

Public Access Committee Meeting Minutes

November 6, 2023, at 1:00 pm
1300 Broadway
Denver, CO 80203
Supreme Court Conference Room
Virtual via WebEx

The meeting was called to order at 1:00 pm

Attendees:

Voting Members Present: Judge Matthew Grove, Colorado Court of Appeals, committee chair; April McMurrey (WebEx), Office of Attorney Regulation Counsel; James O'Conner (WebEx), Office of Public Defender; Kayla Cooley, Court Programs Analyst III, SCAO; Kent Wagner, Executive Director, Office of Judicial Performance Evaluation; Kris Helge, Deputy Director of Information, State Court Administrator's Office; Marci Hoffman (WebEx), Court Executive, 19th Judicial District; Mari Cano, Clerk of Court VIII, 20th Judicial District; Melissa Thompson (WebEx), Executive Director, Office of Respondent Parents' Counsel; Peggy Gentles (WebEx), Court Executive, 14th Judicial District; Polly Brock (WebEx), Clerk of Court and Court Executive, Court of Appeals; Rob McCallum, Public Information Officer, SCAO; Shana Kloeck (WebEx), Clerk of Court VIII, 18th Judicial District; Timothy Lane, Colorado District Attorneys' Council

Non-Voting Members Present: Justice William W. Hood, III, Colorado Supreme Court; Kristina Trudeau, Appellate Court Assistant I, Colorado Court of Appeals; Scott Sutherland, Manager of Information Security, State Court Administrator's Office; Sherri Hufford, Probation Services, State Court Administrator's Office; Terri Morrison, Legal Counsel, Colorado Judicial Department

Guests: Dave Killingsworth, Chief Information Officer, State Court Administrator's Office; Jeff Roberts, representing Colorado Freedom of Information Coalition; Kim Graham (WebEx), Clerk of Court II, 18th Judicial District; Lindy Frolich (WebEx), Alternate Defense Counsel, Office of Alternate Defense Counsel; Mark Teska, Chief Operating Officer, Colorado Office of the Child's Representative

Introductions New members Kayla Cooley, Mari Cano, and Shana Kloeck

Rob McCallum moved to approve the new members as voting members to the PAC. Kent Wagner seconds the motion to approve the new members as voting members. All in favor. None opposed. Motion to approve Kayla Cooley, Mari Cano, and Shana Kloeck as new voting members to the PAC passed unanimously.

Approval of Minutes from May 17, 2022, meeting

After correcting a few spelling errors, Timothy Lane moved to approve minutes from May 17, 2023. Rob McCallum second the motion to approve meeting minutes. All in favor. None opposed. Motion to approve minutes passed unanimously.

Old Business

New Business

Standardization of gender-neutral pronouns

Judge Grove informed the PAC that a subcommittee may be needed to address the standardization of gender-neutral pronouns across various supreme court rules.

Updates to CJD 05-01

Recommendations to address confidentiality rules for child victims and child witnesses under SB23-075.

SB23-075 requires the redaction of any child victim or any child witness from criminal justice records prior to release other than in cases that solely involve traffic offenses. The statute allows child victim/child witness or their designee to access records without redaction, but the same changes were not made to Section 3.10- RESTRICTED COURT RECORD DEFINED. Terri Morrison presented specific amendments to Section 3.10. Kayla Cooley moved to approve the amendments to Section 3.10. Timothy Lane second the motion to approve the amendments. All in favor. None opposed. Motion to approve the amendments to Section 3.10 passed unanimously.

Recommendations to address access to sealed records for access by certain researchers. Section 3.07 – SEALED COURT RECORD DEFINED

Recommendations to amend Section 4.40 – ACCESS TO AGGREGATE AND COMPILED DATA FROM COURT RECORDS to address access to sealed records by certain researchers.

New Addendum F and Addendum G address access to sealed records by certain researchers.

After discussions regarding access to Section 3.07, Section 4.40, and Addendum F and Addendum G the PAC agreed that Terri Morrison would work on specific language and then recirculate to the PAC for approval.

Email from C.J. Conant regarding implementation of CJD 05-01 Section 4.40(d)

No action taken regarding this email.

Next Meeting Date

The next meeting will be set via doodle poll for December.

Meeting was adjourned at 2:09 pm