

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 85th General Assembly  
3 Regular Session, 2005  
4

# A Bill

HOUSE BILL 1879

5 By: Representatives Pickett, Verkamp  
6  
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## For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 23-2-316 TO  
10 PERMIT THE DIRECTOR OF THE BUREAU OF LEGISLATIVE  
11 RESEARCH TO INSPECT AND COPY THE RECORDS OF THE  
12 ARKANSAS PUBLIC SERVICE COMMISSION; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15 AN ACT TO AMEND ARKANSAS CODE § 23-2-316  
16 TO PERMIT THE DIRECTOR OF THE BUREAU OF  
17 LEGISLATIVE RESEARCH TO INSPECT AND COPY  
18 THE RECORDS OF THE ARKANSAS PUBLIC  
19 SERVICE COMMISSION.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 23-2-316 is amended to read as follows:

26 23-2-316. Records of commission open to public – Exceptions –  
27 Protective orders – Exception.

28 (a) All facts and information, including all reports, records, files,  
29 books, accounts, papers, and memoranda in the possession of the commission,  
30 shall be public and open to public inspection at all reasonable times.

31 (b)(1) Whenever the commission determines it to be necessary in the  
32 interest of the public or, as to proprietary facts or trade secrets, in the  
33 interest of the utility to withhold such facts and information from the  
34 public, the commission shall do so.

35 (2) The Except as provided in subsection (c) of this section,  
36 the commission may take such action in the nature of, but not limited to,



1 issuing protective orders, temporarily or permanently sealing records, or  
2 making other appropriate orders to prevent or otherwise limit public  
3 disclosure of facts and information.

4 (c)(1) All facts and information in the possession of the commission,  
5 including all reports, records, files, books, accounts, papers, and  
6 memoranda, shall be open to inspection and copying by the Director of the  
7 Bureau of Legislative Research or his or her designee.

8 (2) If the commission has issued a protective order under  
9 subsection (b) of this section that applies to any information sought under  
10 subdivision (c)(1) of this section, the Director of the Bureau of Legislative  
11 Research or his or her designee:

12 (A) Shall not disclose that information to the public  
13 until the protective order is no longer effective; and

14 (B) May not use the information obtained for any purpose  
15 other than to assist the General Assembly in the performance of its  
16 legislative oversight of the commission.

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