

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: H3/21/97

A Bill

HOUSE BILL 2187

4
5 By: Representative Miller

For An Act To Be Entitled

9 "AN ACT TO PROVIDE THAT THE ACTIVITY OF PROVIDING
10 DOCUMENTS OR INFORMATION BY A STATE AGENCY TO THE PUBLIC
11 CANNOT BE SUBJECT TO ANY CITY OR COUNTY FEES OR TAXES; AND
12 FOR OTHER PURPOSES."

Subtitle

15 "TO PROVIDE THAT THE ACTIVITY OF
16 PROVIDING DOCUMENTS OR INFORMATION BY A
17 STATE AGENCY TO THE PUBLIC CANNOT BE
18 SUBJECT TO ANY CITY OR COUNTY FEES OR
19 TAXES."

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

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23 SECTION 1. The activity of providing information or documents to the
24 public by any agency of this state shall not be subject to any fees or taxes
25 levied by first class cities, second class cities, incorporated towns, or
26 counties of this state.

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28 SECTION 2. FINDING. It is the finding of the General Assembly that
29 state agencies occasionally will use public rights of way to install
30 facilities for the transmission of public information. Principals of open
31 government and state law require the release of such information which, on
32 occasion, will be subject to a reasonable fee for the cost of such release.
33 Even though this information may, on occasion, be transmitted on
34 telecommunications facilities, nothing in this act shall be construed to
35 classify the state as a provider of telecommunications services.

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1 SECTION 3. All provisions of this act of a general and permanent nature
2 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
3 Revision Commission shall incorporate the same in the Code.

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5 SECTION 4. If any provision of this act or the application thereof to
6 any person or circumstance is held invalid, such invalidity shall not affect
7 other provisions or applications of the act which can be given effect without
8 the invalid provision or application, and to this end the provisions of this
9 act are declared to be severable.

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11 SECTION 5. All laws and parts of laws in conflict with this act are
12 hereby repealed.

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/s/Rep. Miller

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