

1 State of Arkansas

2 87th General Assembly

3 Regular Session, 2009

A Bill

HOUSE BILL 1623

4
5 By: Representatives Stewart, Woods, Adcock, Barnett, Cheatham, Cole, Flowers, House, Kerr, M.
6 Martin, Nix, Perry, Sample, G. Smith, Wells
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For An Act To Be Entitled

9
10 AN ACT PROHIBITING THE RELEASE OF THE IDENTITIES
11 OR OTHER INFORMATION CONCERNING CONCEALED HANDGUN
12 LICENSEES; AND FOR OTHER PURPOSES.
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Subtitle

14
15 PROHIBITING THE RELEASE OF THE
16 IDENTITIES OR OTHER INFORMATION
17 CONCERNING CONCEALED HANDGUN LICENSEES.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code Title 5, Chapter 73, Subchapter 3, is amended
23 to add a new section to read as follows:

24 5-73-321. Releasing certain information under subchapter prohibited.

25 (a) The following are confidential, not available for public
26 inspection, exempt from the Freedom of Information Act of 1967, § 25-19-101
27 et seq., and may not be published in any manner:

28 (1) The name or identity of a licensee;

29 (2) All information contained in an application for a license
30 under this subchapter or renewal application, and in any materials required
31 for a license;

32 (3) All information under this subchapter provided to or
33 obtained by:

34 (A) A state or federal agency;

35 (B) A county, municipality, or other political
36 subdivision;



1 (C) An official, agent, or employee of a state or federal
2 agency; or

3 (D) A state or federal agency in the course of its
4 investigation of an applicant under this subchapter;

5 (4) All records maintained relative to:

6 (A) An application for a license under this subchapter or
7 renewal application under this subchapter;

8 (B) The issuance, renewal, expiration, suspension, or
9 revocation of a license under this subchapter; or

10 (C) The result of a criminal history record check
11 conducted under this subchapter;

12 (b) Information or other records regarding an applicant under this
13 subchapter or a licensee may be released to a law enforcement agency for the
14 purpose of conducting an investigation or prosecution or for determining
15 validity of a license under this subchapter but shall not be publicly
16 disclosed by the law enforcement agency except as evidence in a criminal
17 proceeding.

18 (c)(1) A person other than an applicant under this subchapter or a
19 licensee who knowingly publishes in any form information or records described
20 in this section upon conviction is guilty of a Class A misdemeanor.

21 (2) Subdivision (c)(1) of this section does not apply to
22 information or a record described in this section that:

23 (A) Concerns an applicant under this subchapter or a
24 licensee and the applicant under this subchapter or the licensee consented to
25 the publication;

26 (B) Is otherwise publicly available or was otherwise made
27 public; or

28 (C) Was released before the effective date of this act.
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