

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

HOUSE BILL 1987

5 By: Representative Baine  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND ARKANSAS LAW CONCERNING THE SHARING  
9 OF CERTAIN INVESTIGATORY INFORMATION BY AUTHORIZED  
10 ENTITIES; AMENDING A PORTION OF ARKANSAS LAW  
11 RESULTING FROM INITIATED ACT 1 OF 1990; AND FOR OTHER  
12 PURPOSES.  
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## Subtitle

15 CONCERNING THE SHARING OF CERTAIN  
16 INVESTIGATORY INFORMATION BY AUTHORIZED  
17 ENTITIES; AND AMENDING A PORTION OF  
18 ARKANSAS LAW RESULTING FROM AN INITIATED  
19 ACT.  
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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 § 7-6-218(b)(3)(B)), concerning citizens  
26 complaints to the Arkansas Ethics Commission and resulting from Initiated Act  
27 1 of 1990, is amended to read as follows:

28 (B)(i) ~~All~~ Except as provided in subdivisions  
29 (b)(3)(B)(ii) of this section, all proceedings, records, and transcripts of  
30 any investigations or inquiries shall be kept confidential by the commission,  
31 unless the respondent requests disclosure of documents relating to  
32 investigation of the case, in case of a hearing under subdivision (b)(2) of  
33 this section, or in case of judicial review of a commission decision pursuant  
34 to § 25-15-212.

35 (ii)(a) ~~However, through~~ Through its members or  
36 staff, the commission may disclose confidential information to proper law



1 enforcement officials, agencies, and bodies or as may be required to conduct  
2 its investigation.

3 (b) If an investigation or inquiry concerns an  
4 attorney or judge, the commission may, through its members or staff, disclose  
5 confidential information to the Supreme Court Committee on Professional  
6 Conduct or the Judicial Discipline and Disability Commission.

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8 SECTION 2. Arkansas Code § 16-10-404(b)(1)(G), concerning  
9 investigations of the Judicial Discipline and Disability Commission, is  
10 amended to read as follows:

11 (G)(i) If, during the course of or after an investigation or  
12 hearing, the commission reasonably believes that there may have been a  
13 violation of any rules of professional conduct of attorneys at law, the  
14 commission may release such information to any committee, commission, agency,  
15 or body within or outside of the state empowered to investigate, regulate, or  
16 adjudicate matters incident to the legal profession.

17 (ii) If, during the course of or after an  
18 investigation or hearing, the commission reasonably believes that there may  
19 have been a violation of a law or rule falling under the jurisdiction of the  
20 Arkansas Ethics Commission, the commission may release such information to  
21 the Arkansas Ethics Commission; or

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24 APPROVED: 04/11/2013