

Body Camera Video Redaction Guidelines

Spokane City Attorney's Office

September 30, 2014

To Redact from the Video	Material Withheld	Brief Explanation of Why Material Withheld	Legal / Statutory Basis
People			
The face of a witness who fears for his/her safety or wishes his/her identity not be disclosed	Name / Identity of witness who fears for his/her safety or wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2)
The DOB spoken or which appears on any document, identi-card or other physical item of witness who fears for his/her safety or wishes his/her identity not be disclosed	Date of birth of witness who fears for his/her safety or wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2)
Personal home or cell phone number spoken or which appears on any document, identi-card or other physical item of witness who fears for his/her safety or wishes his/her identity not be disclosed	Personal home or cell phone Number of witness who fears for his/her safety or wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2)
Residential address spoken or which appears on any document, identi-card or other physical item of witness who fears for his/her safety or wishes his/her identity not be disclosed	Residential address of witness who fears for his/her safety or wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2)
E-mail address spoken or which appears on any document, identi-card or other physical item of witness who fears for his/her safety or wishes his/her identity not be disclosed	E-mail address of witness who fears for his/her safety or wishes his/her identity not be disclosed	A witness has requested the protection of his or her identity and disclosure would endanger any person's life, physical safety, or property.	RCW 42.56.240(2)
The faces of Juveniles who are in the Juvenile court system.	The faces of Juveniles who are in the Juvenile court system	Redacted to protect the personal information of a juvenile in the court system. May not be released to the public except by court order.	RCW 13.50.050 and RCW 13.50.100 (4) (a) and (b). <i>Deer v. DSHS</i> , 122 Wn.App. 84, 94

			(2004)
The names of Juveniles who are in the Juvenile court system, spoken or which appear on any document, identi-card or other physical item.	Names of Juveniles who are in the Juvenile court system	Redacted to protect the personal information of a juvenile in the court system. May not be released to the public except by court order.	RCW 13.50.050 and RCW 13.50.100 (4) (a) and (b). <i>Deer v. DSHS</i> , 122 Wn.App. 84, 94 (2004)
The faces of Child Victims of Sexual Assault	Child Victim of Sexual Assault	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.	RCW 42.56.240(5)
The names of Child Victim of Sexual Assault spoken or which appear on any document, identi-card or other physical item.	Child Victim of Sexual Assault	This redaction protects information revealing the identity (name, address, location, or photograph) of child victims of sexual assault who are under age eighteen.	RCW 42.56.240(5)
The faces of Child victims or child witnesses	Child victims or child witnesses	Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians.	RCW 7.69.030(4)
The names of Child victims or child witnesses spoken or which appear on any document, identi-card or other physical item.	Child victims or child witnesses	Information re a child witness / victim is protected to assure the rights under law: to not have name, address, nor photograph disclosed by any law enforcement agency w/o permission of the child or parents/guardians.	RCW 7.69.030(4)
Personal Identifiers &	Financial Information		
Social security number spoken or which appear on any document, identi-card or other physical item.	Social security number	This information constitutes personal identifying information unique to the holder and which, if obtained by the public could	RCW 42.56.050 RCW 42.56.230, 42.56.250, 42.56.210(1)

		be abused or lead to identity theft.	
Driver's license or Identocard spoken or which appear on any document, identi-card or other physical item.	Driver's license or Identocard	This information constitutes personal identifying information unique to the holder and which, if obtained by the public could be abused or lead to identity theft.	18 USC 2721 Prohibition On Release And Use Of Certain Personal Information From State Motor Vehicle Records; RCW 42.56.050 RCW 42.56.230, 42.56.250, 42.56.210(1)
Credit/Debit Card Numbers spoken or which appear on any document, identi-card or other physical item.	Credit/Debit Card Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56. 230 Personal Information
Electronic Check/Check Numbers spoken or which appear on any document, identi-card or other physical item.	Electronic Check/Check Numbers	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56. 230 Personal Information
Card Expiration Dates spoken or which appear on any document, identi-card or other physical item.	Card Expiration Dates	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56. 230 Personal Information
Bank Account Number spoken or which appear on any document, identi-card or other physical item.	Bank Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56. 230 Personal Information
Financial Institution Account Number spoken or which appear on any document, identi-card or other physical item.	Financial Institution Account Number	Could be subject to identity theft. Disclosure has no legitimate public value and violates the individual's right to privacy.	RCW 42.56. 230 Personal Information
Officer Safety or Intel			
Intelligence, sensitive security or tactical info REVIEW WITH CITY ATTORNEY to determine what constitutes intel/tactical info.	Intelligence, sensitive security or tactical info	Record includes sensitive intelligence, security or tactical information the non-disclosure of which is essential to effective law enforcement.	RCW 42.56.240(1)
Face of Confidential Informant information - REVIEW WITH CITY ATTORNEY to determine whether the individual is subject to protection.	Face of Confidential Informant information	Contains identifying information which could reveal the identity of a confidential informant. Considered intelligence information, used in a confidential manner	RCW 42.56.240(1) Specific intelligence information compiled by law enforcement, the

		for law enforcement purposes, protected to preserve the life and personal safety of the informant and family.	nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy. <i>Ashley v. Public Disclosure Comm'n</i> , 16 Wn.App. 830, 836 (1977).
Sensitive Information			
Information spoken related to Medical Treatment or Medical History - REVIEW WITH CITY ATTORNEY to determine whether the privilege applies	Information spoken related to Medical Treatment or Medical History	Medical records consist of confidential and privileged information highly personal and restricted. The disclosure of medical records is regulated by state and federal law and not public information.	RCW 70.02.005 and HIPPA (45 CFR 164.502). RCW 42.56.050 Right to Privacy: Disclosure would be highly offensive to a reasonable person RCW 42.56.230, 42.56.250, 42.56.210(1)
Footage showing deceased individual	Photos showing a deceased person	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 RCW 42.56.230, 42.56.250, 42.56.210(1)
REVIEW WITH CITY ATTORNEY to determine what is defensible as privacy violation	Photos showing highly sensitive material	Disclosure would violate a person's right to privacy, and be highly offensive to a reasonable person.	RCW 42.56.050 RCW 42.56.230, 42.56.250, 42.56.210(1)
Protected by Law			
Face of Mentally Ill Person involved in mental health detention (non-criminal contact)	Information concerning Mental Health Services	This redaction contains confidential information concerning services to either voluntary or involuntary recipients of mental health services. Such information, if disclosed, would invade an individual's privacy and possibly cause unintended consequences for that individual.	RCW 71.05.390 RCW 42.56.050 RCW 42.56.230, 42.56.250, 42.56.210(1)
Name spoken or which appear on any document, identi-card or other physical item of Mentally Ill Person involved in mental health detention (non-criminal contact)	Information concerning Mental Health Services	This redaction contains confidential information concerning services to either voluntary or involuntary recipients	RCW 71.05.390 RCW 42.56.050 RCW 42.56.230, 42.56.250, 42.56.210(1)

		<p>of mental health services. Such information, if disclosed, would invade an individual's privacy and possibly cause unintended consequences for that individual.</p>	
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