

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: H3/28/19

A Bill

HOUSE BILL 1417

5 *By: Representatives Watson, M. Gray, Slape, Vaught*
6 *By: Senator L. Eads*
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF
10 1967 TO PROTECT THE IDENTITY OF CERTAIN PERSONS
11 ASSISTING IN CRIMINAL INVESTIGATIONS; TO CREATE AN
12 EXEMPTION TO THE FREEDOM OF INFORMATION ACT OF 1967;
13 AND FOR OTHER PURPOSES.
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Subtitle

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17 *TO AMEND THE FREEDOM OF INFORMATION ACT*
18 *OF 1967 TO PROTECT THE IDENTITY OF*
19 *CERTAIN PERSONS ASSISTING IN CRIMINAL*
20 *INVESTIGATIONS; AND TO CREATE AN*
21 *EXEMPTION TO THE FREEDOM OF INFORMATION*
22 *ACT OF 1967.*
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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27 SECTION 1. Arkansas Code § 25-19-105(b), concerning exemptions to the
28 document disclosure requirements of the Arkansas Freedom of Information Act
29 of 1967, is amended to add an additional subdivision to read as follows:

30 (24)(A) When the custodian is a governmental entity that has
31 knowledge of the individual's assistance as described in subdivision
32 (b)(24)(A)(i) or (b)(24)(A)(ii) of this section, records containing
33 information that could reasonably be used to identify an individual who is
34 assisting or has assisted a governmental entity in one (1) or more
35 investigations, whether open or closed, of matters that are criminal in
36 nature, if:



- 1 (i) The individual is a confidential informant;
- 2 (ii) The individual is a confidential source;
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- 4 (iii) The individual's assistance is or was provided under
- 5 an assurance of confidentiality; or
- 6 (iv) The individual's assistance was not provided under an
- 7 assurance of confidentiality, and disclosure of the individual's identity
- 8 could reasonably be expected to endanger the life or physical safety of the
- 9 individual or a member of the individual's family within the first degree of
- 10 consanguinity.
- 11 (B) As used in this subdivision (b)(24), "information that
- 12 could reasonably be used to identify an individual" includes the following:
- 13 (i) The individual's name;
- 14 (ii) The individual's date of birth;
- 15 (iii) A physical description of the individual that
- 16 could reasonably be used to identify him or her;
- 17 (iv) The individual's Social Security number,
- 18 driver's license number, or other government-issued number specific to him or
- 19 her;
- 20 (v) The individual's work or personal contact
- 21 information; and
- 22 (vi) Any other information about the individual that
- 23 could reasonably be used to identify the individual.

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25 /s/Watson
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