

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Yates**

A Bill

SENATE BILL 204

For An Act To Be Entitled

8 "AN ACT TO AUTHORIZE THE ARKANSAS STATE POLICE TO CHARGE A
9 FEE FOR CONDUCTING A BACKGROUND INVESTIGATION; AND FOR
10 OTHER PURPOSES."

Subtitle

13 "TO ALLOW THE STATE POLICE TO CHARGE A FEE FOR CONDUCTING
14 A BACKGROUND INVESTIGATION."

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18 SECTION 1. (a) The Department of Arkansas State Police is authorized
19 to charge a fee for conducting a background investigation in an amount not to
20 exceed twenty dollars (\$20.00).

21 (b) When the Department of Arkansas State Police releases an
22 individual's criminal history, for the purposes of a background investigation,
23 it may also release any additional information authorized to be released under
24 state or federal law including information contained in automated files.

26 SECTION 2. (a) When the Arkansas State Police conduct a background
27 investigation, it shall be unlawful for any person to willfully release or
28 disclose for compensation any information obtained as a result of the
29 investigation.

30 (b) Any person who violates this act is guilty of a felony and shall be
31 punished by a fine not to exceed five thousand dollars (\$5,000) and/or by
32 imprisonment not to exceed three (3) years.

34 SECTION 3. (a) *There shall be created on the books of the State*
35 *Treasurer, State Auditor and Chief Fiscal Officer of the State a fund to be*

1 known as the Criminal Justice Equipment Fund.

2 (b) The fund shall consist of all funds collected under this act there
3 to be used for the support of the Arkansas State Police as appropriated by
4 law.

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6 SECTION 4. All provisions of this act of a general and permanent nature
7 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
8 Revision Commission shall incorporate the same in the Code.

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10 SECTION 5. If any provision of this act or the application thereof to
11 any person or circumstance is held invalid, such invalidity shall not affect
12 other provisions or applications of the act which can be given effect without
13 the invalid provision or application, and to this end the provisions of this
14 act are declared to be severable.

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16 SECTION 6. All laws and parts of laws in conflict with this act are
17 hereby repealed.

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/s/ Senator Yates

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