

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4

As Engrossed: H3/3/97

A Bill

HOUSE BILL 1374

5 By: Representatives Young, Kidd, Luker, McJunkin, McKissack, Miller, Willems, Bush, DeLay, Joe Hudson, and Mullenix
6 By: Senators Bradford, Canada, and Scott
7

For An Act To Be Entitled

9 "AN ACT TO EXEMPT FROM THE FREEDOM OF INFORMATION ACT,
10 PLANS AND SUPPORT MATERIALS MAINTAINED BY THE DEPARTMENT
11 OF CORRECTION RELATED TO EMERGENCY PREPAREDNESS; AND FOR
12 OTHER PURPOSES."

Subtitle

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15 "TO EXEMPT FROM THE FREEDOM OF
16 INFORMATION ACT, PLANS AND SUPPORT
17 MATERIALS MAINTAINED BY THE DEPARTMENT
18 OF CORRECTION RELATED TO EMERGENCY
19 PREPAREDNESS."
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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23 SECTION 1. Arkansas Code, title 12, chapter 37, subchapter 1 is amended
24 by inserting an additional section at the end thereof to read as follows:

25 "§ 12-27-137. CONFIDENTIALITY OF EMERGENCY PREPAREDNESS DOCUMENTS.

26 (a) The following sections of the Department of Correction's official
27 Emergency Preparedness manual are confidential and shall not be subject to
28 disclosure under the Freedom of Information Act § 25-19-191, et seq.:

29 (1) Command Post Checklist

30 (2) Command Notifications

31 (3) Internal Notifications

32 (4) External Notifications

33 (5) Recall Notifications

34 (6) Family Notifications

35 (7) Tactical Systems

36 (8) Command Structure

- 1 (9) Emergency Locations
- 2 (10) Emergency Equipment
- 3 (11) Emergency Deactivation
- 4 (12) Emergency Plans
- 5 (13) Work Stoppage Directive
- 6 (14) Evacuation Diagrams
- 7 (15) Facility Maps, Utility Locations.

8 (b) Any document described in (a) shall nonetheless become available
 9 for public viewing if it becomes part of a criminal investigation, at the time
 10 that investigation is concluded and it is not otherwise exempt by law.

11 (c) Any amendments or additions to the sections of the Emergency
 12 Preparedness Manual described in (a) shall be reviewed annually by the
 13 Charitable, Penal and Correctional Institutions Subcommittee of the Arkansas
 14 Legislative Council."

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 16 SECTION 2. All provisions of this act of a general and permanent nature
 17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
 18 Revision Commission shall incorporate the same in the Code.

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 20 SECTION 3. If any provision of this act or the application thereof to
 21 any person or circumstance is held invalid, such invalidity shall not affect
 22 other provisions or applications of the act which can be given effect without
 23 the invalid provision or application, and to this end the provisions of this
 24 act are declared to be severable.

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 26 SECTION 4. All laws and parts of laws in conflict with this act are
 27 hereby repealed.

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 29 /s/Rep. Young, et al
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