

# Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

## Amendment Form

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### Subtitle of House Bill No. 1914

TO AMEND THE LAW CONCERNING THE DISCLOSURE OF INFORMATION RELATING TO A REPORT  
OF CHILD MALTREATMENT.

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### Amendment No. 1 to House Bill No. 1914

Amend House Bill No. 1914 as originally introduced:

Delete the title in its entirety and substitute the following:

"AN ACT TO AMEND THE LAW CONCERNING THE DISCLOSURE OF INFORMATION RELATING TO  
A DEPENDENCY-NEGLECT PROCEEDING OR A FAMILY IN NEED OF SERVICES PROCEEDING;  
AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute the following:

"TO AMEND THE LAW CONCERNING THE DISCLOSURE OF INFORMATION RELATING TO A  
DEPENDENCY-NEGLECT PROCEEDING OR A FAMILY IN NEED OF SERVICES PROCEEDING."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 9-27-309, concerning the confidentiality  
of records relating to proceedings initiated under the Arkansas Juvenile  
Code, is amended to add an additional subdivision to read as follows:

(n)(1) A defendant in a dependency-neglect proceeding or family in  
need of services proceeding is not prohibited from disclosing information  
related to the proceeding unless the:

(A) Circuit court enters an order prohibiting the  
disclosure of information related to the proceeding; or

(B) Defendant is prohibited from disclosing the  
information under other applicable law or court order.

(2)(A) A circuit court may enter an order prohibiting the  
disclosure of information related to a dependency-neglect proceeding or a  
family in need of services proceeding if the circuit court finds by a  
preponderance of the evidence that:

(i) A juvenile involved in the proceeding is likely  
to suffer harm if information related to the proceeding is disclosed; or

(ii)(a) An order prohibiting the disclosure of  
information is necessary to preserve another compelling state interest.



(b) An order prohibiting disclosure of information under subdivision (n)(2)(A)(ii) of this section shall be narrowly tailored to serve the compelling state interest and include sufficient findings of facts to support the order."

The Amendment was read \_\_\_\_\_  
By: Representative Gates  
JNL/JNL - 03-17-2017 10:21:08  
JNL267 \_\_\_\_\_ Chief Clerk