

## MINUTES

### UNDERCOVER LAW ENFORCEMENT PUBLIC RECORD Protection Study and Focus Group

Wednesday, February 19, 2020

3:00 PM

Room 151, State Capitol  
Little Rock, AR

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Committee members present: Representatives Robin Lundstrum, Dwight Tosh, and Les Warren  
Non-legislative members present: Wes Baxter, Josh Curtis, Brenda Deshields, Blake Hanby, Mark Hollingsworth, J Cliff McKinney II, Billy Roehrenbeck, and Rebecca Dodd Talbert  
Non-legislative member on conference call: Kent Williamson

Other members present: Representatives Stu Smith and Danny Watson

Representative Lundstrum called the meeting to order.

#### **Introduction of Focus Group Members**

Members and guests introduced themselves.

#### **Election of Chair, Vice Chair, and Secretary**

Representative Warren made a motion to elect Representative Lundstrum as Chair, with a second by Representative Tosh, and the motion carried.

Representative Warren made a motion to elect Representative Tosh as Vice-Chair, with a second by Billy Roehrenbeck, and the motion carried.

Representative Tosh made a motion to elect Representative Warren as Secretary, with a second by Josh Curtis, and the motion carried.

#### **Consideration to Adopt Rules of Procedure for Focus Group [EXHIBIT E]**

Josh Curtis made a motion to adopt the rules, with a second by Representative Warren, and the motion carried.

#### **Presentation by Billy Roehrenbeck [EXHIBIT F]**

Mr. Roehrenbeck, Owner, Pulaski County Title, stated a privacy law would be beneficial to law enforcement, sports figures, and individuals with a high net worth. Currently, trusts and Limited Liability Companies (LLC) are used to protect the identity of an individual. With an LLC, the shareholder's identity is concealed by using another person acting as the manager. To identify the actual owner of a LLC or Trust, you need the LLC Operating Agreement or Trust Agreement, neither of which are public records. The LLC or trust must be in place at the time of purchase; otherwise, the owner's identity may show up during a search. The average person only has one LLC or trust; clients with massive assets usually set up multiple accounts. If an attorney is willing to act on the behalf of a law enforcement officer and the officer fails to pay the franchise tax, the attorney listed as the incorporator may receive notice from the Secretary of State's Office.

Once it has been approved, The Fraternal Order of Police have offered to post the final report of the study group on their website. Also stated, a private citizen has offered to pay for the hard copies of the report at no expense to the State.

The next meeting will be held in two weeks.

There being no further business, the meeting adjourned at 3:40 p.m.

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