

Stricken language would be deleted from and underlined language would be added to present law.

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

As Engrossed: S2/1/21

A Bill

SENATE BILL 208

5 By: Senator D. Sullivan
6 By: Representatives Bentley, M. Berry, S. Berry, Boyd, Bragg, Breaux, Brooks, Brown, Bryant, Carr,
7 Cavanaugh, Christiansen, Cloud, Clowney, Coleman, A. Collins, C. Cooper, Cozart, Crawford, Dalby, M.
8 Davis, Deffenbaugh, Dotson, Eaves, Ennett, Eubanks, Evans, D. Ferguson, K. Ferguson, Fielding, C. Fite,
9 L. Fite, V. Flowers, Fortner, Furman, D. Garner, Gazaway, Godfrey, Gonzales, M. Gray, Haak, Hawks,
10 Hillman, M. Hodges, Holcomb, Hollowell, Hudson, Jean, Jett, L. Johnson, Ladyman, Love, Lowery,
11 Lundstrum, Lynch, Maddox, Magie, J. Mayberry, McClure, McCollum, McCullough, M. McElroy,
12 McGrew, McKenzie, McNair, S. Meeks, Miller, Milligan, Murdock, NA, Nicks, Payton, Penzo, Perry,
13 Pilkington, Ray, Richardson, Richmond, Rye, Scott, Shepherd, Slape, B. Smith, S. Smith, Speaks,
14 Springer, Tollett, Tosh, Underwood, Vaught, Wardlaw, Warren, Watson, D. Whitaker, Wing, *Womack*
15

For An Act To Be Entitled

16
17 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF
18 1967; TO DEFINE THE TERM "MEETING" UNDER THE FREEDOM
19 OF INFORMATION ACT OF 1967; TO AMEND THE LAW
20 CONCERNING OPEN PUBLIC MEETINGS; AND FOR OTHER
21 PURPOSES.
22
23

Subtitle

24
25 TO AMEND THE FREEDOM OF INFORMATION ACT
26 OF 1967; TO DEFINE THE TERM "MEETING"
27 UNDER THE FREEDOM OF INFORMATION ACT OF
28 1967; AND TO AMEND THE LAW CONCERNING
29 OPEN PUBLIC MEETINGS.
30
31

32 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
33

34 SECTION 1. Arkansas Code § 25-19-103, concerning definitions under the
35 Freedom of Information Act of 1967, is amended to add an additional
36 subdivision to read as follows:



1 (10) "Meeting" means a gathering in which any matter relating to
2 a public entity on which action may be taken by the governing body is
3 discussed in person, by telephone, electronically, or by other means of
4 communication.

5
6 SECTION 2. Arkansas Code § 25-19-106(a), concerning open public
7 meetings under the Freedom of Information Act of 1967, is amended to read as
8 follows:

9 (a) Except as otherwise specifically provided by law, all meetings,
10 formal or informal, special or regular, of two (2) or more members of the
11 governing bodies governing body of the following entities are public
12 meetings:

13 (1) ~~of all~~ All municipalities, counties, townships, ~~and school~~
14 districts schools, and other political subdivisions, and other subsidiary
15 organizations;

16 (2) ~~and all~~ All boards, bureaus, commissions, ~~or~~ organizations,
17 schools, and other public entities of the State of Arkansas, except grand
18 juries;

19 (3) All other public entities supported wholly or in part by
20 public funds or expending public funds, ~~shall be public meetings;~~ and

21 (4) All private entities that are:

22 (A) Supported wholly or in part by public funds or
23 expending public funds; and

24 (B) Engaged in activities or the provision of services
25 that:

26 (i) Would normally be provided by governmental
27 entities; or

28 (ii) Would be provided by governmental entities in
29 the absence of the private entity.

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32 */s/D. Sullivan*