

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

Act 1341 of 2003
HOUSE BILL 2604

5 By: Representatives Scroggin, Ledbetter
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For An Act To Be Entitled

9 AN ACT TO ALLOW THE DISCLOSURE OF INFORMATION TO
10 THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION
11 DEPARTMENT FROM THE FILES OF THE ARKANSAS
12 EMPLOYMENT SECURITY DEPARTMENT; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 TO ALLOW THE DISCLOSURE OF INFORMATION
16 TO THE ARKANSAS STATE HIGHWAY AND
17 TRANSPORTATION DEPARTMENT FROM THE FILES
18 OF THE ARKANSAS EMPLOYMENT SECURITY
19 DEPARTMENT.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 11-10-314(j), concerning the disclosure of
26 information maintained by the Employment Security Department, is amended to
27 read as follows:

28 (j) For use in furthering the economic development of the State of
29 Arkansas, the director may provide, to the extent that it is available, the
30 following information obtained in the administration of this chapter to the
31 state agencies specified:

32 (1) The Arkansas Economic Development Commission may be
33 provided:

34 (A) The employer's name, mailing address, and business
35 location in Arkansas; the name of the owner, chief executive officer, or
36 plant manager; the current number of employees; and the code for each



1 employer classified by the agency in Standard Industrial Classification Codes
2 20-87 or the equivalent classification codes under the North American
3 Industry Classification System; and

4 (B) The claims status of workers hired by employers under
5 the Arkansas Economic Development Commission’s Arkansas Enterprise Zone
6 Program authorized by §§ 15-4-1701 et seq. and 15-4-1901 et seq., provided
7 the commission submits a list of workers by name and social security number;

8 (2) The Revenue Division of the Department of Finance and
9 Administration may be provided:

10 (A) Such information as is required and necessary by §§
11 15-4-1701 et seq. and 15-4-1901 et seq.;

12 (B) The net increase in employment at manufacturing and
13 mining establishments as defined in § 26-51-505 which are participating in
14 the manufacturing jobs tax credit program created by § 26-51-505, if the
15 division provides a list of employers by name, location, and the period of
16 time for which the data is sought; and

17 (C) Such information as is necessary for the effective
18 operation of their respective programs, in order to allow cooperation between
19 the Revenue Division and the Arkansas Employment Security Department;

20 (3) The Arkansas Institute for Economic Advancement of the
21 University of Arkansas at Little Rock may be provided covered wage and
22 employment data by county on a quarterly basis by the two-digit Office of
23 Management and Budget standard industrial classifications or the equivalent
24 classification codes under the North American Industry Classification
25 System;

26 (4) The Arkansas Rehabilitation Services may be provided
27 employer quarterly wage reports and employer names, addresses, and phone
28 numbers; and

29 (5)(A) The Arkansas State Highway and Transportation Department
30 may be provided the employer’s name, the business location in Arkansas, the
31 current number of employees, and the code for each employer classified by the
32 agency in the Standard Industrial Classification Code or the equivalent
33 classification code under the North American Industrial Classification
34 System; and

35 (B) Other information that is necessary for the effective
36 operation of their respective programs in order to allow cooperation between

1 the Arkansas State Highway and Transportation Department and the Arkansas
2 Employment Security Department.

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4 SECTION 2. Arkansas Code § 11-10-314(k) is amended to read as follows:

5 (k)(1) The ~~four (4)~~ five (5) state entities specified in subsection
6 (j) of this section are strictly prohibited from making any disclosure or
7 redisclosure of the confidential information which may be made available to
8 them under the provisions of subsection (j) of this section.

9 (2) Any publication of employer data by these entities shall be
10 done in strict accordance with the rules used by the agency and as prescribed
11 by the Bureau of Labor Statistics of the United States Department of Labor to
12 prevent the disclosure of individual employer information.

13 (3) The governmental agency or entity requesting any information
14 under subsection (j) of this section shall reimburse the Arkansas Employment
15 Security Department for any and all costs incurred by the agency in making
16 the requested information available.

17 (4) Information requested by the ~~four (4)~~ five (5) state
18 entities specified in subsection (j) of this section shall be released to the
19 appropriate entities in accordance with an agreement between these entities
20 and the Arkansas Employment Security Department.

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23 APPROVED: 4/14/2003
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