

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4 By: Senator Mahony
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As Engrossed: S2/6/97

A Bill

SENATE BILL 30

For An Act To Be Entitled

"AN ACT TO REQUIRE RECORDATION OF SOCIAL SECURITY NUMBERS
ON APPLICATIONS FOR MARRIAGE LICENSES, FOR ANY
OCCUPATIONAL, PROFESSIONAL, OR BUSINESS LICENSE REGULATED
UNDER *TITLES 2-6, 8, 9, 14, 15, 17, 20, 22, 23, AND 27* OF
THE ARKANSAS CODE ANNOTATED AND ON DEATH CERTIFICATES AND
TRANSMITTAL OF SUCH INFORMATION TO THE ARKANSAS OFFICE OF
CHILD SUPPORT ENFORCEMENT; AND FOR OTHER PURPOSES."

Subtitle

"TO REQUIRE RECORDATION OF SOCIAL
SECURITY NUMBERS ON APPLICATIONS FOR
MARRIAGE LICENSES, CERTAIN OCCUPATIONAL,
PROFESSIONAL, AND BUSINESS LICENSES, AND
ON DEATH CERTIFICATES."

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

SECTION 1. (a) On and after July 1, 1997, all persons, agencies,
boards, commissions, or other licensing entities issuing any occupational,
professional, or business license pursuant to Titles 2-6, 8, 9, 14, 15, 17,
20, 22, 23 and 27 of the Arkansas Code Annotated shall record the name,
address, and social security number of each person applying for such license.

(b) The name, address, and social security number of the person shall
appear on the application; however, where an application is not required, the
name, address, and social security number shall appear on the occupational,
professional, or business license.

(c) The name, address, and social security number of each person issued
a license pursuant to Titles 2-6, 8, 9, 14, 15, 17, 20, 22, 23, and 27 of the
Arkansas Code Annotated shall be stored by the person, agency, board,
commission, or other licensing entity in an electronic automated data system

1 capable of transferring the information to electronic media. On a quarterly
2 basis, the licensee data base shall be transmitted to or made available to the
3 Arkansas Office of Child Support Enforcement for the purposes of cross
4 matching, location, and enforcement of child support obligations.

5 (d)(1) Only those persons, agencies, boards, departments, commissions,
6 or other licensing entities that issue five hundred (500) or more licenses
7 each year, or that have a membership of five hundred (500) or more, are
8 required to implement an automated data system as set forth in subsection (c)
9 of this section.

10 (2) Those persons, agencies, boards, departments, commissions, or
11 their licensing entities that issue fewer than five hundred (500) licenses
12 each year, or that have a membership of fewer than five hundred (500), shall
13 not be required to transmit licensee information to the Arkansas Office of
14 Child Support Enforcement on an automated basis

15 (e) The name of any member or representative of a licensing entity who
16 refuses to provide licence information to the Arkansas Office of Child Support
17 Enforcement shall be certified by the Office of Child Support Enforcement to
18 the Office of the Governor and to the Arkansas Legislative Council.

19 (f)(1) Member and applicant social security information required to be
20 collected under this section shall be maintained in a confidential manner by
21 the licensing entity.

22 (2) Except as authorized herein, such social security number
23 information shall not be released publicly and shall be excepted from the open
24 public record requirements of the Arkansas Freedom of Information Act,
25 codified at § 25-15-101 et seq.

26 (3) Disclosure of such social security information without the consent
27 of the individual or without court authorization shall be a Class B
28 misdemeanor.

29 (4) Confidentiality requirements associated with the collection and
30 maintenace of social security numbers by the licensing entity shall be
31 appropriatly disseminated and posted in the licensing entity's offices.

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33 SECTION 2. Arkansas Code Annotated § 9-11-201 is hereby amended to read
34 as follows:

35 "9-11-201. Licenses required.

36 (a) All persons hereafter contracting marriage in this state are

1 required to first obtain a license from the clerk of the county court of some
2 county in this state.

3 (b) On and after July 1, 1997, the clerk of the county court shall
4 record the social security numbers of the persons obtaining a marriage license
5 on the marriage license application.

6 (c)(1) The clerk of the county court shall transmit social security
7 numbers of marriage license applicants to the Bureau of Vital Statistics of
8 the Department of Health.

9 (2) The Bureau of Vital Statistics shall allow the Arkansas Office of
10 Child Support access to such social security information and on an automated
11 basis to the maximum extent feasible.

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13 SECTION 3. All provisions of this act of a general and permanent
14 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
15 Code Revision Commission shall incorporate the same in the Code.

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17 SECTION 4. If any provision of this act or the application thereof to
18 any person or circumstance is held invalid, such invalidity shall not affect
19 other provisions or applications of the act which can be given effect without
20 the invalid provision or application, and to this end the provisions of this
21 act are declared to be severable.

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23 SECTION 5. All laws and parts of laws in conflict with this act are
24 hereby repealed.

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/s/ Mahony

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