

1 Rule 4-202.10. Record sharing.

2 Intent:

3 To establish the authority and limits of sharing non-public records with governmental
4 entities.

5 Applicability:

6 This rule applies to non-public court records.

7 Statement of the Rule:

8 The court may share court records classified as other than public as provided in Section 63-2-
9 206. The court may share records classified as other than public with the Judicial Conduct
10 Commission if the Commission certifies in writing that:

11 (1) the record is necessary for investigating a complaint;

12 (2) the need for the record outweighs the interests protected by closure;

13 (3) the Commission will take the steps necessary to protect the interests favoring closure if
14 the record is sent to the Supreme Court as part of the review of the Commission's order; and

15 (4) the Commission will restrict access to the record to the same degree as the court.