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Wayne  
4/20/26

**CS FOR HOUSE BILL NO. 377(STA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FOURTH LEGISLATURE - SECOND SESSION

**BY THE HOUSE STATE AFFAIRS COMMITTEE**

**Offered:  
Referred:**

**Sponsor(s): HOUSE STATE AFFAIRS COMMITTEE BY REQUEST**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to public records; relating to managing, preserving, and disclosing**  
2 **audio and video recordings; and relating to fees for the inspection and copying of public**  
3 **records under the Alaska Public Records Act."**

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 \* **Section 1.** AS 40.21.150(6) is amended to read:

6 (6) "record" means any document, paper, book, letter, electronic mail,  
7 text message, drawing, map, plat, photo, photographic file, motion picture film, audio  
8 or video recording, microfilm, microphotograph, exhibit, magnetic or paper tape,  
9 punched card, electronic record, or other document of any other material, regardless of  
10 physical form or characteristic, developed or received under law or in connection with  
11 the transaction of official business and preserved or appropriate for preservation by an  
12 agency or a political subdivision, as evidence of the organization, function, policies,  
13 decisions, procedures, operations, or other activities of the state or political  
14 subdivision or because of the informational value in them; the term does not include

1 library and museum material developed or acquired and preserved solely for reference,  
2 historical, or exhibition purposes, extra copies of documents preserved solely for  
3 convenience of reference, or stocks of publications and processed documents;

4 \* **Sec. 2.** AS 40.25.110 is amended by adding new subsections to read:

5 (j) Notwithstanding (c) of this section, a municipality may require a requester  
6 to pay the municipality's actual personnel costs to perform the search, review,  
7 redaction, and copying tasks to complete a request for production of a record. The  
8 personnel costs may not exceed the actual salary and benefit costs for the personnel  
9 time required to complete the request. The requester shall pay the costs before the  
10 records are disclosed, and the municipality may require payment in advance of the  
11 search.

12 (k) Notwithstanding (c) of this section, the Department of Public Safety may  
13 require a requester to pay the actual personnel costs of the Department of Public  
14 Safety to perform the search, review, redaction, and copying tasks to complete a  
15 request for production of a record. The personnel costs may not exceed the actual  
16 salary and benefit costs for the personnel time required to complete the request. The  
17 requester shall pay the costs before the records are disclosed, and the Department of  
18 Public Safety may require payment in advance of the search.

19 (l) Notwithstanding any other provision of this section, within 30 days after  
20 the date that a public agency records with an audio or video recording device,  
21 including a peace officer's body-worn camera, a use-of-force incident resulting in a  
22 person's death or serious physical injury, the agency shall provide the injured person,  
23 or, if the person is deceased, a member of the person's immediate family, access to the  
24 recording. Except as necessary to avoid the release of personal information that is  
25 confidential by law, the agency may not edit or redact the recording before providing  
26 access. The agency may extend the 30-day period provided under this subsection for  
27 up to an additional 30 days if the principal head of the agency determines that  
28 providing access to the recording will substantially interfere with an active criminal  
29 investigation. The agency shall provide a written copy of the determination to the  
30 person who is entitled to have access to the recording and, unless a court orders  
31 otherwise, may not delay providing access to the recording for more than 60 days.

1 \* **Sec. 3.** AS 40.25.220(3) is amended to read:

2 (3) "public records" means books, papers, files, **audio or video**  
3 **recordings**, accounts, writings, including **text messages, electronic mail**, drafts,  
4 [AND] memorializations of conversations, and other items, regardless of format or  
5 physical characteristics, that are developed or received by a public agency, or by a  
6 private contractor for a public agency, and that are preserved for [THEIR]  
7 informational value or as evidence of the organization or operation of the public  
8 agency; "public records" does not include proprietary software programs.