

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.

State of Arkansas  
83rd General Assembly  
Regular Session, 2001

*As Engrossed: S3/1/01*

## A Bill

SENATE BILL 781

By: Senator D. Malone  
By: Representative Ferguson

### For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS CODE 19-4-105 TO MAKE  
DOCUMENTATION GATHERED BY THE OFFICE OF INTERNAL  
AUDIT CONFIDENTIAL WHILE AN AUDIT IS BEING CONDUCTED;  
AND FOR OTHER PURPOSES.

### Subtitle

AN ACT TO AMEND ARKANSAS CODE 19-4-105  
TO MAKE DOCUMENTATION GATHERED BY THE  
OFFICE OF INTERNAL AUDIT CONFIDENTIAL  
WHILE AN AUDIT IS BEING CONDUCTED.

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

SECTION 1. Arkansas Code 19-4-105 is amended to read as follows:  
19-4-105. Continuing studies and investigations.

(a) The Chief Fiscal Officer of the State is directed to make  
continuing studies and investigations of the operation of state agencies and  
to make recommendations to the General Assembly, the Legislative Council, and  
the Governor about improvements which should be made in order to:

- (1) Safeguard against excessive expenditures of appropriations  
and funds;
- (2) Promote economy, efficiency, and control in the operation of  
state agencies;
- (3) Properly execute budgets; and
- (4) Accomplish the purposes of this chapter as intended by the  
General Assembly.

(b)(1) All internal audit documentation, including notes, memoranda, preliminary drafts of audit reports, and other data gathered in the preparation of internal audit reports by the Office of Internal Audit, created within the Department of Finance and Administration by Governor's Executive Order 98-08, are privileged and confidential and are exempt from §§ 25-19-101 through 25-19-107, except as provided in this subsection.

(2)(A) The exemption shall not apply to completed internal audits of the Office of Internal Audit *after* a final report of the internal audit has been presented to the Chief Fiscal Officer of the State and to the Governor or Governor's designee.

(B) The final report and copies of any supporting documentation shall then be open to public inspection and copying, except for documents that are exempt from disclosure under other law.

/s/ D. Mal one