

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

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

As Engrossed: H3/16/21 H4/6/21  
**A Bill**

HOUSE BILL 1635

By: Representatives Milligan, C. Fite

By: Senator Irvin

### **For An Act To Be Entitled**

AN ACT TO AMENDMENT FREEDOM OF INFORMATION ACT OF 1967; TO EXEMPT FROM DISCLOSURE CERTAIN RECORDS PERTAINING TO VICTIMS OF CRIME AND TO THE FAMILY MEMBERS OF VICTIMS OF CRIME; AND FOR OTHER PURPOSES.

### **Subtitle**

TO AMEND THE FREEDOM OF INFORMATION ACT OF 1967; AND TO EXEMPT FROM DISCLOSURE CERTAIN RECORDS PERTAINING TO VICTIMS OF CRIME AND TO THE FAMILY MEMBERS OF VICTIMS OF CRIME.

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

SECTION 1. Arkansas Code § 25-19-105(b), concerning exemptions from the requirement to disclose public records under the Freedom of Information Act of 1967, is amended to add additional subdivisions to read as follows:

(27) Records that have been made part of a criminal investigation by and that are in the custody of a law enforcement entity that is subject to this subchapter, to the extent that disclosure would constitute a clearly unwarranted invasion of the personal privacy of:

(A) The victim;

(B) A member of the victim's family if the family member has not been:

(i) Charged with or convicted of the crime; or

(ii) Publically identified as a suspect in the crime by



the law enforcement entity investigating the crime; or

(C) A witness; and

(28) Personal contact information in the custody of a law enforcement agency or prosecutor, including without limitation the Social Security number, driver's license number, home or mobile telephone number, personal email address, or home or business address of:

(A) The victim of any offense under § 5-26-301 et seq.;

(B) A person who has filed a petition for an order of protection under the Domestic Abuse Act of 1997, § 9-15-101 et seq.; or

(C) A family member of a person who has filed a petition for an order of protection under the Domestic Abuse Act of 1997, § 9-15-101 et seq.

*/s/Milligan*