

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

As Engrossed: H3/28/19 H4/1/19

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 subdivisions
32 (b)(24)(A)(i)-(iv) of this section, records containing information that could
33 reasonably be used to identify an individual who is assisting or has assisted
34 a governmental entity in one (1) or more investigations, whether open or
35 closed, of matters that are criminal in nature, if:

36 (i) The individual is a confidential informant;



1 (ii) The individual is a confidential source;

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3 (iii) The individual's assistance is or was provided under
4 an assurance of confidentiality; or

5 (iv) The individual's assistance was not provided under an
6 assurance of confidentiality, and disclosure of the individual's identity
7 could reasonably be expected to endanger the life or physical safety of the
8 individual or a member of the individual's family within the first degree of
9 consanguinity.

10 (B) As used in this subdivision (b)(24), "information that
11 could reasonably be used to identify an individual" includes the following:

12 (i) The individual's name;

13 (ii) The individual's date of birth;

14 (iii) A physical description of the individual that
15 could reasonably be used to identify him or her;

16 (iv) The individual's Social Security number,
17 driver's license number, or other government-issued number specific to him or
18 her;

19 (v) The individual's work or personal contact
20 information; and

21 (vi) Any other information about the individual that
22 could reasonably be used to identify the individual.

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24 /s/Watson
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