

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

As Engrossed: H4/4/23

A Bill

SENATE BILL 376

5 By: Senator J. English
6 By: Representative S. Meeks
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE DUTIES OF THE
10 DATA AND TRANSPARENCY PANEL; TO DEVELOP A SHARED
11 SERVICES DATA HUB FOR STATEWIDE DATA SHARING; AND FOR
12 OTHER PURPOSES.
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Subtitle

16 TO AMEND THE LAW CONCERNING THE DUTIES OF
17 THE DATA AND TRANSPARENCY PANEL; AND TO
18 DEVELOP A SHARED SERVICES DATA HUB FOR
19 STATEWIDE DATA SHARING.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 25-4-127(c), concerning the creation and
25 duties of the Data and Transparency Panel, is amended to add an additional
26 subdivision to read as follows:

27 (8)(A) Develop a shared services data hub for statewide data
28 sharing in order to:

29 (i) Drive innovation and facilitate efficiency
30 across state agencies;

31 (ii) Improve the delivery of services; and

32 (iii) Better serve the residents of this state.

33 (B) In implementation of the shared services data hub
34 under subdivision (8)(A) of this section, the division shall:

35 (i)(a) Establish and maintain a program to collect,
36 analyze, and exchange government information in carrying out the powers and



1 duties of the executive state agency sharing the data.

2 (b) In carrying out the program under
3 subdivision (8)(B)(i)(a) of this section, the division may obtain government
4 information from each executive state agency;

5 (ii) Establish and maintain a program to make
6 government information available to executive state agencies, political
7 subdivisions, educational institutions, researchers, nongovernmental
8 organizations, and the general public, subject to the following:

9 (a)(1) A program established and maintained
10 under this section shall include a policy governing access to government
11 information held by the division under this chapter.

12 (2) Government information may be made
13 available only if doing so does not violate state or federal confidentiality
14 and disclosure laws;

15 (b)(1) The division is considered to be an
16 agent of the executive state agency sharing government information and is an
17 authorized receiver of government information under the statutory or
18 administrative law that governs the government information unless:

19 (A) The division or executive
20 state agencies are specifically excluded as an authorized receiver; or

21 (B) An authorized receiver of
22 government information is specifically enumerated under the statutory or
23 administrative law governing the government information without stated
24 exceptions or qualifications.

25 (2) Interagency data sharing under this
26 section does not constitute a disclosure or release under any statutory or
27 administrative law that governs the government information;

28 (c)(1) A program established and maintained
29 under this section shall prescribe a form to be used to memorialize the
30 sharing of data under this section.

31 (2) The form required under subdivision
32 (8)(B)(ii)(c)(1) of this section shall be signed by the administrative head
33 of the executive state agency so long as the form does not require the
34 sharing of state agency information that would be in contradiction of
35 existing state or federal law; and

36 (d)(1) A data sharing form completed and

1 signed under subdivision (8)(B)(ii)(c)(1) of this section constitutes the
2 agreement required by any statutory or administrative law that governs the
3 data.

4 (2) Additional documentation is not
5 required to share data under this section;

6 (iii) Establish privacy and quality policy for
7 government information that complies with all applicable Arkansas and federal
8 laws, rules, and policies;

9 (iv) According to standards developed by the state
10 security office, establish and maintain a program to ensure the security of
11 government information under this section; and

12 (v) Establish a public portal that will provide
13 Arkansans with easy access to data.

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15 */s/J. English*
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