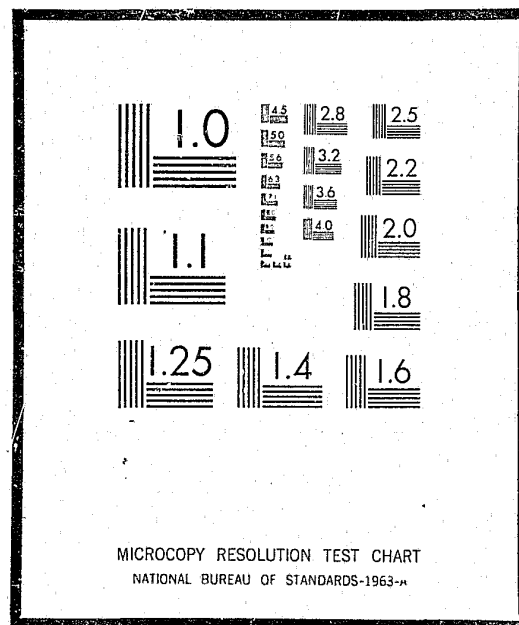


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Alaska
REGULATIONS GOVERNING LEAA FUNDED
CRIMINAL JUSTICE INFORMATION SYSTEMS

Adopted by

THE GOVERNOR'S COMMISSION ON THE
ADMINISTRATION OF JUSTICE

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PART 3. GOVERNOR'S COMMISSION
ON THE ADMINISTRATION
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Chapter
60. Criminal Justice Information Systems

CHAPTER 60. CRIMINAL JUSTICE
INFORMATION SYSTEMS

- Article
1. Collection and Storage of Criminal Justice Information
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ARTICLE 1. COLLECTION AND
STORAGE OF CRIMINAL
JUSTICE INFORMATION

- Section
10. Scope of regulations
 20. Categories of criminal justice information which may be collected and stored

6 AAC 60.010. SCOPE OF REGULATIONS. The regulations in this chapter apply only to the electronic, computer retrieval of criminal justice information from a criminal justice information system as defined in AS 12.62.070(1). (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)
Authority: AS 12.62.010
AS 12.62.070

6 AAC 60.020. CATEGORIES OF CRIMINAL JUSTICE INFORMATION WHICH MAY BE COLLECTED AND STORED. The following categories of information may be collected and stored in an electronic, computer retrieval, criminal justice information system as criminal justice information:

(1) an individual's full name, and any aliases known to refer to that person including, but not limited to, nicknames;

(2) an identifying number which each criminal justice information system may assign to an individual to whom criminal justice

information, otherwise collected and stored under authority of this section, relates;

(3) an individual's physical description and physical description classification including, but not limited to, height, weight, sex, color of hair, color of eyes, identification of race, and other identifying physical features;

(4) an individual's date of birth;

(5) an individual's citizenship;

(6) an individual's last known residence;

(7) information, which shall include the date of collection and storage, originating from a source that is reasonably considered reliable by the law enforcement agency collecting the information indicating that an individual who is the subject of an arrest warrant or a police investigation may be armed or dangerous, has attempted suicide, or has a disabling medical condition which may require immediate attention or treatment;

(8) an individual's current driver's license class and number, the issuing authority, the date of expiration, any suspension, revocation or cancellation of the license, a record of prior recorded violations of state statutes, regulations or local ordinances pertaining to the operation of a motor vehicle, a record of accident involvement, license application information and other information relevant to the issuance and regulation of driver's licenses;

(9) an individual's last recorded fish and/or game license number(s), including year of issue and current status;

(10) an individual's social security number;

(11) an individual's Federal Bureau of Investigation file number;

(12) an individual's Alaska State Trooper file number, including date of entry, type of contact and type of subject involvement;

(13) all other police agency file numbers which refer to an individual, including date of entry, type of contact and type of subject involvement;

ARTICLE 2. SECURITY

- Section
30. Segregation of computerized files and their linkage to investigatory files
 40. Terminal security

6 AAC 60.030. SEGREGATION OF COMPUTERIZED FILES AND THEIR LINKAGE TO INVESTIGATORY FILES. (a) Files shall be stored in such a manner that they cannot be destroyed, accessed; changed or overlaid in any fashion by any agency not authorized to do so under this chapter.

(b) The project director of each criminal justice information system shall have installed a program that will prohibit inquiry, file updates or destruction from any terminal other than criminal justice information system terminals authorized to do so under this chapter. The destruction of files shall be limited to terminals under the management and control of the criminal justice agency responsible for maintaining the files.

(c) The project director of each criminal justice information system shall have written and installed a classified program to detect, and store for classified output, all attempts to penetrate any criminal justice information system, program or file. This program and the records of such program shall be kept continuously under maximum security conditions.

(d) Recording material containing criminal offender record information, when not physically on the computer, shall be kept in a fire resistant locked facility at or near the computer facility. All other material may be kept in a locked facility remote from the computer facility.

(e) Agencies automating complete records systems may not link records so that a criminal offender record inquiry will include information which indicates the existence of an investigatory, in-house custodial or management file.

(f) Criminal offender record information files may be linked in such a manner that an investigatory or management inquiry from a

(14) an individual's fingerprint classification;

(15) all current arrest warrants, summons, missing person notifications, requests to contact for an emergency notification and investigatory requests to locate without contacting;

(16) stolen vehicle information which pertains to the identity, including, but not limited to, ownership, of the vehicle itself;

(17) an individual's arrest history including charge, date and disposition;

(18) an individual's prior recorded convictions for criminal offenses, including charge, date and disposition;

(19) a physical description relating to the circumstances surrounding the prior recorded convictions of an individual for a criminal offense;

(20) parole, probation, and correctional information relating to the current status of an individual;

(21) administrative correctional information including date of arrest, status change date, if any, supervision status, location of primary responsibility and corrections officer in charge, location of secondary responsibility and corrections officer in charge, physical location of the individual, placement location of the individual, literal field describing which placement location, numerical code indicating which location retains a current file on the individual, whether information is on fiche file, projected date of release from supervision, and similar administrative information;

(22) court calendaring information;

(23) terminal security information;

(24) operator security information;

(25) system errors information;

(26) administrative messages. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.020(a)(b)

criminal justice terminal will initiate a print-out of the individual's criminal offender record information. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.040(a)(1)(2)

6 AAC 60.040. TERMINAL SECURITY. (a) A background investigation by a law enforcement agency adhering to standards prescribed by the commission shall be conducted with respect to all personnel who have access to a criminal justice information system terminal in an operational environment prior to being assigned to that terminal.

(b) Physical plant security shall be provided by all agencies with access to a computerized criminal justice information system to insure maximum safeguards against fire, theft and all unauthorized entry to areas where criminal justice information is stored, processed or disseminated.

(c) Whenever access to the facility by an uncleared person is necessary, a cleared person shall be responsible for keeping the uncleared person(s) under direct observation at all times. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.040(a)

ARTICLE 3. ACCESS AND USE

Section

- 50. Input and update
- 60. Access
- 70. Secondary users
- 80. Individual's right to information
- 90. Research use of criminal justice information

6 AAC 60.050. INPUT AND UPDATE. Authorized agencies and the specified categories of criminal justice information which they may input and update are:

(1) Alaska State Troopers: Sec. 020(1), (3) - (7), (10) - (19); (26) of this chapter;

(2) Local Police Departments: Sec. 020(1), (3) - (7), (10), (11), (13) - (19), (26) of this chapter;

(3) Identification Section of the Technical Services Division of the Department of Public Safety: Sec. 020(1), (3) - (6), (10) - (19), (26) of this chapter;

(4) Driver's License Section of the Technical Services Division of the Department of Public Safety: Sec. 020(1), (3) - (6), (8), (10), (26) of this chapter;

(5) Fish and Wildlife Protection Division of the Department of Public Safety: Sec. 020(1), (3) - (7), (9), (10), (15), (26) of this chapter;

(6) Alaska State Court System: Sec. 020(1), (3) - (6), (8) - (10), (15), (17), (18), (20), (22), (26) of this chapter;

(7) Division of Corrections of the Department of Health and Social Services: Sec. 020(1), (3) - (6), (10), (15), (17), (20), (21), (26) of this chapter;

(8) Department of Law and Local Prosecution Agencies: Sec. 020(1), (3) - (6), (10), (15), (17), (18), (26) of this chapter;

(9) Alaska Public Defender Agency: Sec. 020(1), (3) - (6), (10), (26) of this chapter;

(10) Master Terminal: Sec. 020(1) - (7), (10) - (19), (23), (24), (26) of this chapter;

(11) Control Terminal: Sec. 020(25), (26) of this chapter. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.020(a)

6 AAC 60.060. ACCESS. Authorized agencies and the specified categories of criminal justice information which they may have access to are:

(1) Alaska State Troopers: Sec. 020(1) - (20), (22), (26) of this chapter;

(2) Local Police Departments: Sec. 020(1) - (20), (22), (26) of this chapter;

(3) Identification Section of the Technical Services Division of the Department of Public Safety: Sec. 020(1) - (6), (8) - (20), (22), (26) of this chapter;

(4) Driver's License Section of the Technical Services Division of the Department of Public Safety: Sec. 020(1) - (6), (8) - (10), (15), (22), (26) of this chapter;

(5) Fish and Wildlife Protection Division of the Department of Public Safety: Sec. 020(1) - (10), (15), (16), (22), (26) of this chapter;

(6) Alaska State Court System: Sec. 020(1) - (6), (8) - (10), (15), (17), (18), (20), (22), (26) of this chapter;

(7) Division of Corrections of the Department of Health and Social Services: Sec. 020(1) - (6), (10) - (15), (17) - (22), (26) of this chapter;

(8) Department of Law and Local Prosecution Agencies: Sec. 020(1) - (6), (8) - (15), (17), (18), (20), (22), (26) of this chapter;

(9) Alaska Public Defender Agency: Sec. 020(1) - (6), (8) - (14), (17), (18), (20), (22), (26) of this chapter, upon the condition that, and for so long as, the Alaska Public Defender Agency releases or communicates, subject to the requirements of sec. 70 of this chapter, those specific categories of criminal justice information, for which access has been authorized under this subsection, and for which a nominal sum, reflective of administrative cost, may be imposed, to attorneys who certify that they represent an individual who, at the time a release or communication is made, is a defendant in a criminal prosecution and that the information to be released or communicated relates to that prosecution;

(10) Master Terminal: Sec. 020(1) - (20), (22) - (24), (26) of this chapter;

(11) Control Terminal: Sec. 020(25), (26) of this chapter. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.020(a)

6 AAC 60.070. SECONDARY USERS. (a) Criminal justice information may be used only for law enforcement purposes, for research related to law enforcement, or for those additional lawful purposes necessary to the proper enforcement or administration of other provisions of law. Criminal justice information

may not be released or communicated to any individual, agency or other entity other than to a "law enforcement agency," an attorney representing an individual who is a defendant in a criminal prosecution, or a research program permitted access to criminal justice information by the commission under sec. 90 of this chapter, unless the release or communication of criminal justice information by a criminal justice agency is otherwise required by state or federal law.

(b) Each criminal justice agency in this state with custody or control of criminal justice information shall maintain a separate listing of the individuals, agencies or other entities, both within and outside this state, to which it has released or communicated criminal justice information. Each listing shall be preserved until the commission expressly authorizes its destruction. Each listing shall indicate the individual, agency or other entity to which information was released or communicated, the date of the release or communication, the individual to whom the information relates, and the items of information released or communicated. These listings shall be made available for inspection by the commission, its agent or authorized representative, and by individuals exercising their rights of access and review of criminal justice information relating to them under AS 12.62.030(c) and sec. 80 of this chapter. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.030(a)(d)

6 AAC 60.080. INDIVIDUAL'S RIGHT TO INFORMATION. Each individual shall have the right to review criminal justice information relating to him. Each criminal justice agency in this state with custody or control of criminal justice information shall make available facilities and personnel necessary to permit review of criminal justice information for which access has been authorized under sec. 60 of this chapter. Reviews shall be conducted in accordance with the following procedures:

(1) Reviews shall take place only within the facilities of an agency authorized to have access to criminal justice information under sec. 60 of this chapter, and only under the supervision and in the presence of a designated employee or agent of a criminal justice agency.

(2) Reviews shall be permitted only after proper verification that the requesting individual is the subject of the criminal justice information he is seeking.

(3) A record of each review shall be maintained by criminal justice agencies. Each review form shall be completed and signed by the supervisory employee or agent present at the review. The form shall include a recording of the name of the reviewing individual, the date of the review, and whether or not any exception was taken to the accuracy, completeness or contents of the information reviewed.

(4) An individual exercising his right to review criminal justice information may compile a written summary or make notes of information reviewed, and may take with him copies thereof. Individuals may not, however, take any copy that might reasonably be confused with the original.

(5) Each individual exercising his right to review criminal justice information shall be informed of his right to challenge the inclusion of information, pursuant to AS 12.62.030(c) and (f). (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.030(c)(f)

6 AAC 60.090. RESEARCH USE OF CRIMINAL JUSTICE INFORMATION. (a) The commission, its agent or authorized representative will decide upon formal application from a research program whether that research program shall have access to criminal justice information collected and stored in an electronic, computer retrieval, criminal justice information system.

(b) No criminal justice agency may permit a research program to have access to criminal justice information until it has been notified by the commission, its agent or authorized representative that access is authorized.

(c) Access to criminal justice information under this section will be permitted only if a research program first demonstrates to the satisfaction of the commission, its agent or authorized representative that threats to

individual privacy which might be created by the program:

(1) have been minimized by methods and procedures calculated to prevent injury or embarrassment to individuals; and

(2) are clearly outweighed by the prospective advantages accruing to the administration of justice.

(d) Access to criminal justice information under this section will be restricted in such a manner that an individual's identity will not be disclosed, unless a research program conclusively demonstrates in its formal application for access that access by name is a prerequisite to conducting the research for which application has been made.

(e) The following requirements shall be applicable to all research programs, and each criminal justice agency shall be responsible for their full and prompt enforcement:

(1) Criminal justice information which has been made available to a research program may not be used to the detriment of individuals to whom such information relates.

(2) Criminal justice information which has been made available to a research program may not be used for any other purpose, nor may such information be used for any research program other than that authorized by the commission, its agent or authorized representative.

(f) A research program requesting access to criminal justice information shall, prior to authorization of access, execute a nondisclosure agreement approved by the commission, its agent or authorized representative and post a bond in the amount of five hundred dollars with the commission, which shall be subject to forfeiture in the event that any of the requirements of this section have been violated.

(g) Authorization of access to criminal justice information under this section shall be subject to the following conditions:

(1) The commission, its agent or authorized representative shall have the right to fully

monitor any research program to assure compliance with the requirements of this section.

(2) The commission, its agent or authorized representative shall have the right to examine and verify all data generated by the research program, and if a material error or omission is found to have occurred, to order that the data not be released or used for any purpose unless corrected to the satisfaction of the commission, its agent or authorized representative.

(h) Each criminal justice agency shall be responsible for the formulation of methods and procedures which assure compliance with the requirements of this section with respect to the use of criminal justice information for purposes of any program of behavioral or other research, whether such programs are conducted by a criminal justice agency or by any other agency or individual. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010(b)
AS 12.62.030(b)

ARTICLE 4. PURGING OF CRIMINAL JUSTICE INFORMATION

Section

- 100. Purging of criminal offender record information
- 110. Purging of intelligence, analytical and investigative records
- 120. Notification of purging and requests for compliance
- 130. Formulation of procedures

6 AAC 60.100. PURGING OF CRIMINAL OFFENDER RECORD INFORMATION. (a) Criminal offender record information shall be purged under any of the following circumstances:

(1) Upon legal termination of an arrest for a criminal offense in favor of the arrestee, all criminal offender record information collected and stored in an electronic, computer retrieval, criminal justice information system as a result of that arrest, except fingerprint classifications which may be retained only for identification purposes, shall be closed and not reopened for any reason. In any event, all criminal offender

record information collected and stored in a criminal justice information system as a result of an arrest, except fingerprint classifications which may be retained only for identification purposes, shall be closed 180 days after the date of arrest and may be reopened only if a criminal proceeding is still pending as a result of that arrest and only then for equal periods pending final disposition of the criminal proceeding. Upon formal application of the arrested individual, made within one year of final disposition of the criminal offense, a copy of these records shall be forwarded to that individual. At the end of one year from final disposition, these records shall be expunged;

(2) Where an individual has been convicted of an offense which would in this state be a felony, and for a period of ten years.

(A) has not been imprisoned after conviction for that offense in this or any other jurisdiction in the United States;

(B) has not been subject to the control of parole or probation authorities in this or any other jurisdiction in the United States;

(C) has not been convicted in this or any other jurisdiction in the United States by a court of competent jurisdiction of an offense which would in this state be an offense the penalty for which denotes criminality;

and is not currently under indictment for, or otherwise charged with a criminal offense, or the subject of an arrest warrant, by any criminal justice agency in this or any other jurisdiction in the United State, all criminal offender record information relating to that individual in any electronic, computer retrieval, criminal justice information system shall be closed. Where no conviction results, periods of elapsed time while the individual was under indictment for, or otherwise charged with, a crime, or the subject of an arrest warrant, shall be included in the computation of the ten-year period provided for in this paragraph. Closing of records under this paragraph shall occur at least annually.

(3) Where an individual has been convicted of an offense which would in this state be a misdemeanor, and for a period of five years:

(A) has not been imprisoned after conviction for that offense in this or any other jurisdiction in the United States;

(B) has not been subject to the control of parole or probation authorities in this or any other jurisdiction in the United States;

(C) has not been convicted in this or any other jurisdiction in the United States by a court of competent jurisdiction of an offense which would in this state be an offense the penalty for which denotes criminality;

and is not currently under indictment for, or otherwise charged with a criminal offense, or the subject of an arrest warrant, by any criminal justice agency in this or any other jurisdiction in the United States, all criminal offender record information relating to that individual in any electronic, computer retrieval, criminal justice information system shall be closed. Where no conviction results, periods of elapsed time while the individual was under indictment for, or otherwise charged with, a crime, or the subject of an arrest warrant, shall be included in the computation of the five-year period provided for in this paragraph. Closing of records under this paragraph shall occur at least annually.

(b) Records closed under this section shall be held in confidence and shall not be made available for dissemination, release or communication by any individual or agency except as follows, and then only for such time and to such extent as may be necessary for the purposes described

(1) where necessary for in-house custodial activities of the recordkeeping agency or for the regulatory responsibilities of the commission;

(2) where the information is to be used for statistical compilations or research programs, in which the individual's identity is not disclosed and from which it is not ascertainable;

(3) where the individual to whom the information relates seeks to exercise rights of access and review under sec. 80 of this chapter;

(4) where necessary to permit an adjudication of any claim by the individual to whom the

information relates that it is misleading, inaccurate or incomplete, pursuant to AS 12.62.030(c) and (f); and

(5) where a statute of this state specifically requires inquiry into criminal offender record information beyond the limitations of this section.

(c) Whenever criminal offender record information has been closed in accordance with this section, except when information has been closed under (a)(1) of this section, and the individual to whom the information relates is subsequently arrested for a crime, his records may be reopened during the subsequent investigation, prosecution and disposition of that offense. If the arrest does not terminate in a conviction, the records shall again be closed. If a conviction does result, the records may remain open and available for dissemination and usage until the requirements of this section are again satisfied.

(d) Where the laws or regulations of another jurisdiction in the United States require the closing or expunging of criminal offender record information, and where criminal offender record information has been supplied to criminal justice agencies in this state, that criminal offender record information shall be expunged or closed as required. Information shall not be expunged or closed under this subsection until the commission or a criminal justice agency in this state has received proper notification from another jurisdiction that expunging or closing is required under the laws or regulations of that other jurisdiction. Notice in writing over the signature of an authorized official of the other jurisdiction constitutes proper notification under this subsection.

(e) Where the commission, its agent or authorized representative orders the alteration of criminal offender record information, that order may include a requirement that the information be expunged or closed and treated in accordance with the requirements of this section.

(f) Where any statute or valid administrative regulation of this state, or the judgment of any court of competent jurisdiction in this state, requires the purging of criminal offender

record information, that information shall be expunged, closed, or returned to the individual, as the statute, regulation or judgment may require.

(g) The requirements of this section impose no obligation upon criminal justice agencies to retain records beyond that time which may otherwise be provided by statute or valid administrative regulation. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010

AS 12.62.030(c)(f)

AS 12.62.040(a)

6 AAC 60.110. PURGING OF INTELLIGENCE, ANALYTICAL AND INVESTIGATIVE RECORDS. Upon termination of a police investigation in favor of an individual or an arrest for a criminal offense in favor of the arrestee, information collected and stored under sec. 20(7) of this chapter, except information indicating that an individual may have a disabling medical condition which may require immediate attention or treatment, shall be closed. At the end of one year from the favorable termination of a police investigation or the final disposition of a criminal offense in favor of the arrestee, these records shall be expunged. In any event information collected and stored under sec. 20(7) of this chapter may not be retained for a period longer than five years, and shall be expunged thereafter. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010

AS 12.62.040(a)

6 AAC 60.120. NOTIFICATION OF PURGING AND REQUESTS FOR COMPLIANCE. (a) Each criminal justice agency shall promptly furnish notice to the commission of any criminal justice information which has been expunged, closed or reopened under secs. 100 and 110 of this chapter, including notice of the specific provisions under which the designation was made.

(b) Each criminal justice agency may periodically, but shall at least annually, furnish notice that criminal justice information has been expunged, closed or reopened under secs. 100 and 110 of this chapter to criminal justice agencies in this state with custody or control of that category of criminal justice information.

(c) Each criminal justice agency which has previously released or communicated criminal justice information, which has been expunged, closed or reopened under secs. 100 and 110 of this chapter, to any law enforcement agency, both within and outside this state, shall promptly furnish notice to those agencies that the information has been expunged, closed or reopened.

(d) When furnishing the notice required under (c) of this section a criminal justice agency shall at the same time request the law enforcement agency to expunge or close, as appropriate, criminal justice information which has previously been released or communicated to the agency, but which has been expunged or closed under secs. 100 and 110 of this chapter. Compliance with this request to expunge or close criminal justice information shall be verified through a request made of the law enforcement agency to furnish the criminal justice agency with an updated record. If a law enforcement agency refuses to comply with a request to expunge or close criminal justice information which has been released or communicated to it, no further criminal justice information may be released or communicated to it by any criminal justice agency. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010

AS 12.62.030(c)

AS 12.62.040(a)

AS 12.62.050(a)

6 AAC 60.130. FORMULATION OF PROCEDURES. (a) Each criminal justice agency shall formulate methods and procedures to assure its continuing compliance with the requirements of this chapter. The commission may require any modifications or additions to those methods and procedures which it finds necessary for full and prompt compliance with this chapter.

(b) Where the commission finds that any public agency in this state has wilfully or repeatedly violated the requirements of AS 12.62 or this chapter the commission will, where other statutory provisions permit, prohibit the dissemination, release or communication of criminal justice information to that agency, for

periods and under conditions that the commission deems appropriate. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.030(c)(f)
AS 12.62.040(a)

ARTICLE 5. GENERAL PROVISIONS

Section

140. Definitions

6 AAC 60.140. DEFINITIONS. In this chapter, unless otherwise provided

(1) "close" means the retention of files, records or information recorded or stored in a criminal justice information system subject to such restrictions on access and dissemination as are required by this chapter;

(2) "commission" means the Governor's Commission on the Administration of Justice established under AS 44.19.746 - AS 44.19.758;

(3) "criminal justice agency" means an agency in this state with custody or control of criminal justice information through access authorized under sec. 60 of this chapter;

(4) "criminal justice information" means information concerning an individual collected and stored in a criminal justice information system, which is indexed under the individual's name or retrievable by reference to the individual by name or otherwise;

(5) "criminal justice information system" means an electronic, computer retrieval system, including the equipment, facilities, procedures, agreements, and organizations related to a system funded in whole or in part by the Law Enforcement Assistance Administration, for the collection, processing, or dissemination of criminal justice information;

(6) "criminal offender record information" means information, including records and data, compiled by criminal justice agencies and stored in an electronic, computer retrieval, criminal justice information system for purposes of identifying criminal offenders and of maintaining as to each such offender a summary

of arrests, pretrial proceedings, the nature and disposition of criminal charges, sentencing, rehabilitation and release. Such information is restricted to that stored in or on an electronic, computer retrieval system as the result of the initiation of criminal proceedings or of any consequent proceedings. It does not include intelligence, analytical and investigative reports and files, nor statistical records and reports in which individuals are not identified and from which their identities are not ascertainable;

(7) "criminal offense" means an offense the penalty for which denotes criminality;

(8) "expunge" means the physical destruction of files, records or information recorded or stored in a criminal justice information system;

(9) "law enforcement" means any activity relating to crime prevention, control or reduction, or the enforcement of the criminal law, including, but not limited to, police efforts to prevent, control or reduce crime or to apprehend criminals, and the activities and efforts of prosecution agencies, courts, public defender agencies, correctional institutions, and probation or parole agencies;

(10) "law enforcement agency" means a public agency which performs as one of its principal functions activities pertaining to law enforcement; and

(11) "purge" means both close and expunge. (Eff. 10/9/72, Reg. 44; am 3/10/73, Reg. 45)

Authority: AS 12.62.010
AS 12.62.070

END