

**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.  
Act 273 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

HOUSE BILL 1279

5 By: Representative Ingram  
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## For An Act To Be Entitled

AN ACT TO AUTHORIZE THE ARKANSAS DEPARTMENT OF  
ENVIRONMENTAL QUALITY ACCESS TO CERTAIN  
INFORMATION OF THE DEPARTMENT OF WORKFORCE  
SERVICES; AND FOR OTHER PURPOSES.

## Subtitle

TO AUTHORIZE THE ARKANSAS DEPARTMENT OF  
ENVIRONMENTAL QUALITY ACCESS TO CERTAIN  
INFORMATION OF THE DEPARTMENT OF  
WORKFORCE SERVICES.

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. Arkansas Code § 11-10-314(j) and (k), concerning the  
25 disclosure of information by the Department of Workforce Services, is amended  
26 to read as follows:

27 (j) For use in furthering the economic development of the State of  
28 Arkansas, the director may provide, to the extent that it is available, the  
29 following information obtained in the administration of this chapter to the  
30 state agencies specified:

31 (1) The Arkansas Economic Development Council may be provided:

32 (A) The employer's name, mailing address, and business  
33 location in Arkansas; the name of the owner, chief executive officer, or  
34 plant manager; the current number of employees; and the code for each  
35 employer classified by the agency in Standard Industrial Classification Codes



1 20-87 or the equivalent classification codes under the North American  
2 Industry Classification System; and

3 (B) The claims status of workers hired by employers under  
4 the Arkansas Economic Development Council's Arkansas Enterprise Zone Program  
5 authorized by the Arkansas Enterprise Zone Act of 1993, § 15-4-1701 et seq.,  
6 and the Arkansas Economic Development Act of 1995, § 15-4-1901 et seq.,  
7 provided that the commission submits a list of workers by name and social  
8 security number;

9 (2) The Revenue Division of the Department of Finance and  
10 Administration may be provided:

11 (A) Such information as is required and necessary by the  
12 Arkansas Enterprise Zone Act of 1993, § 15-4-1701 et seq., and the Arkansas  
13 Economic Development Act of 1995, § 15-4-1901 et seq.;

14 (B) The net increase in employment at manufacturing and  
15 mining establishments as defined in § 26-51-505 which are participating in  
16 the manufacturing jobs tax credit program created by § 26-51-505 if the  
17 division provides a list of employers by name, location, and the period of  
18 time for which the data is sought; and

19 (C) Such information as is necessary for the effective  
20 operation of their respective programs to allow cooperation between the  
21 division and the Department of Workforce Services;

22 (3) The Arkansas Institute for Economic Advancement of the  
23 University of Arkansas at Little Rock may be provided covered wage and  
24 employment data by county on a quarterly basis by the two-digit Office of  
25 Management and Budget standard industrial classifications or the equivalent  
26 classification codes under the North American Industry Classification System;

27 (4) The Arkansas Rehabilitation Services may be provided  
28 employer quarterly wage reports and employer names, addresses, and phone  
29 numbers; ~~and~~

30 (5)~~(A)~~ The Arkansas State Highway and Transportation Department  
31 may be provided ~~the~~;

32 (A) The employer's name, the business location in  
33 Arkansas, the current number of employees, and the code for each employer  
34 classified by the agency in the Standard Industrial Classification Code or  
35 the equivalent classification code under the North American Industry  
36 Classification System; and

1 (B) Other information that is necessary for the effective  
2 operation of their respective programs in order to allow cooperation between  
3 the Arkansas State Highway and Transportation Department and the Department  
4 of Workforce Services; and

5 (6) The Arkansas Department of Environmental Quality may be  
6 provided the employer's name, mailing address, business location in Arkansas,  
7 the current number of employees, and the code for each employer classified by  
8 the agency in the Standard Industrial Classification Code or an equivalent  
9 classification code under the North American Industry Classification System.

10 (k)(1) The ~~five (5)~~ state entities specified in subsection (j) of  
11 this section are strictly prohibited from making any disclosure or  
12 redisclosure of the confidential information which may be made available to  
13 them under the provisions of subsection (j) of this section.

14 (2) Any publication of employer data by these entities shall be  
15 done in strict accordance with the rules used by the agency and as prescribed  
16 by the Bureau of Labor Statistics of the United States Department of Labor to  
17 prevent the disclosure of individual employer information.

18 (3) The governmental agency or entity requesting any information  
19 under subsection (j) of this section shall reimburse the Department of  
20 Workforce Services for any and all costs incurred by the agency in making the  
21 requested information available.

22 (4) Information requested by the ~~five (5)~~ state entities  
23 specified in subsection (j) of this section shall be released to the  
24 appropriate entities in accordance with agreements between these entities and  
25 the Department of Workforce Services.

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27 **APPROVED: 3/03/2009**  
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