

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

A Bill

SENATE BILL 497

5 By: Senator A. Clark
6 By: Representative Burch
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE DISCLOSURE OF
10 CONFIDENTIAL INFORMATION UNDER THE CHILD MALTREATMENT
11 ACT; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO AMEND THE LAW CONCERNING THE
16 DISCLOSURE OF CONFIDENTIAL INFORMATION
17 UNDER THE CHILD MALTREATMENT ACT.
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Arkansas Code § 12-18-620(e)(11), concerning the right of a
23 United States or Arkansas senator or representative to receive and redisclose
24 information on a pending investigation under the Child Maltreatment Act, is
25 amended to read as follows:

26 (11)(A)~~(i)~~ Federal, state, and local government entities, or any
27 agent of such entities that have a need for such information to carry out its
28 responsibilities under law to protect children from child maltreatment.

29 (B) Acting in their official capacities under law to
30 protect children, disclosure may be made to individual United States and
31 Arkansas senators and representatives and their authorized staff members but
32 only if they agree not to permit any redisclosure of the information except
33 for a legitimate state purpose to protect children from child maltreatment.

34 ~~(ii) This subdivision (e)(11)(A) does not prohibit~~
35 ~~an individual United States or Arkansas senator or representative from~~
36 ~~disclosing information to another United States or Arkansas senator or~~



1 ~~representative.~~

2 ~~(B)(C)~~ However, disclosure shall not be made to any
 3 committee or legislative body; and

4
 5 SECTION 2. Arkansas Code § 12-18-710(e)(12), concerning the right of a
 6 United States or Arkansas senator or representative to receive and redisclose
 7 information on an investigative determination pending due process under the
 8 Child Maltreatment Act, is amended to read as follows:

9 (12)(A)~~(i)~~ Federal, state, and local government entities, or any
 10 agent of such entities that have a need for such information to carry out its
 11 responsibilities under law to protect children from child maltreatment.

12 (B) Acting in their official capacities under law to
 13 protect children, disclosure may be made to individual United States and
 14 Arkansas senators and representatives and their authorized staff members, but
 15 only if they agree not to permit any redisclosure of the information except
 16 for a legitimate state purpose to protect children from child maltreatment.

17 ~~(ii) This subdivision (e)(12)(A) does not prohibit~~
 18 ~~an individual United States or Arkansas senator or representative from~~
 19 ~~disclosing information to another United States or Arkansas senator or~~
 20 ~~representative.~~

21 ~~(B)(C)~~ However, disclosure shall not be made to any
 22 committee or legislative body; and

23
 24 SECTION 3. Arkansas Code § 12-18-909(g)(15), concerning the right of a
 25 United States or Arkansas senator or representative to receive and redisclose
 26 a true report of child maltreatment under the Child Maltreatment Act, is
 27 amended to read as follows:

28 (15)(A)~~(i)~~ Federal, state, and local government entities, or any
 29 agent of such entities that have a need for such information to carry out its
 30 responsibilities under law to protect children from child maltreatment.

31 (B) Acting in their official capacities under law to
 32 protect children, disclosure may be made to individual United States and
 33 Arkansas senators and representatives and their authorized staff members, but
 34 only if they agree not to permit any redisclosure of the information except
 35 for a legitimate state purpose to protect children from child maltreatment.

36 ~~(ii) This subdivision (g)(15)(A) does not prohibit~~

1 ~~an individual United States or Arkansas senator or representative from~~
2 ~~disclosing information to another United States or Arkansas senator or~~
3 ~~representative.~~

4 ~~(B)(C)~~ However, disclosure shall not be made to any
5 committee or legislative body of any information that identifies any
6 recipient of services by name or address;

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8 SECTION 4. Arkansas Code § 12-18-910(f)(6), concerning the right of a
9 United States or Arkansas senator or representative to receive and redisclose
10 an unsubstantiated report under the Child Maltreatment Act, is amended to
11 read as follows:

12 (6)(A)~~(i)~~ Federal, state, and local government entities, or any
13 agent of such entities that have a need for such information to carry out its
14 responsibilities under law to protect children from child maltreatment.

15 (B) Acting in their official capacities under law to
16 protect children, disclosure may be made to individual United States and
17 Arkansas senators and representatives and their authorized staff members, but
18 only if they agree not to permit any redisclosure of the information except
19 for a legitimate state purpose to protect children from child maltreatment.

20 ~~(ii) This subdivision (f)(6)(A) does not prohibit an~~
21 ~~individual United States or Arkansas senator or representative from~~
22 ~~disclosing information to another United States or Arkansas senator or~~
23 ~~representative.~~

24 ~~(B)(C)~~ However, disclosure shall not be made to any
25 committee or legislative body of any information that identifies any
26 recipient of services by name or address;