

**HOUSE BILL NO. 212**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Introduced: 4/26/99

Referred: Judiciary

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to unlawful trade practices and antitrust activities."

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

3 \* **Section 1.** AS 45.50.521(b) is amended to read:

4 (b) Subject to the provisions of AS 45.50.501(a), the attorney general may not  
5 make public the name of a person alleged to have committed an act or practice  
6 declared unlawful in AS 45.50.471 during **and after** an investigation conducted by the  
7 attorney general under AS 45.50.471 - 45.50.561, nor are the records of investigation  
8 or intelligence information of the attorney general obtained **or created in the course**  
9 **of the investigation** under AS 45.50.471 - 45.50.561 considered public records  
10 available for inspection **or copying under AS 09.25.110 - 09.25.220** by the general  
11 public **at any time during or after the investigation.** However, the attorney general  
12 is not prevented from issuing public statements describing or warning of a course of  
13 conduct or a conspiracy that constitutes or will constitute an unlawful act or practice,  
14 whether on a local, state, regional, or national basis.

15 \* **Sec. 2.** AS 45.50.594 is amended by adding a new subsection to read:

1 (e) Testimony given under a demand, or a copy of the testimony, is subject to  
2 the same restrictions and prohibition against disclosure as is documentary material  
3 under AS 45.50.592(e).

4 \* **Sec. 3.** AS 45.50 is amended by adding a new section to read:

5 **Sec. 45.50.595. Confidentiality of investigatory records.** Investigation  
6 records obtained or created by the attorney general in the course of an investigation  
7 under AS 45.50.562 - 45.50.596 are not considered public records available for  
8 inspection or copying under AS 09.25.110 - 09.25.220 by the public at any time during  
9 or after the investigation. However, the attorney general may issue public statements  
10 describing or warning of a course of conduct or a conspiracy that constitutes or will  
11 constitute a violation of AS 45.50.562 - 45.50.596, whether on a local, state, regional,  
12 or national basis.