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**COMMITTEE REPORT**  
**SENATE**

FURTHER:

Date October 22, 1917

Mr. President

The Committee on JUDICIARY considered CS 330

Commission on Judicial Conduct, etc.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for \_\_\_\_\_
- new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS

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Chairman

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Chairman recommendation

AN ACT RELATING TO THE COMMISSION ON JUDICIAL CONDUCT  
AND PROVIDING FOR AN EFFECTIVE DATE.

- Section 1. Changes the name and make-up of the Commission on Judicial Qualifications  
Name will be the Commission on Judicial Conduct  
3 Judges or Justices  
3 members who have practiced law for 10 yrs.  
3 public members
- Section 2. Provide: that the Commission shall inquire into an allegation that a judge, within a period of not more than 6 yrs. before the start of the current term, committed an act that constituted conduct in violation of the Code of Judicial Conduct.
- Section 3. Substitutes AS 44.62.310 (d), relating to Agency meetings public, for AS 44.62.310 (c) (2) \*\*\*\*\* (SEE ACCOMPANYING STATUTES)
- Section 4. Provides that the commission may informally and privately admonish the judge or recommend counseling.
- Section 5. Provides that acts of the commission are not valid unless concurred in by a majority of the members serving on the commission at the time the act is taken.
- Section 6. New Section.....  
(b) Makes all records, files and reports of the commission confidential unless:  
(1) Judge, in writing, waives confidentiality;  
(2) the subject matter of the hearing has become public; then provides what the commission shall do.  
(3) formal charges have been filed;  
(4) there is an inquiry by the Alaska Judicial Council, then provides that the Judicial Council shall maintain the confidentiality of the information it receives.
- Section 7. New section which provides that the commission may request the judge to submit to a physical or mental examination. If the judge refuses, the fact that he refused may affect the decision on the hearing, adversely.
- Section 8. Changes the name from Commission on Judicial Qualifications, to Commission on Judicial Conduct.
- Section 9. July 1, 1984 effective date.