

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001

# A Bill

SENATE BILL 378

4  
5 By: Senator Gwatney

## For An Act To Be Entitled

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8  
9 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT; AND  
10 FOR OTHER PURPOSES.

## Subtitle

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12  
13 TO AMEND THE FREEDOM OF INFORMATION ACT.  
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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18 SECTION 1. Arkansas Code 25-19-105(b), concerning exceptions to the  
19 Freedom of Information Act, is amended to read as follows:

20 (b) It is the specific intent of this section that the following shall  
21 not be deemed to be made open to the public under the provisions of this  
22 chapter:

- 23 (1) State income tax records;
- 24 (2) Medical records, scholastic records, and adoption records;
- 25 (3) The site files and records maintained by the Arkansas  
26 Historic Preservation Program and the Arkansas Archeological Survey;
- 27 (4) Grand jury minutes;
- 28 (5) Unpublished drafts of judicial or quasi-judicial opinions and  
29 decisions;
- 30 (6) Undisclosed investigations by law enforcement agencies of  
31 suspected criminal activity;
- 32 (7) Unpublished memoranda, working papers, and correspondence of  
33 the Governor, members of the General Assembly, Supreme Court Justices, Court  
34 of Appeals Judges, and the Attorney General;
- 35 (8) Documents which are protected from disclosure by order or  
36 rule of court;

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1 (9)(A) Files which, if disclosed, would give advantage to  
2 competitors or bidders; and

3 (B)(i) ~~Records~~ For one (1) year after a contract between  
4 the Arkansas Economic Development Commission and a business entity receiving  
5 assistance from the commission has been signed, records maintained by the  
6 Arkansas Economic Development Commission related to any business entity's  
7 planning, site location, expansion, operations, or product development and  
8 marketing, unless approval for release of such records is granted by the  
9 business entity.

10 (ii) Provided, however, this exemption shall not be  
11 applicable to any records of expenditures or grants made or administered by  
12 the Arkansas Economic Development Commission and otherwise disclosable under  
13 the provisions of this chapter;

14 (10) Personnel records to the extent that disclosure would  
15 constitute clearly unwarranted invasion of personal privacy; and

16 (11)(A) The identities of law enforcement officers currently  
17 working undercover with their agencies and identified in the Arkansas Minimum  
18 Standards Office as undercover officers.

19 (B) Records of the number of undercover officers and  
20 agency lists are not exempt from this chapter.

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