ORDINANCE NO. 2017- 001

AN ORDINANCE REGULATING THE COST OF LAW ENFORCEMENT RECORDINGS

BOARD OF COMMISSIONERS OF
VERMILLION COUNTY, INDIANA

WHEREAS, It has come to the attention of the Board of Commissioners of Vermillion County, Indiana that I.C. 5-14-3 et sequentes regulates the release of law enforcement recordings and requires in part that certain portions of those recording be obscured when subject to a public records request and that the process for obscuring such records may be time consuming and require special skills or software. As the Sheriff of Vermillion County has recently equipped all of the deputies and correctional staff with body cameras the now is a need for an ordinance subject to I.C. Chapter 5-14-3 to address the cost of responding to such requests for recordings.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF VERMILLION COUNTY, INDIANA:

Section 1. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any Court of competent jurisdiction, such provision shall be deemed severable and the remaining portions of this Ordinance shall remain in full force and effect.

Section 2. All ordinances or parts of ordinances or resolutions that are inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

Section 3. This ordinance is effective upon passage and signing by the presiding office and publication as required by law.

Section 4. That the Sheriff of Vermillion County Indiana may establish such policies as are needed and in compliance with I.C. 5-14-3 to respond to requests to inspect or to copy law enforcement recordings and may charge a fee up to the amount allowed by statute.

Section 5. That the Sheriff of Vermillion County Indiana may promulgate such policies and any attendant forms, methods of request, methods of copying, transferring or storing recordings so as to remain consistent with changing technology and to prevent the need to rewrite this ordinance with each advancement in the means of recording and storing data.

Section 6. That the Sheriff of Vermillion County may structure the request process in compliance with I.C. 5-14-3 in such a way as to reasonably limit requests to a specific time frame, location, incident or by such other parameters as are legal and reasonably designed to allow a prompt response to the requestor without being overly burdensome to the requestee.

Section 7. That pursuant to I.C. 5-14-3 and I.C. 4-22-2 a person who receives a recording pursuant to this ordinance and its corresponding state statutes may not use the information obtained for commercial purposes including to sell, advertise, or solicit the purchase

of merchandise, goods or services or sell, loan, give away or otherwise deliver the information obtained by the request to any other person for these purposes.

BOARD OF COMMISSIONERS
VERMILLION COUNTY, INDIANA

Tim Wilson, President

Harry Crossley, Member

Tim Yocum, Member

ATTEST:

Amy Tolbert, Auditor