Stricken language would be deleted from and underlined language would be added to present law.

Act 145 of the Regular Session

State of Arkansas  
As Engrossed:  S1/30/13

A Bill  
SENATE BILL 131

By: Senators Holland, J. Hendren, Hester, J. Hutchinson, Irvin, Rapert, D. Sanders, J. Woods

For An Act To Be Entitled

AN ACT TO PROTECT THE PRIVACY OF OWNERS OF, AND
APPLICANTS FOR, CONCEALED HANDGUN CARRY LICENSES; TO
EXEMPT THE NAME AND CORRESPONDING ZIP CODE OF AN
APPLICANT, LICENSEE, OR PAST LICENSEE FROM DISCLOSURE
UNDER THE FREEDOM OF INFORMATION ACT OF 1967; TO
DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Subtitle

TO PROTECT THE PRIVACY OF OWNERS OF, AND
APPLICANTS FOR, CONCEALED HANDGUN CARRY
LICENSES; TO EXEMPT THE NAME AND
CORRESPONDING ZIP CODE OF THE APPLICANT,
LICENSEE, OR PAST LICENSEE FROM
DISCLOSURE; AND TO DECLARE AN EMERGENCY.

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

SECTION 1. Arkansas Code § 25-19-105(b)(19), concerning the concealed handgun records exemption to the Freedom of Information Act of 1967, is amended to read as follows:

(19) Records pertaining to the issuance, renewal, expiration, suspension, or revocation of a license to carry a concealed handgun, or a present or past licensee under § 5-73-301 et seq., including without limitation all records provided to or obtained by any a local, state, or federal governments, government or their officials, agents, or employees in
the investigation of an applicant, licensee, or past licensee, and all
records pertaining to a criminal or health history check conducted on the
applicant, licensee, or past licensee except that:

(A) Information or other records regarding an applicant, licensee, or past licensee may be released to a law enforcement agency for
the purpose of assisting in a criminal investigation or
prosecution, or for determining to determine the validity of or eligibility
for a license; and

(B) Names The name of an applicant, licensee, or past
licensee may be released as contained in investigative or arrest reports of
law enforcement that are subject to release as public records; and

(C) The name and the corresponding zip code of an
applicant, licensee, or past licensee may be released upon request by a
citizen of Arkansas.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
General Assembly of the State of Arkansas that the release of records to the
general public concerning persons licensed to carry a concealed handgun is an
unwarranted invasion of privacy and threatens the safety and property of the
persons identified; and that this act is immediately necessary to prevent
harm to citizens and safeguard their property. Therefore, an emergency is
declared to exist, and this act being immediately necessary for the
preservation of the public peace, health, and safety shall become effective
on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor,
the expiration of the period of time during which the Governor may veto the
bill; or

(3) If the bill is vetoed by the Governor and the veto is
overridden, the date the last house overrides the veto.

/s/Holland

APPROVED: BECAME LAW ON 02/22/2013 Lt. Governor Mark A. Darr