

CS FOR SENATE BILL NO. 223(RES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE RESOURCES COMMITTEE

Offered: 4/6/22

Referred: Rules

Sponsor(s): SENATOR MYERS

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the confidentiality of certain state records relating to animals; and**
2 **providing for an effective date."**

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

4 *** Section 1.** AS 03.05 is amended by adding a new section to read:

5 **Sec. 03.05.084. Confidentiality of certain information; exceptions.** (a) A
6 record that includes information about an animal that is maintained by the Department
7 of Environmental Conservation to carry out the requirements of this chapter, including
8 a record of the sale, movement, unique identification number, or owner of an animal,
9 is confidential and not subject to disclosure under AS 40.25.100 - 40.25.295 (Alaska
10 Public Records Act) if the record

11 (1) identifies a particular animal, breed of animal, business, or
12 individual;

13 (2) contains test results, or a record of test samples, for a particular
14 animal; or

1 (3) contains trade secrets or proprietary business or financial
2 information.

3 (b) Notwithstanding (a) of this section, the Department of Environmental
4 Conservation may disclose information from a record subject to this section to a state,
5 federal, or local government or government agency or a regional health corporation if
6 the department determines that a threat to the health or safety of an animal or to the
7 public exists and that disclosure of the information is necessary to address the threat.

8 (c) Notwithstanding (a) of this section, the Department of Environmental
9 Conservation shall, upon request, publicly disclose records subject to this section in a
10 manner that prevents identification of a particular animal, individual, or business.

11 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
12 read:

13 TRANSITION: REGULATIONS. The Department of Environmental Conservation
14 may adopt regulations necessary to implement this Act. The regulations take effect under
15 AS 44.62 (Administrative Procedure Act), but not before the effective date of the law
16 implemented by the regulation.

17 * **Sec. 3.** Section 2 of this Act takes effect immediately under AS 01.10.070(c).