

State of Arkansas
88th General Assembly
Regular Session, 2011

A Bill

SENATE BILL 204

By: Senator J. Taylor

For An Act To Be Entitled

AN ACT CONCERNING THE INSPECTION AND COPYING OF
PUBLIC RECORDS BY INDIVIDUALS INCARCERATED IN A
CORRECTIONAL FACILITY; AND FOR OTHER PURPOSES.

Subtitle

CONCERNING THE INSPECTION AND COPYING OF
PUBLIC RECORDS BY INDIVIDUALS
INCARCERATED IN A CORRECTIONAL FACILITY.

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

SECTION 1. Arkansas Code § 25-19-105(a)(1), concerning inspection of public records by certain citizens of the State of Arkansas, is amended to read as follows:

(a)(1)(A) Except as otherwise specifically provided by this section or by laws specifically enacted to provide otherwise, all public records shall be open to inspection and copying by any citizen of the State of Arkansas during the regular business hours of the custodian of the records.

(B)~~(i)~~ However, access to inspect and copy public records ~~of the Department of Correction and the Department of Community Correction~~ shall be denied to:

~~(a)(i)~~ A person who at the time of the request has pleaded guilty to or been found guilty of a felony and is incarcerated in a correctional facility; and

~~(b)(ii)~~ The representative of a person under subdivision (a)(1)(B)(i)~~(a)~~ of this section unless the representative is the person's attorney who is requesting information that is subject to disclosure

under this section.

~~(ii) Access to inspect and copy public records of the Department of Correction and the Department of Community Correction shall be denied to a person under subdivision (a)(1)(B)(i)(a) of this section regardless of whether the records are in the possession of the Department of Correction, the Department of Community Correction, or another agency of the state.~~

~~APPROVED: 03/04/2011~~