

* The proposed amendment to the Rules on Access to Court Records would add a new paragraph (F) to Rule 5 restricting access to child sex abuse material offered and admitted as exhibits at trial.

Rule 5. Records Excluded From Public Access

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(F) Child Sex Abuse Material.

(1) “Child Sex Abuse Material” is any material that would be illegal to possess under I.C. 35-42-4-4.

(2) Child Sex Abuse Material must not be e-filed in any case.

(3) A party offering an exhibit that includes Child Sex Abuse Material must comply with Rule 7.

(4) When admitting an exhibit that includes Child Sex Abuse Material, the court must direct the court reporter to place the exhibit in a sealed envelope marked as “Child Sex Abuse Material” and keep it in a secure location.

(5) No person can access an exhibit that includes Child Sex Abuse Material unless provided by court order and consistent with I.C. 35-36-10-5(b).

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