

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB26-1047 be amended as follows:

- 1 Amend printed bill, page 5, strike lines 19 through 27.
- 2 Page 6, strike lines 1 through 15.
- 3 Renumber succeeding sections accordingly.
- 4 Page 7, line 18, after "(3)(a)" insert "(I)".
- 5 Page 7, strike lines 20 through 27 and substitute:
 - 6 "is entered in an action to which this section applies, the record is no
 - 7 longer a suppressed court record and the court shall make the record
 - 8 available to the public unless the parties to the action:
 - 9 (A) Agree that the record ~~remain~~ REMAINS suppressed; OR
 - 10 (B) RESOLVE THE ACTION THROUGH A STIPULATED AGREEMENT.
 - 11 (II) If the parties agree that the record ~~remain~~ REMAINS suppressed
 - 12 OR THE PARTIES RESOLVE THE ACTION THROUGH A STIPULATED
 - 13 AGREEMENT, the record remains a suppressed court record.
 - 14 (III) A LANDLORD THAT AGREES THAT A RECORD WILL REMAIN
 - 15 SUPPRESSED PURSUANT TO THIS SUBSECTION (3)(a) SHALL NOT SEEK TO
 - 16 HAVE THE RECORD MADE AVAILABLE TO THE PUBLIC UNLESS A WRIT OF
 - 17 RESTORATION RESTORING POSSESSION OF THE PROPERTY HAS BEEN
 - 18 EXECUTED BY A SHERIFF'S OFFICE, AND ANY PROVISION OF A CONTRACT OR
 - 19 OTHER AGREEMENT THAT PURPORTS TO ALLOW A LANDLORD TO DO SO,
 - 20 CONDITIONALLY OR OTHERWISE, IS VOID AS AGAINST PUBLIC POLICY."
- 21 Page 8, strike lines 1 and 2.
- 22 Page 1, strike lines 105 through 109 and substitute "COMPLAINT;
- 23 CLARIFYING THAT COURT RECORDS REMAIN SUPPRESSED WHEN THE
- 24 PARTIES AGREE TO SUPPRESSION AS PART OF A FINAL JUDGMENT OR
- 25 SETTLE AN ACTION THROUGH A STIPULATED AGREEMENT; AND
- 26 REQUIRING A LANDLORD TO PROVIDE A TENANT AT".

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