

2 State of Arkansas  
3 89th General Assembly  
4 Regular Session, 2013

# A Bill

HOUSE BILL 1860

5  
6 By: Representative Leding

7 Filed with: Arkansas Legislative Council  
8 pursuant to A.C.A. §10-3-217.

## 9 For An Act To Be Entitled

10 AN ACT TO PROVIDE INCREASED ACCESSIBILITY TO STATE  
11 GOVERNMENT REGULATORY DATA; TO REQUIRE THE SECRETARY  
12 OF STATE TO CREATE AND MAINTAIN A DATABASE OF  
13 REGULATORY DATA FOR EACH STATE AGENCY; AND FOR OTHER  
14 PURPOSES.

## 16 Subtitle

17 TO PROVIDE INCREASED ACCESSIBILITY TO  
18 STATE GOVERNMENT REGULATORY DATA; AND TO  
19 REQUIRE THE SECRETARY OF STATE TO CREATE  
20 AND MAINTAIN A DATABASE OF REGULATORY  
21 DATA FOR EACH STATE AGENCY.

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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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27 SECTION 1. Arkansas Code Title 25, Chapter 1, is amended to add an  
28 additional subchapter to read as follows:

### 29 Subchapter 5 – Arkansas Regulatory Accessibility Act

#### 30 31 25-1-501. Title.

32 This subchapter shall be known and may be cited as the “Arkansas  
33 Regulatory Accessibility Act”.

#### 34 35 25-1-502. Legislative intent.

36 The General Assembly finds that:

1           (1) Information technology has evolved to allow unprecedented  
2 levels of accessibility to regulatory and other information;

3           (2) Information technology allowing access to regulatory and  
4 other information through the Internet now exists and is available to state  
5 government; and

6           (3) Access to regulatory and other information on an ongoing and  
7 regular basis will:

8                   (A) Assist citizens in navigating the applicable  
9 regulations and requirements of state government; and

10                   (B) Allow for a higher degree of accessibility and  
11 efficiency in the workings of all branches of state government.

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13           25-1-503. Definitions.

14           As used in this section:

15                   (1) "Regulatory data" means information provided by a state  
16 agency regarding the following:

17                           (A) Local, state, and federal rules and regulations  
18 applicable to Arkansans;

19                                   (B) Requirements for licenses and permits;

20                                   (C) Applications for licenses and permits;

21                                   (D) Forms needed to submit taxes, fees, and other required  
22 payments; and

23                                   (E) Contact information for the person who administers  
24 each of the items in subdivisions (1)(A)-(D) of this section;

25                   (2)(A) "State agency" means any agency, department, authority,  
26 board, commission, bureau, council, or other agency of the state excluding  
27 institutions of higher education.

28                                   (B) "State agency" includes without limitation:

29   (i) The offices of Governor, Lieutenant Governor,  
30 Attorney General, Secretary of State, Treasurer of State, Auditor of State,  
31 and Commissioner of State Lands;

32   (ii) Legislative commissions, bureaus, and offices;

33   (iii) Judicial offices;

34   (iv) Constitutional offices, commissions, and  
35 departments that receive a state appropriation for the expenditure of state  
36 funds, special revenues, or federal funds; and

1                   (v) The Arkansas Lottery Commission; and

2           (3) "Website" means a site on the Internet:

3                   (A) Identifiable by a specific Uniform Resource Locator;

4                   (B) Accessible to the public at no cost; and

5                   (C) Requiring no information of the user.

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7           25-1-504. Duties of the Secretary of State.

8           (a) The Secretary of State shall:

9                   (1) Establish standards and criteria for each state agency to  
10 report regulatory data;

11                   (2) Develop and maintain a database of regulatory data as  
12 required under this subchapter; and

13                   (3) Develop a website presenting regulatory data for each state  
14 agency that shall:

15                   (A) Report regulatory data in a common format;

16                   (B) Include regulatory data of state government in an  
17 interactive format;

18                   (C) Allow searches of regulatory data in a common format;

19 and

20                   (D) Be updated on a regular basis to present regulatory  
21 data for the current year.

22           (b) The Secretary of State shall promulgate rules to implement this  
23 subchapter, including without limitation rules concerning the reporting of  
24 additional information under this subchapter.

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26           25-1-505. Cooperation by state agencies with the Secretary of State –  
27 Report.

28           (a) Each state agency shall:

29                   (1) Cooperate with the Secretary of State to meet the  
30 requirements of this subchapter; and

31                   (2) Take actions necessary to provide information under this  
32 subchapter.

33           (b)(1) The Secretary of State shall report annually to the Legislative  
34 Council the name of each state agency that does not provide information under  
35 this subchapter.

1           (2) A copy of the report under subdivision (b)(1) of this  
2 section shall be posted on the website required under this subchapter  
3 immediately after presentation to the Legislative Council.  
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5           SECTION 2. TEMPORARY LANGUAGE. DO NOT CODIFY.

6           The website established by this act shall be operational and shall meet  
7 the requirements of this act by July 1, 2014.  
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10 Referral requested by: Representative Greg Leding

11 Prepared by: JLL/VJF  
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