

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.

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

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

15 TO AUTHORIZE THE ARKANSAS DEPARTMENT OF
16 ENVIRONMENTAL QUALITY ACCESS TO CERTAIN
17 INFORMATION OF THE DEPARTMENT OF
18 WORKFORCE SERVICES.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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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
36 20-87 or the equivalent classification codes under the North American



1 Industry Classification System; and

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

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

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

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

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

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

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

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

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

36 (B) Other information that is necessary for the effective

1 operation of their respective programs in order to allow cooperation between
2 the Arkansas State Highway and Transportation Department and the Department
3 of Workforce Services; and

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

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

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

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

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

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