

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: H3/16/21 H4/6/21

A Bill

HOUSE BILL 1635

5 By: Representatives Milligan, C. Fite
6 By: Senator Irvin
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For An Act To Be Entitled

9 AN ACT TO AMENDMENT FREEDOM OF INFORMATION ACT OF
10 1967; TO EXEMPT FROM DISCLOSURE CERTAIN RECORDS
11 PERTAINING TO VICTIMS OF CRIME AND TO THE FAMILY
12 MEMBERS OF VICTIMS OF CRIME; AND FOR OTHER PURPOSES.
13

Subtitle

16 TO AMEND THE FREEDOM OF INFORMATION ACT
17 OF 1967; AND TO EXEMPT FROM DISCLOSURE
18 CERTAIN RECORDS PERTAINING TO VICTIMS OF
19 CRIME AND TO THE FAMILY MEMBERS OF
20 VICTIMS OF CRIME.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 25-19-105(b), concerning exemptions from
26 the requirement to disclose public records under the Freedom of Information
27 Act of 1967, is amended to add additional subdivisions to read as follows:

28 (27) Records that have been made part of a criminal
29 investigation by and that are in the custody of a law enforcement entity that
30 is subject to this subchapter, to the extent that disclosure would constitute
31 a clearly unwarranted invasion of the personal privacy of:

32 (A) The victim;

33 (B) A member of the victim's family if the family member has not
34 been:

35 (i) Charged with or convicted of the crime; or

36 (ii) Publically identified as a suspect in the crime by



1 the law enforcement entity investigating the crime; or

2 (C) A witness; and

3 (28) Personal contact information in the custody of a law
4 enforcement agency or prosecutor, including without limitation the Social
5 Security number, driver's license number, home or mobile telephone number,
6 personal email address, or home or business address of:

7 (A) The victim of any offense under § 5-26-301 et seq.;

8 (B) A person who has filed a petition for an order of
9 protection under the Domestic Abuse Act of 1997, § 9-15-101 et seq.; or

10 (C) A family member of a person who has filed a petition
11 for an order of protection under the Domestic Abuse Act of 1997, § 9-15-101
12 et seq.

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15 /s/Milligan
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