

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

SENATE BILL 261

5 By: Senator Hester  
6 By: Representative Davis  
7

## For An Act To Be Entitled

9 AN ACT TO ESTABLISH THAT ATTORNEY RECORDS RELATED TO  
10 LITIGATION INVOLVING A STATE-SUPPORTED INSTITUTION OF  
11 HIGHER EDUCATION OR ITS OFFICERS OR EMPLOYEES ARE  
12 EXEMPT FROM THE FREEDOM OF INFORMATION ACT OF 1967;  
13 AND FOR OTHER PURPOSES.  
14  
15

## Subtitle

16 TO ESTABLISH THAT ATTORNEY RECORDS  
17 RELATED TO LITIGATION INVOLVING A STATE-  
18 SUPPORTED INSTITUTION OF HIGHER EDUCATION  
19 OR ITS OFFICERS OR EMPLOYEES ARE EXEMPT  
20 FROM THE FREEDOM OF INFORMATION ACT OF  
21 1967.  
22  
23  
24

25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
26

27 SECTION 1. Arkansas Code Title 6, Chapter 60, Subchapter 1, is amended  
28 to add an additional section to read as follows:

29 6-60-111. Records related to litigation – Disclosure exempted.

30 (a) Records relating to pending or reasonably anticipated litigation  
31 involving a state-supported institution of higher education, its officers, or  
32 its employees are confidential and not subject to the Freedom of Information  
33 Act of 1967, § 25-19-101 et seq.

34 (b) Upon the conclusion of any litigation involving a state-supported  
35 institution of higher education, its officers, or its employees, the records  
36 under subsection (a) of this section shall be open for public inspection



1 unless otherwise exempt.

- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35
- 36