

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4
5 By: Representative Capp

A Bill

HOUSE BILL 1585

For An Act To Be Entitled

8 AN ACT TO CREATE A PROCEDURE FOR THE DISPOSAL OF
9 PERSONAL INFORMATION CONTAINED IN A LEASED SELF-
10 SERVICE STORAGE SPACE; AND FOR OTHER PURPOSES.

Subtitle

14 TO CREATE A PROCEDURE FOR THE DISPOSAL OF
15 PERSONAL INFORMATION CONTAINED IN A
16 LEASED SELF-SERVICE STORAGE SPACE.

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

21 SECTION 1. Arkansas Code Title 18, Chapter 16, Subchapter 4, is
22 amended to add an additional section to read as follows:

23 18-16-412. Disposal of personal information.

24 (a)(1) As used in this section, "personal information" means
25 information relating to a client, customer, or a person with whom the
26 occupant does business that readily identifies that person or is closely
27 associated with the person, including without limitation a person's:

28 (A) Social Security number;

29 (B) Credit or debit card information;

30 (C) Bank account number;

31 (D) Medical information; or

32 (E) Passport information.

33 (2) "Personal information" does not include information that
34 readily identifies or is closely associated with the occupant of the leased
35 self-service storage space.

36 (b) If the operator has a reasonable belief that the leased self-



1 service storage space contains personal information relating to clients,
 2 customers, or others with whom the occupant does business, the operator may
 3 after an occupant is in default for a period of more than forty-five (45)
 4 days inspect the contents of a leased self-service storage space to
 5 investigate for the presence of personal information without any liability to
 6 the occupant or any other person who claims an interest in the personal
 7 information.

8 (c) The operator:

9 (1) Shall not sell the personal information under § 18-16-406;

10 and

11 (2) Shall destroy the personal information.

12 (d) An operator who complies with subsections (b) and (c) of this
 13 section is not liable to the occupant or any other person who claims an
 14 interest in the personal information.

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