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NOTICE OF INTENT- PROPOSED NEW OR INCREASED FEES FOR PUBLIC RECORD REQUESTS FOR VIDEO RECORDINGS

In accordance with [A.R.S. § 9-499.15](#), notice is hereby given that the Gilbert Town Council will consider a onetime fee (per copy) of **\$46 per video-hour reviewed** (“Fee”), charged by the Town of Gilbert and its departments for the time reviewing, transmitting, making a copy of and, as necessary, redacting a video recording for public records requests filed for a copy of a **law enforcement video recording**. The Fee will apply to all persons who submit a public record request for a copy of a law enforcement video recording, except a victim of the criminal offense related to the recording, the victim’s attorney on behalf of the victim, or an immediate family member of the victim if the victim is killed or incapacitated, as further delineated in Arizona Revised Statutes § 39-127.

If approved, the Fee will apply effective October 30, 2023, in order to recover the costs (including all personnel and equipment costs and any other relevant costs) that will be incurred by the Town of Gilbert to process (including reviewing, transmitting, making a copy of and, as necessary, redacting a video recording) public record requests for law enforcement video recordings; Fee is pursuant to Senate Bill 1148 of the 2023 Fifty-sixth Legislature – First Regular Session, which states, in relevant part:

Arizona Revised Statutes § 39-129. Local law enforcement; video recordings; fee

Except as provided in section 39-127, a county, a city, a town or any political subdivision of this state may establish a onetime fee per copy, not to exceed \$46 per video-hour reviewed, that is charged to a person who submits a public records request to a local law enforcement agency for a copy of a video recording. A county, a city, a town or any political subdivision of this state may take into consideration the following information when determining the amount of the onetime fee per copy:

1. The reasonable cost of reviewing, transmitting, making a copy of and, as necessary, redacting the video recording.
2. Any other relevant information.

The Fee will be considered by Gilbert Town Council at the Regular Town Council Meeting on Tuesday, October 24, 2023, at 6:30 P.M., located at 50 E. Civic Center Dr., Gilbert, AZ 85296.

DATE POSTED ON TOWN OF GILBERT WEBSITE: August 24, 2023