

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1758

5 By: Representative Eaves
6

For An Act To Be Entitled

8 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF
9 1967; TO AMEND THE LAW GOVERNING REQUESTS FOR PUBLIC
10 RECORDS IN A CERTAIN MEDIUM OR FORMAT; AND FOR OTHER
11 PURPOSES.
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Subtitle

14 TO AMEND THE FREEDOM OF INFORMATION ACT
15 OF 1967; AND TO AMEND THE LAW GOVERNING
16 REQUESTS FOR PUBLIC RECORDS IN A CERTAIN
17 MEDIUM OR FORMAT.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 14-14-112(a), concerning the bulk copying
24 of public records in response to a request for public records, is amended to
25 read as follows:

26 (a)(1) In the absence of an existing agreement or county ordinance, a
27 county official may negotiate with a commercial, nonpress entity that
28 requests bulk, public data regarding a reasonable fee for mass duplication,
29 copying, or bulk electronic access of public records.

30 (2) The reasonable fee under subdivision (a)(1) of this section
31 shall be verifiable and shall not exceed the limits of fees stated under §§
32 25-19-105 and 25-19-109.
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34 SECTION 2. Arkansas Code § 25-19-105(d)(2)(B), concerning requests for
35 public records under the Freedom of Information Act of 1967, is amended to
36 read as follows:



1 (B) A citizen may request a copy of a public record in
2 any;

3 (i) ~~medium~~ Medium in which the record is readily
4 available; or

5 (ii) ~~in any~~ Native format in which the record exists
6 or to which it is readily convertible with the custodian's existing software.

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8 SECTION 3. Arkansas Code § 25-19-105(g), concerning public records
9 under the Freedom of Information Act of 1967, is amended to read as follows:

10 (g) Any computer hardware or version of software acquired by an entity
11 subject to § 25-19-103(7)(A) ~~after July 1, 2001,~~ shall:

12 (1) ~~be in full compliance~~ Fully comply with the requirements of
13 this section;

14 (2) ~~and shall not~~ Not impede public access to records in
15 electronic form; and

16 (3) Include the ability within the software to extract records
17 in the native electronic form.

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