

# In the Supreme Court of the State of Idaho

IN RE: AMENDMENT TO IDAHO )  
COURT ADMINISTRATIVE RULE 32 )  
\_\_\_\_\_ )

ORDER

The Court, in recognition of the January 1, 2024, effective date of the newly created section 67-3004(11), Idaho Code, and being fully informed as to the need for this rule amendment:

NOW, THEREFORE, IT IS ORDERED that Idaho Court Administrative Rule 32 be amended as follows:

Idaho Court Administrative Rule 32. Records of The Judicial Department - Examination and Copying - Exemption From and Limitations on Disclosure.

\* \* \*

(d) Access to Court Records, Examination and Copying. Except as provided in paragraphs (g), (i), and (j), the following are subject to examination, inspection and copying. The Supreme Court may provide such access to these records through terminals at judicial branch facilities or on-line from any remote location over the Internet.

\* \* \*

(g) Court records exempt from disclosure. Except as provided in paragraph (h) of this rule, court records specified below are exempt from disclosure. Any willful or intentional disclosure or accessing of a sealed, shielded, or exempt court record, not otherwise authorized under this rule, may be treated as a contempt of court.

\* \* \*

(j) Court records shielded from disclosure. Upon entry of an order shielding records pursuant to I.C. § 67-3004(11) all court records of the case in which such order is entered shall be shielded from public disclosure. Provided, the shielding of court records from public disclosure shall not prevent access to the records by: (i) the defendant, (ii) judges, clerks, trial court administrators, or other staff employed by or working under the supervision of the courts who are acting within the scope of their duties, or (iii) law enforcement personnel and prosecuting attorneys acting in the exercise of their official duties and powers. If the shielding of court records is later revoked

all records subject to the revocation shall again be open to public disclosure to the extent otherwise permitted by this Rule.

\* \* \*

(jk) Request for Records.

\* \* \*

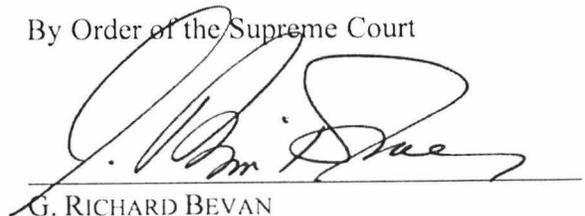
IT IS FURTHER ORDERED that this order and these amendments shall be effective January 1, 2024.

IT IS FURTHER ORDERED that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Idaho Court Administrative Rules.

IT IS FURTHER ORDERED, that notice of this Order shall be published for three consecutive weeks on the Idaho State Bar's website and in its weekly E-Bulletin, and that as soon as practicable, a summary of the amendment(s) effected by this Order shall be published in one issue of *The Advocate*.

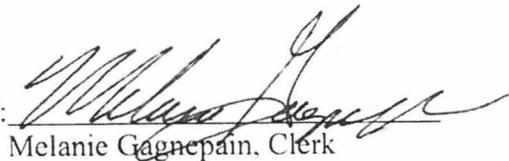
DATED this 21<sup>st</sup> day of December, 2023.

By Order of the Supreme Court



G. RICHARD BEVAN  
Chief Justice  
Idaho Supreme Court

ATTEST:



Melanie Gagnepain, Clerk

I, Melanie Gagnepain, Clerk of the Supreme Court/  
Court of Appeals of the State of Idaho, do hereby  
Certify that the above is a true and correct copy of the  
Amend Rule 32 entered in the above entitled  
cause and now on record in my office. WITNESS my  
hand and the Seal of this Court December 21, 2023  
Melanie Gagnepain, Clerk

By Corby Cole Deputy