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FISCAL IMPACT REPORT

SPONSOR:	HJC	DATE TYPED:	02/13/00	HB	257/HJCS
SHORT TITLE:	Unlawful Observing/Filming of a Person			SB	
				ANALYST:	O'Connell

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY99	FY2000	FY99	FY2000		
		NFI	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC files

Administrative Office of the Courts (AOC)

SUMMARY

Synopsis of HJC Substitute

House Bill 257/HJCS creates a new section of the criminal code to classify (as a misdemeanor) the unlawful observing, filming, videotaping or photographing of a person. The crime is committed when observing or filming is done without the subject's consent, when the subject is in a state of undress, or when the subject is in a restroom, dressing room or other area not open to public view where the subject has a reasonable expectation of privacy.

The provisions of the bill do not apply to law enforcement officers conducting lawful criminal investigations, or to corrections officers and jail officials filming while investigating alleged misconduct by prisoners or for other security reasons. The bill also exempts the news media and licensed private investigators in some instances.

DUPLICATION

House Bill 257 duplicates Senate Bill 73.

BOC/njw:gm