

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: H2/22/17 S3/7/17
A Bill

HOUSE BILL 1585

By: Representatives Capp, Cavanaugh
By: Senator Standridge

For An Act To Be Entitled

AN ACT TO CREATE A PROCEDURE FOR THE DISPOSAL OF
PERSONAL INFORMATION CONTAINED IN A LEASED SELF-
SERVICE STORAGE SPACE; AND FOR OTHER PURPOSES.

Subtitle

TO CREATE A PROCEDURE FOR THE DISPOSAL OF
PERSONAL INFORMATION CONTAINED IN A
LEASED SELF-SERVICE STORAGE SPACE.

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

SECTION 1. Arkansas Code Title 18, Chapter 16, Subchapter 4, is amended to add an additional section to read as follows:

18-16-412. Disposal of personal information.

(a)(1) As used in this section, "personal information" means information relating to a client, customer, or a person with whom the occupant does business that readily identifies that person or is closely associated with the person, including without limitation a person's:

- (A) Social Security number;
- (B) Credit or debit card information;
- (C) Bank account number;
- (D) Medical information; or
- (E) Passport information.

(2) "Personal information" does not include information that readily identifies or is closely associated with the occupant of the leased self-service storage space.



(b) If the operator has a reasonable belief that the leased self-service storage space contains personal information relating to clients, customers, or others with whom the occupant does business, the operator may after an occupant is in default for a period of more than forty-five (45) days inspect the contents of a leased self-service storage space to investigate for the presence of personal information without any liability to the occupant or any other person who claims an interest in the personal information.

(c) The operator:

(1) Shall not sell the personal information under § 18-16-406;

and

(2) Shall destroy the personal information.

(d) An operator who complies with subsections (b) and (c) of this section is not liable to the occupant or any other person who claims an interest in the personal information.

/s/Capp

APPROVED: 03/24/2017