

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

A Bill

SENATE BILL 681

5 By: Senator Elliott
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For An Act To Be Entitled

8 AN ACT TO CREATE THE ARKANSAS PUBLIC TAX DOLLAR
9 TRANSPARENCY ACT OF 2019; TO CLARIFY THE FREEDOM OF
10 INFORMATION ACT OF 1967 AS IT RELATES TO PUBLIC
11 SCHOOLS; TO REQUIRE PUBLIC SCHOOLS TO COMPLY WITH THE
12 FREEDOM OF INFORMATION ACT OF 1967; AND FOR OTHER
13 PURPOSES.
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Subtitle

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17 TO CLARIFY THE FREEDOM OF INFORMATION ACT
18 OF 1967 AS IT RELATES TO PUBLIC SCHOOLS;
19 AND TO REQUIRE PUBLIC SCHOOLS TO COMPLY
20 WITH THE FREEDOM OF INFORMATION ACT OF
21 1967.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 6, Chapter 10, is amended to add an
27 additional section to read as follows:

28 6-10-133. Arkansas Public Tax Dollar Transparency Act of 2019.

29 (a) This section shall be known and may be cited as the "Arkansas
30 Public Tax Dollar Transparency Act of 2019".

31 (b)(1) As used in this section, "management entity" means an eligible
32 entity as defined under § 6-23-103 that operates an open-enrollment public
33 charter school as authorized under § 6-23-303.

34 (2) An entity is not a "management entity" solely because it
35 contracts with an open-enrollment public charter school to provide to the
36 open-enrollment public charter school goods or services that are performed at



1 the direction of the governing body of the open-enrollment public charter
2 school and for which the governing body retains ultimate decision-making
3 authority.

4 (c)(1) The following entities shall comply with the Freedom of
5 Information Act of 1967, § 25-19-101 et seq., to the same extent as required
6 by kindergarten through grade twelve (K-12) public schools:

7 (A) Management entities;

8 (B) Open-enrollment public charter schools; and

9 (C) Private schools that receive state funds.

10 (2) The requirement under subdivision (c)(1) of this section
11 includes without limitation the following provisions of the Freedom of
12 Information Act of 1967, § 25-19-101 et seq.:

13 (A) Examination and copying of public records under § 25-
14 19-105; and

15 (B) Open public meetings under § 25-19-106.

16 (d) Unless otherwise required by law, the requirement under
17 subdivision (c)(1) shall not apply to a management entity when it is engaging
18 in activities unrelated to the operation of an open-enrollment public charter
19 school.

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