

CHAPTER 27

MONITORING DEVICES IN PUBLIC LOCATIONS

27.1	Definitions.	27.4	Limitation on political subdivisions.
27.2	Monitoring devices prohibited.		
27.3	Removal of monitoring devices.	27.5	Public hospital exception.

27.1 Definitions.

For purposes of [this chapter](#):

1. “*Monitoring device*” means a digital video or audio streaming or recording device that is part of a system of monitoring activity in an area or building using a system in which signals are transmitted from a video camera or microphone to the receivers by cables or wirelessly, forming a closed circuit.
2. “*Public hospital*” means a hospital licensed pursuant to [chapter 135B](#) and governed pursuant to [chapter 145A](#), [263](#), [347](#), [347A](#), or [392](#).
3. “*Public library*” means a library district as described in [chapter 336](#).
4. “*Public school*” means a school district as described in [chapter 274](#).
5. “*Reasonable expectation of privacy*” means a person’s reasonable belief, under the circumstances, that the person can disrobe or partially disrobe in privacy without being concerned that the person is being viewed, photographed, or filmed when doing so.
[2017 Acts, ch 135, §1, 6](#); [2017 Acts, ch 170, §31](#)

27.2 Monitoring devices prohibited.

The state or a political subdivision of the state, including but not limited to a public library, public school, or other government office open to the public, shall not use a monitoring device in a toilet, bath, or shower facility; locker room; common area within such a facility or room, including an area where a sink or changing table is located; or other space open to the public where a person has a reasonable expectation of privacy.

[2017 Acts, ch 135, §2, 6](#)

27.3 Removal of monitoring devices.

On or before July 1, 2017, the state or a political subdivision of the state, including but not limited to a public library, public school, or other government office open to the public, using a monitoring device in a toilet, bath, or shower facility; locker room; common area within such a facility or room, including an area where a sink or changing table is located; or other space open to the public where a person has a reasonable expectation of privacy shall cease use of and remove the monitoring device.

[2017 Acts, ch 135, §3, 6](#)

27.4 Limitation on political subdivisions.

On July 1, 2017, any ordinance, resolution, rule, or other measure adopted or enforced by a political subdivision of the state permitting the use of a monitoring device in a toilet, bath, or shower facility; locker room; common area within such a facility or room, including an area where a sink or changing table is located; or other space open to the public where a person has a reasonable expectation of privacy is void.

[2017 Acts, ch 135, §4, 6](#)

27.5 Public hospital exception.

This chapter does not apply to a public hospital where use of a monitoring device is necessary to protect the health or safety of a patient during a patient’s course of treatment.

[2017 Acts, ch 135, §5, 6](#)