

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 1799 of 2003  
HOUSE BILL 2496

5 By: Representative Lendall  
6  
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## For An Act To Be Entitled

9 AN ACT TO REQUIRE THAT INSTITUTIONS OF HIGHER  
10 EDUCATION ADOPT ELECTRONIC COMMUNICATION PRIVACY  
11 POLICIES; AND FOR OTHER PURPOSES.  
12

## Subtitle

13 AN ACT TO REQUIRE THAT INSTITUTIONS OF  
14 HIGHER EDUCATION ADOPT ELECTRONIC  
15 COMMUNICATION PRIVACY POLICIES.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code Title 6, Chapter 61, Subchapter 1 is amended  
22 to add a new section to read as follows:

23 6-61-126. Electronic communication privacy policy.

24 (a) Each public postsecondary institution in Arkansas shall adopt a  
25 privacy policy governing electronic communications originated or received by  
26 a faculty member, staff member, or a student that is transmitted over the  
27 institution's computer network system.

28 (b) No later than January 1, 2004, the computer policy shall be  
29 included in each institution's student handbook and shall be available on  
30 each institution's website.

31 (c) The privacy policy shall include provisions identifying:

32 (1) The types of electronic communications that are not  
33 confidential;

34 (2) Methods to be used by the institution to protect the  
35 confidentiality of personally identifiable electronic communications that are  
36 originated or received by a faculty member, staff member, or a student;



1                   (3) Procedures for releasing any confidential personally  
2 identifiable electronic communication that is originated or received by a  
3 faculty member, staff member, or a student; and

4                   (4) Any other information necessary for the institution's  
5 faculty, staff, and students to understand their rights and obligations under  
6 the policy.

7                   (d) For purposes of this section, "electronic communication" includes  
8 any electronic mail message transmitted through the international network of  
9 interconnected government, educational, and commercial computer networks, and  
10 includes messages transmitted from or to any address affiliated with an  
11 Internet site.

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14                   APPROVED: 4/23/2003  
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