



1st AMENDMENT AUDITORS

PRESENTED BY:

PALM BEACH SHERIFF'S OFFICE
PUBLIC AFFAIRS



“NAME AND BADGE NUMBER!”



Background

Started as “photography is not a crime“

Case law from the U.S. Court of Appeals for the 11th Circuit, which presides over Florida, has clearly held that individuals have “a First Amendment right, subject to reasonable time, manner and place restrictions, to photograph or videotape police conduct.” It also held that individuals have **“the right to gather information about what public officials do on public property, and specifically, a right to record matters of public interest.”** Importantly, this right has been upheld by the Court in instances where an individual was recording police activity during a protest. - ACLU FI

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UNCLASSIFIED//LAW ENFORCEMENT SENSITIVE
FPS-INTERNAL USE ONLY

US Department of Homeland Security
Federal Protective Service



OPERATIONAL READINESS ORDER

Date: March 30, 2018
Report Number: HQ-ORO-002-2018
Source: (b) (2), (b) (7)(E)
Prepared By: [REDACTED]
Approved By: [REDACTED]

Dissemination List:
FPS Personnel and PSOs Only - Nationwide
~~FPS-Internal-Use-Only~~
~~Media or Public Release is Prohibited~~

~~(U//FOUO)~~ Photography and Videotaping Federal Facilities

Warning: This document shall not be distributed or released outside the Federal Protective Service and its Protective Security Officer (PSO) vendors without express approval from Headquarters.

~~(U//FOUO)~~ As a reminder, photography and videotaping, absent a criminal predicate, is a First Amendment protected activity. (b) (2), (b) (7)(E)

videotaping both exterior and interior of federal facilities protected by FPS, to include individual's expressing their First Amendment-protected rights by intentionally photographing and videotaping the exterior and interior

~~(U//FOUO//LES)~~ This right, however, does not authorize a photographer to intrude on restricted space surrounding a security post, create loud or unusual noises or cause a nuisance, obstruct the usual use of entrances, lobbies and other commonly accessible space, impede or disrupt the performance of official duties by government employees or federal contractors, including the PSOs, nor prevent the public from obtaining government services provided in the facility in a timely manner.

~~(U//FOUO)~~ For properties under the protective jurisdiction of FPS, there are currently no general security regulations prohibiting exterior photography of any federally owned or leased building, absent a written local rule or regulation established by a Court Security Committee or, in limited cases, a Facility Security Committee. Furthermore, it is important to understand that 41 CFR 102-74.420 does not prohibit photography by

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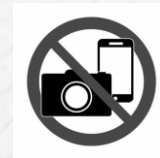
WHERE CAN THEY FILM?



ANYWHERE where the public can be!

If anyone from the public can walk through that space, then anyone with a camera can record in that space.

If there are areas you wish for someone to NOT record, then don't make them publicly accessible.



TIME FOR A QUIZ!

CAN THEY FILM?
IN THE LOBBY





CAN THEY FILM?
INSIDE THE STATION

CAN THEY FILM?
AT A PUBLIC PARKING LOT





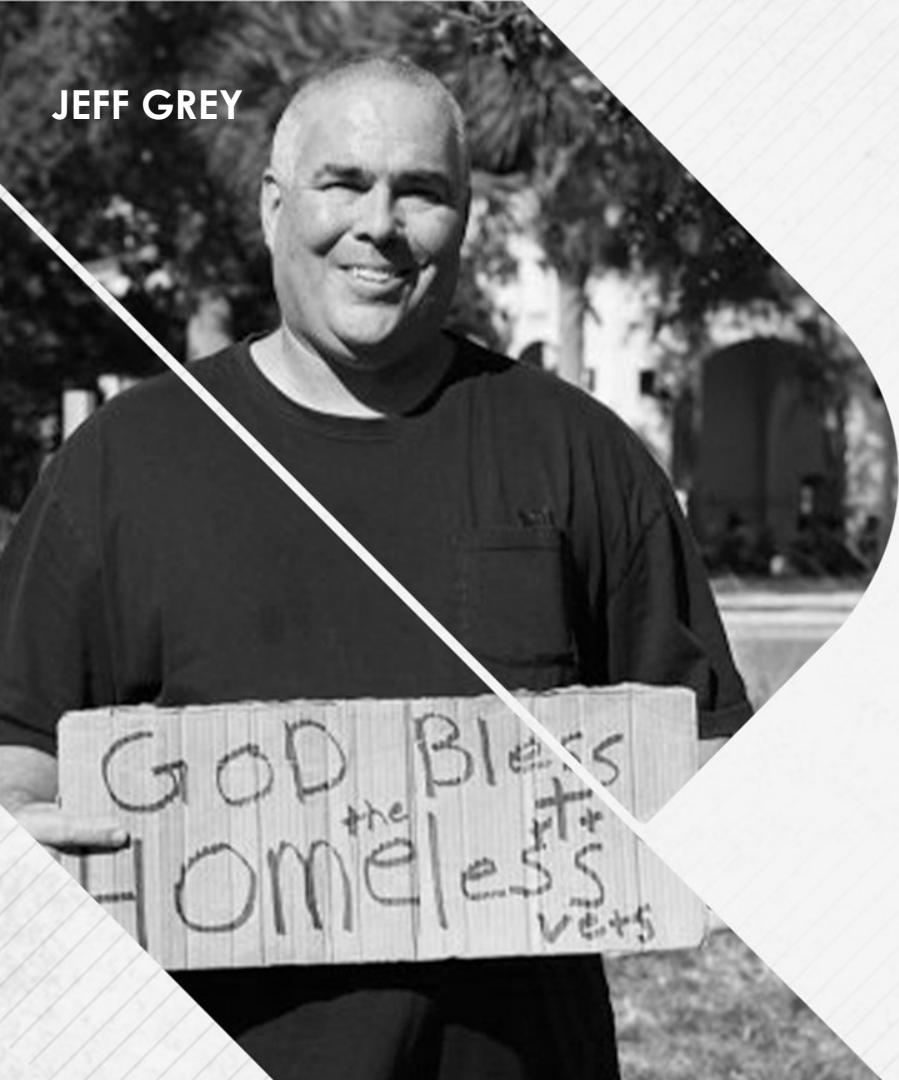
CAN THEY FILM?

BY OUTDOOR
PUBLIC SPACES



CAN THEY FILM?
OUTSIDE A
GOVERNMENT BUILDING?

JEFF GREY



LOCAL AUDITORS

FILMING PATRONS



HOW NOT TO REACT



HOW YOU SHOULD REACT



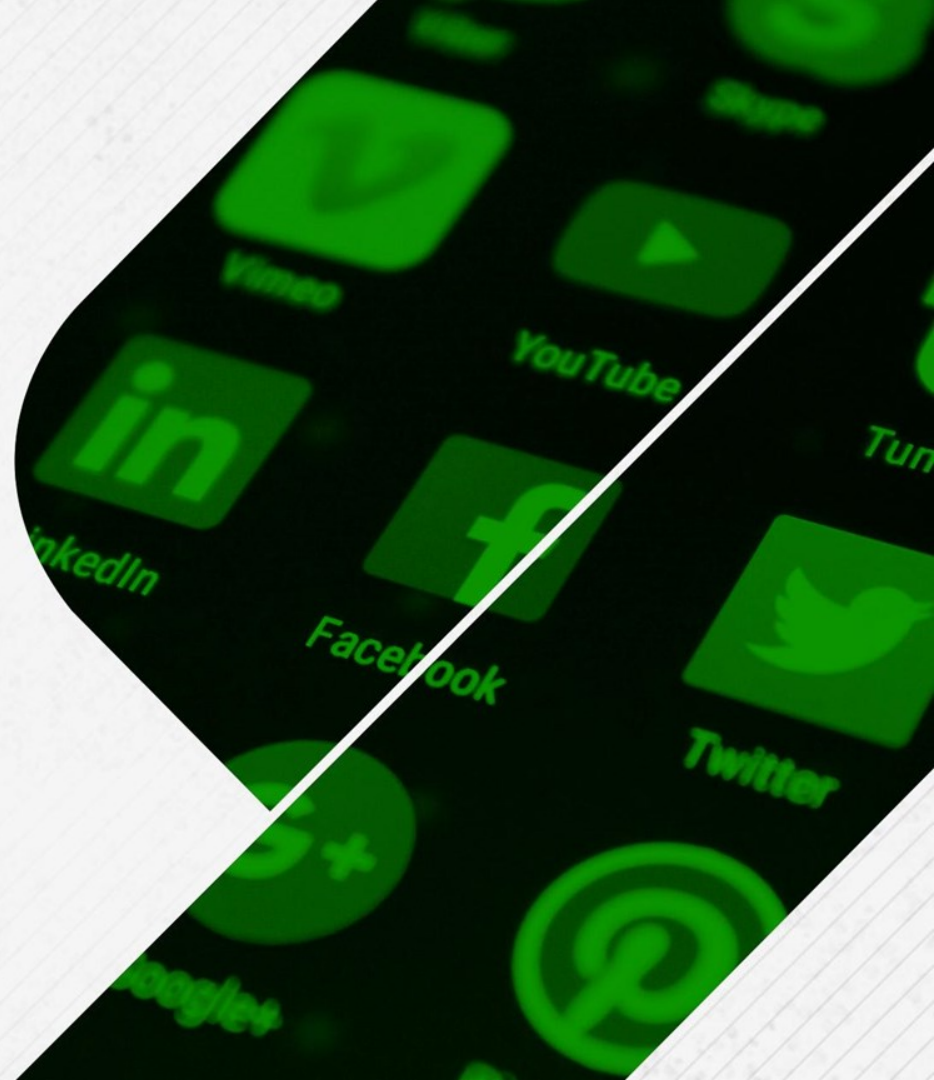
DO YOU NEED A PRESS PASS TO BE PART OF THE PRESS?

Anyone who is gathering and disseminating information to the public can be considered part of "the press." This means that if you're filming in public with the intent to share that footage — whether it's on social media, on a blog, or with a news outlet — you're exercising your First Amendment rights.



HOW DO THEY PROFIT FROM AUDITING?

- ▶ Live Streaming Donations
- ▶ Video Views on Youtube
- ▶ Video Views on [TikTok](#)
- ▶ Law Suits, Law Suits, Law Suits
- ▶ Merch (of course)



THE SCRIPT

- “I’m an independent journalist working on a story”
- “Name and badge number”
- “This is public property”
- “I have business to conduct”
- “I am peacefully recording in publicly accessible areas”
- “There’s no expectation of privacy in public”
- “Am I being detained?”
- “Suspicion is not a crime”
- “You’re law enforcement not feelings/policy enforcement”

LOCAL AUDITORS



Filming in marked vehicles

County Buildings



Cop Watching



AUDITING LOCATIONS

Public Bathrooms: <https://youtu.be/LNUR9U6IELg>

Libraries: <https://youtu.be/O2BngdGTIEw>

City Hall: https://youtu.be/m_21Kv0DC9s

Airports: <https://youtu.be/6Ds8WuSTxfA>

Traffic Stops: https://youtu.be/TD_rCuSscxc

Post Offices: <https://youtu.be/2ZCJmk-Fpng>

USPS: <https://youtu.be/gwokjLaGCmU>

Town Halls: <https://youtu.be/4yz1cvuNHew>

Parking Lots: <https://youtu.be/2ubnmLxHCWk>

Corrections: <https://youtu.be/eglz6-lkma4>

School Campus: <https://youtu.be/s4m1myfgrE4>

<https://youtu.be/AsxNf54ep1Q>

The Crazies: <https://youtu.be/ZGIVz3r0x0c>



Long Island Video



Body Cam Footage



Apology Letter Video



TIPS TO REMEMBER

Get to know your local auditors and follow them. (Hit that notification button)

Assume you are always being live streamed.

Be professional and courteous.

Don't instigate or try "tricks"

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