

Rule 19. Expungement

The executive secretary shall expunge records as follows:

(a) Dismissals. All records of a complaint where the board did not find reasonable cause to believe the judge committed misconduct or where the board did not find reasonable cause to believe the judge has a disability shall be destroyed four years after the board receives the complaint or authorizes an investigation, whichever occurs first, except that an expungement shall be accomplished by the board's staff no later than two months after the time to expunge the file occurs.

(b) Case Files on Deceased Judges. All case files on deceased judges shall be destroyed, unless the file reflects a public proceeding concerning the judge, in which case the board may retain the key documents in the file.

(c) Exceptions. Upon application by the executive secretary to the chair for good cause shown and with notice and opportunity to be heard to the judge, records which would otherwise be expunged under this rule may be retained for such additional time as the chair may deem appropriate.

(Added effective January 1, 1996; amended effective July 1, 2009; amended effective July 1, 2016.)