

State of Arkansas
94th General Assembly
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As Engrossed: H4/4/23
A Bill

SENATE BILL 376

By: Senator J. English
By: Representative S. Meeks

For An Act To Be Entitled

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

Subtitle

TO AMEND THE LAW CONCERNING THE DUTIES OF THE DATA AND TRANSPARENCY PANEL; AND TO DEVELOP A SHARED SERVICES DATA HUB FOR STATEWIDE DATA SHARING.

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

SECTION 1. Arkansas Code § 25-4-127(c), concerning the creation and duties of the Data and Transparency Panel, is amended to add an additional subdivision to read as follows:

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

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

(ii) Improve the delivery of services; and

(iii) Better serve the residents of this state.

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

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



duties of the executive state agency sharing the data.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

/s/J. English

APPROVED: 4/11/23