

Introduced: 1/12/82
Referred: State Affairs and
Labor & Commerce

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 652

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to confidentiality of trade secrets
7 supplied to the Department of Environmental Conserva-
8 tion."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 46.03 is amended by adding a new section to read:

11 Sec. 46.03.865. CONFIDENTIAL INFORMATION. (a) The department
12 shall, upon written request of the person supplying the information,
13 preserve the confidentiality of trade secrets, privileged information,
14 and confidential, commercial, financial, or engineering information
15 furnished voluntarily or in compliance with a statute or regulation.

16 (b) Information kept confidential by the department under (a) of
17 this section becomes public 20 years after submittal unless the person
18 who supplied the information authorizes earlier release in writing.

19 (c) Information kept confidential by the department under (a) of
20 this section may be released for valid statistical or other information
21 gathering purposes if

22 (1) information which would tend to identify the person to
23 whom the record pertains is deleted; and

24 (2) disclosure is made in a manner which would not compromise
25 or defeat the purposes of a statute designed to maintain the confiden-
26 tiality of the information.

27 (d) A general description of information kept confidential by the
28 department under (a) of this section must be available to the public
29 upon request.

1 (e) Nothing in this section prohibits the release or production of
2 subpoenaed records or information to a court or state or municipal
3 agency.
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