

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

HOUSE BILL 1621

5 By: Representative Wardlaw
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For An Act To Be Entitled

9 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF
10 1967; TO EXEMPT PERSONAL INFORMATION OF ELECTED
11 CONSTITUTIONAL OFFICERS, JUDICIAL OFFICIALS, ELECTED
12 COUNTY OFFICIALS, AND THEIR IMMEDIATE FAMILY; AND FOR
13 OTHER PURPOSES.
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Subtitle

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16 TO AMEND THE FREEDOM OF INFORMATION ACT
17 OF 1967; AND TO EXEMPT PERSONAL
18 INFORMATION OF ELECTED CONSTITUTIONAL
19 OFFICERS, JUDICIAL OFFICIALS, ELECTED
20 COUNTY OFFICIALS, AND THEIR IMMEDIATE
21 FAMILY.
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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 25, Chapter 19, is amended to add an
27 additional section to read as follows:

28 25-19-113. Personal information of elected constitutional officers,
29 judicial officials, elected county officials, and their immediate family.

30 (a) As used in this section:

31 (1) "Elected constitutional officer" means the Governor,
32 Lieutenant Governor, Attorney General, Secretary of State, Auditor of State,
33 Treasurer of State, Commissioner of State Lands, and a member of the General
34 Assembly;

35 (2) "Elected county official" means a county judge, a justice of
36 the peace, a sheriff, a circuit clerk, a county clerk, an assessor, a



1 coroner, a treasurer, a county surveyor, and a collector of taxes;

2 (3) "Governmental entity" means a public official or employee, a
 3 governmental agency, or any other agency or improvement district that is
 4 wholly or partially supported by public funds or expending public funds;

5 (4) "Immediate family member" means:

6 (A) A spouse, former spouse, domestic partner, child, or
 7 parent of an elected constitutional officer, a judicial official, or an
 8 elected county official;

9 (B) A person who has a child in common with an elected
 10 constitutional officer, a judicial official, or an elected county official;
 11 or

12 (C) A familial relative of an elected constitutional
 13 officer, a judicial official, or an elected county official whose permanent
 14 address is the same as that of the elected constitutional officer, the
 15 judicial official, or the elected county official;

16 (5) "Judicial official" means:

17 (A) An individual who is currently serving or has formerly
 18 served by election or appointment in the following positions:

19 (i) Justice of the Supreme Court;

20 (ii) Court of Appeals judge;

21 (iii) Circuit court judge;

22 (iv) District court judge; or

23 (v) Administrative judge of a state agency; or

24 (B) An Eighth Circuit Court of Appeals Judge, United
 25 States District Court Judge, or United States Magistrate Judge in Arkansas;

26 (6) "Land records terminal" means any type of display, physical
 27 or virtual, accessible by the public, for a fee or no charge, that allows
 28 users to search and retrieve a real estate property database or geographic
 29 record;

30 (7) "Land records website" means a public website that allows
 31 users to search and retrieve information from a real estate property database
 32 or to search and retrieve geographic records; and

33 (8) "Social media account" means an online electronic medium or
 34 a live chat system that:

35 (A) Enables a user to interact with content generated by
 36 other third-party users of the social media platform;

1 (B) Enables a user to create an account or profile
2 specific to the social media platform or to import a profile from another
3 social media platform; and

4 (C) Enables one (1) or more users to generate content that
5 can be viewed by another third-party user of the social media platform.

6 (b) A record that includes the following personal information of an
7 elected constitutional officer, a judicial official, an elected county
8 official, or an immediate family member shall not be deemed a public record
9 under this chapter:

10 (1) A home address, including without limitation primary and
11 secondary addresses;

12 (2) A home or personal mobile telephone number;

13 (3) A direct telephone number of a government-issued cell phone;

14 (4) A private extension telephone number for judicial chambers
15 or a governmental office;

16 (5) A personal email address;

17 (6) A Social Security number, driver's license number, or a
18 taxpayer identification number;

19 (7) Bank account information;

20 (8) Credit or debit card information;

21 (9) A home or other address displayed on property tax records,
22 including without limitation the address of a secondary residence or an
23 investment property where an elected constitutional officer, a judicial
24 official, an elected county official, or an immediate family member resides;

25 (10) A license plate number or home address displayed on vehicle
26 registration information;

27 (11) Identifying information of a child of an elected
28 constitutional officer, a judicial official, or an elected county official
29 eighteen (18) years of age or younger or whose permanent residence is the
30 same residence as that of an elected constitutional officer, a judicial
31 official, or an elected county official;

32 (12) A full date of birth;

33 (13) A photograph of a vehicle that legibly displays the license
34 plate;

35 (14) A photograph of a residence that legibly displays the
36 residence address;

1 (15) The name and address of a high school or day care facility
 2 attended by an immediate family member of an elected constitutional officer,
 3 a judicial official, or an elected county official;

4 (16) The name and address of an employer of an immediate family
 5 member of an elected constitutional officer, a judicial official, or an
 6 elected county official;

7 (17) The name and address of a place of worship attended by an
 8 elected constitutional officer, a judicial official, an elected county
 9 official, or an immediate family member of an elected constitutional officer,
 10 a judicial official, or an elected county official; or

11 (18) Voter registration information or the contents of any
 12 application for an absentee voter ballot.

13 (c)(1) A governmental entity shall not post or display the personal
 14 information under subsection (b) of this section of an elected constitutional
 15 officer, a judicial official, an elected county official, or an immediate
 16 family member in a manner that is available to the public:

17 (A) Free of charge or for a fee in written or electronic
 18 form; or

19 (B) On a social media account, governmental entity
 20 website, land records terminal, or land records website.

21 (2)(A) If a governmental entity posts or displays personal
 22 information of an elected constitutional officer, a judicial official, an
 23 elected county official, or an immediate family member under subdivision
 24 (c)(1) of this section, the elected constitutional officer, the judicial
 25 official, or the elected county official may send a written request to the
 26 governmental entity to remove the personal information.

27 (B) Upon receiving a written request under subdivision
 28 (c)(2)(A) of this section, the governmental entity shall remove the personal
 29 information within three (3) days of the request.

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