

BILL SUMMARY
1st Session of the 60th Legislature

| | |
|------------------------|--|
| Bill No.: | HB1563 |
| Version: | Polpcs1 |
| Request Number: | 12250 |
| Author: | Duel |
| Date: | 2/12/2025 |
| Impact: | Please see previous summary of this measure |

Research Analysis

The policy committee substitute to HB 1563 modifies the requirements for the issuance of criminal subpoenas for law enforcement records. The measure provides that a subpoena issued to a law enforcement agency may command the production of body camera videos, vehicle mounted camera videos, traffic camera videos, and law enforcement incident reports. The measure requires every subpoena issued to state the name of the court which issued the subpoena and the title of the action. The party responsible for the issuance of a subpoena is to take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The measure provides reasons for which the court is to quash or modify a subpoena. The measure provides that if a subpoena commands production of documents and things or inspection of premises from a nonparty before trial but does not require attendance of a witness, the subpoena must specify a date and location for the production or inspection that is at least seven days after the date that the subpoena is issued and provides a timeline and procedure for written objections. The measure provides guidelines for claims of privilege or protection of trial preparation materials. The measure allows for the service of a subpoena by mail and clarifies the criminal contempt penalty provision.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

Other Considerations

None.