

1 State of ArkansasAs *Engrossed: S2/1/21 S2/9/21 S2/23/21 S2/24/21 S4/21/21*

2 93rd General Assembly

A Bill

3 Regular Session, 2021

SENATE BILL 208

4

5 By: Senator D. Sullivan

6 *By: Representative Womack*

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For An Act To Be Entitled

9 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF
10 1967; TO DEFINE THE TERM "MEETING" UNDER THE FREEDOM
11 OF INFORMATION ACT OF 1967; TO AMEND THE LAW
12 CONCERNING OPEN PUBLIC MEETINGS; AND FOR OTHER
13 PURPOSES.

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Subtitle

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

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

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(10)(A) "Meeting" means a discussion among three (3) or more
members of a governing body about a matter relating to public business on
which it is reasonably foreseeable that the governing body may take action.

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(B) "Meeting" includes without limitation:

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(i) Discussions in person, by telephone,
electronically, or by other means of communication; and

(ii) Serial one-on-one conversations, whether formal
or informal, with members of a governing body by one or more members,



1 employees, agents, or informal representatives of the governing body to
2 discuss the governing body's business.

3 (C) As used in this subdivision (10), "governing body"
4 includes without limitation the governing body of a municipality, county,
5 township, school district, board, bureau, commission, organization, school,
6 or other public entity that is subject to § 25-19-106;

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

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

15 (1) ~~of all~~ All municipalities, counties, townships, and school
16 districts;

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

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

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23 /s/D. Sullivan
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