

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 11(JUD) am

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Amended: 4/8/15

Offered: 4/2/15

Sponsor(s): REPRESENTATIVES WILSON, LeDoux

A BILL

FOR AN ACT ENTITLED

1 "An Act restricting the publication of certain records of criminal cases on a publicly
2 available Internet website; and providing for an effective date."

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

4 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 LEGISLATIVE INTENT. It is the intent of the legislature that, to the extent
7 practicable, the Alaska Court System remove from its public Internet website records of
8 criminal cases that were disposed of before the effective date of this Act by acquittal of all
9 charges, by dismissal of all charges, or by acquittal of some charges and dismissal of the
10 remaining charges, to the extent that AS 22.35.030, enacted by sec. 2 of this Act, requires that
11 the records may not be published.

12 * **Sec. 2.** AS 22.35 is amended by adding a new section to read:

13 **Sec. 22.35.030. Records concerning criminal cases resulting in acquittal or**
14 **dismissal.** The Alaska Court System may not publish a court record of a criminal case

1 on a publicly available website if 60 days have elapsed from the date of acquittal or
2 dismissal and

3 (1) the defendant was acquitted of all charges filed in the case;

4 (2) all criminal charges against the defendant in the case have been
5 dismissed and were not dismissed as part of a plea agreement in another criminal case
6 under Rule 11, Alaska Rules of Criminal Procedure; or

7 (3) the defendant was acquitted of some of the criminal charges in the
8 case and the remaining charges were dismissed.

9 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
10 read:

11 **APPLICABILITY.** AS 22.35.030, enacted by sec. 2 of this Act, applies to criminal
12 charges concluded on or after the effective date of this Act by dismissal or by acquittal of the
13 defendant.

14 * **Sec. 4.** This Act takes effect October 1, 2015.