

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

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 25-19-105 TO AMEND THE
9 FREEDOM OF INFORMATION ACT; AND FOR OTHER PURPOSES."

Subtitle

12 "TO AMEND THE ARKANSAS FREEDOM OF INFORMATION ACT."

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

17 SECTION 1. Arkansas Code 25-19-105(b) is amended to read follows:

18 "(b) It is the specific intent of this section that the following shall
19 not be deemed to be made open to the public under the provisions of this
20 chapter:

21 (1) State income tax records;

22 (2) Medical records, scholastic records, and adoption records;

23 (3) The site files and records maintained by the Arkansas
24 Historic Preservation Program and the Arkansas Archeological Survey;

25 (4) Grand jury minutes;

26 (5) Unpublished drafts of judicial or quasi-judicial opinions and
27 decisions;

28 (6) Undisclosed investigations by law enforcement agencies of
29 suspected criminal activity;

30 (7) Unpublished memoranda, working papers, and correspondence of
31 the Governor, members of the General Assembly, Supreme Court Justices, and the
32 Attorney General;

33 (8) Documents which are protected from disclosure by order or
34 rule of court;

35 (9)(A) Files which, if disclosed, would give advantage to

1 competitors or bidders; and

2 (B) Records maintained by the Arkansas Industrial
3 Development Commission related to any business entity's planning, site
4 location, expansion, operations, or product development/marketing, unless
5 approval for release of such records is granted by the business entity;
6 provided, however, this exemption shall not be applicable to any records of
7 expenditures or grants made or administered by the Arkansas Industrial
8 Development Commission and otherwise disclosable under the provisions of this
9 chapter; and

10 (10) Personnel records to the extent that disclosure would
11 constitute clearly unwarranted invasion of personal privacy except that any
12 letter or record of communication from a member of the General Assembly
13 regarding the hiring or promotion of an employee contained in the personnel
14 record of such employee shall be made open to the public."

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16 SECTION 2. All provisions of this act of a general and permanent nature
17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
18 Revision Commission shall incorporate the same in the Code.

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20 SECTION 3. If any provision of this act or the application thereof to
21 any person or circumstance is held invalid, such invalidity shall not affect
22 other provisions or applications of the act which can be given effect without
23 the invalid provision or application, and to this end the provisions of this
24 act are declared to be severable.

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26 SECTION 4. All laws and parts of laws in conflict with this act are
27 hereby repealed.

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