

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: H3/28/19 H4/1/19 S4/5/19

A Bill

HOUSE BILL 1417

By: Representatives Watson, M. Gray, Slape, Vaught

By: Senator L. Eads

For An Act To Be Entitled

AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF 1967 TO PROTECT THE IDENTITY OF CERTAIN PERSONS ASSISTING IN CRIMINAL INVESTIGATIONS; TO CREATE AN EXEMPTION TO THE FREEDOM OF INFORMATION ACT OF 1967; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE FREEDOM OF INFORMATION ACT OF 1967 TO PROTECT THE IDENTITY OF CERTAIN PERSONS ASSISTING IN CRIMINAL INVESTIGATIONS; AND TO CREATE AN EXEMPTION TO THE FREEDOM OF INFORMATION ACT OF 1967.

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

SECTION 1. Arkansas Code § 25-19-105(b), concerning exemptions to the document disclosure requirements of the Arkansas Freedom of Information Act of 1967, is amended to add an additional subdivision to read as follows:

(24)(A) When the custodian is a governmental entity that has knowledge of the individual's assistance as described in subdivisions (b)(24)(A)(i)-(iii) of this section, information that could reasonably be used to identify an individual who is assisting or has assisted a governmental entity in one (1) or more investigations, whether open or closed, of matters that are criminal in nature, if disclosure of the individual's identity could reasonably be expected to endanger the life or



physical safety of the individual or a member of the individual's family within the first degree of consanguinity and:

(i) The individual is a confidential informant;

(ii) The individual is a confidential source; or

(iii) The individual's assistance is or was provided under the assurance of confidentiality.

(B) As used in this subdivision (b)(24), "information that could reasonably be used to identify an individual" includes the following:

(i) The individual's name;

(ii) The individual's date of birth;

(iii) A physical description of the individual that could reasonably be used to identify him or her;

(iv) The individual's Social Security number, driver's license number, or other government-issued number specific to him or her;

(v) The individual's work or personal contact information; and

(vi) Any other information about the individual that could reasonably be used to identify the individual.

/s/M. Gray