

AMENDMENT # 8

OFFERED IN THE SENATE

BY SENATOR BJORKMAN

TO: SCS CSHB 66(FIN)

1 Page 1, line 9:

2 Delete "**Rule 6(s)**"

3 Insert "**Rules 6(s) and 6.1(h)**"

4

5 Page 39, following line 26:

6 Insert a new bill section to read:

7 "*** Sec. 50.** The uncodified law of the State of Alaska is amended by adding a new section to
8 read:

9 DIRECT COURT RULE AMENDMENT. Rule 6.1(h), Alaska Rules of
10 Criminal Procedure, is amended to read:

11 **(h) Release of Report.**

12 (1) The court shall withhold publication of the report until the
13 expiration of the time for making a motion for a hearing under paragraph (g). If such a
14 motion is made, publication must be withheld pending a ruling on the motion or
15 pending any review under paragraph (i). All proceedings under this rule are
16 confidential until the judge orders the report released.

17 (2) If the judge finds that the standards of paragraphs (f) and (g) are
18 met, the judge shall order the report released **within 60 days after receiving the**
19 **report**. The judge may order that a response to the report by a person named or
20 otherwise identified, or other additional materials, be attached to the report as an
21 appendix. The report and any appendices will be filed with the clerk of the court and
22 made available for public inspection. The court shall also direct that copies of the
23 report and any appendices be sent to other persons as reasonably requested by the

1 grand jury.

2 (3) The court may withhold publication of the report for more than 60
3 days, not to exceed a total of 180 days after receiving the report [A
4 REASONABLE TIME], if the court determines that withholding the publication of the
5 report is necessary to preserve the investigative and prosecutorial function relating to
6 the alleged criminal conduct."

7

8 Renumber the following bill sections accordingly.

9

10 Page 41, following line 31:

11 Insert a new bill section to read:

12 **** Sec. 54.** The uncodified law of the State of Alaska is amended by adding a new section to
13 read:

14 TRANSITION. The court system shall release all reports created by a grand jury on or
15 after January 1, 2023, and before the effective date of sec. 50 of this Act, within 60 days after
16 the effective date of sec. 50 of this Act."

17

18 Renumber the following bill sections accordingly.

19

20 Page 42, line 4:

21 Delete "takes effect only if sec. 49 of this Act receives"

22 Insert "and Rule 6.1(h), Alaska Rules of Criminal Procedure, as amended by sec. 50 of
23 this Act, take effect only if secs. 49 and 50 of this Act receive"

24

25 Page 42, line 7:

26 Delete "sec. 54"

27 Insert "sec. 56"