

Hall of the House of Representatives

87th General Assembly - Regular Session, 2009

Amendment Form

Subtitle of House Bill No. 1052

"AN ACT TO PREVENT RETALIATION AGAINST PUBLIC EMPLOYEES FOR
REQUESTING RECORDS UNDER THE FREEDOM OF INFORMATION ACT OF 1967."

Amendment No. 2 to House Bill No. 1052.

Amend House Bill No. 1052 as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 21-1-503 is amended to read as follows:

21-1-503. Employer not to penalize employee's political activity.

(a) A public employee shall not be prohibited from communicating with an elected public official concerning a matter related to the public employee's job, except for a matter exempted under § 25-19-105.

(b) A public employee shall not be prohibited from exercising a right or privilege under the Freedom of Information Act of 1967, § 25-19-101 et seq.

~~(b)~~(c)(1) It shall be unlawful for any public employer to discipline, to threaten to discipline, to reprimand either orally or in writing, to place any notation in a public employee's personnel file disciplining or reprimanding the public employee, or to otherwise discriminate against a public employee because the public employee exercised the right to communicate with an elected public official as granted under this subchapter.

(2) A public employer shall not be prohibited from disciplining a public employee who has intentionally made an untrue allegation to an elected public official concerning a matter related to the public employee's job.

~~(e)~~(d) Any person willfully violating a provision of this subchapter shall be guilty of a Class A misdemeanor."



The Amendment was read _____

By: Representative Greenberg
MBM/BGS - 03-06-2009 08:33
MBM204

Chief Clerk