The attorney general;
- (4) One member from the South Dakota Sheriff's Association;
- (5) One member from the South Dakota Police Chiefs' Association;
- (6) One member of tribal law enforcement;
- (7) One member from the Unified Judicial System;
- (8) One member of the American Civil Liberties Union of South Dakota;
- (9) One member who is a representative of the South Dakota Broadcasters Association;
- (10) One member who is a representative of the South Dakota Newspapers Association;
- (11) One member who is a public defender; and
- (12) One member who is an expert in data storage and retention.

**Section 2.** The legislative study established under section 1 of this Act shall study and evaluate:

- (1) Use of portable recording systems;
- (2) Storage and retention of data generated by portable recording systems, whether by an entity or third-party;
- (3) Inspection and release of data generated by portable recording systems, whether by an entity or third-party;
- (4) Use of portable recording systems in conjunction with other technologies, including facial recognition technology and redaction technology;

- (5) Procedures for the preservation, use, inspection, and release of portable recording system data that:
- (a) Documents the use of force by a law enforcement officer;
  - (b) Documents potential civil and criminal actions against a law enforcement officer;
  - (c) May result in disciplinary actions against a law enforcement officer; or
  - (d) May be used as evidence against a member of the public in a criminal or civil action; and
- (6) Any cost or fee associated with the:
- (a) Purchase, upkeep, and maintenance of portable recording systems;
  - (b) Storage of data; or
  - (c) Inspection or disclosure of data; and
- (7) Any policy associated with the:
- (a) Use of data for internal training purposes;
  - (b) Sharing of data with an entity who did not generate the data;
  - (c) Use of data by law enforcement officers for assistance in completing any reports, statements, or interviews;
  - (d) Upkeep, maintenance, and replacement of equipment to ensure continuity of use in the field and secure storage;
  - (e) Use of data for evidentiary purposes;
  - (f) Violations of any policies or laws regarding portable recording systems;
- (8) Any technical specifications for:
- (a) Portable recording systems; or
  - (b) Data retention, security, and storage;
- (9) Any decision-making process or appeals process for the inspection, review, disclosure, or release of data; and
- (10) State and local funding options for portable recording systems or data storage.

**Section 3.** The legislative study established under section 1 of this Act shall report to the Legislature and the Governor before the beginning of the Ninety-Sixth Legislative Session, including any draft legislation or policy recommendations.

**Section 4.** The legislative study established under section 1 of this Act shall be under the supervision of the Executive Board of the Legislative Research Council and staffed and funded as an interim legislative committee.

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