1	State of Arkansas	
2	94th General Assembly	**A Bill**
3	Regular Session, 2023	HOUSE BILL 1099
4		
5	By: Representative A. Collins	
6	By: Senator J. Payton	

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8   **For An Act To Be Entitled**

9   AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF

10   1967; TO SPECIFY THE TIME WITHIN WHICH ONE MAY SEEK

11   AN OPINION FROM THE ATTORNEY GENERAL ON WHETHER THE

12   DECISION OF A PUBLIC-RECORDS CUSTODIAN REGARDING THE

13   RELEASE OF CERTAIN PUBLIC RECORDS IS CONSISTENT WITH

14   THE LAW; AND FOR OTHER PURPOSES.

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17   **Subtitle**

18   TO SPECIFY THE TIME WITHIN WHICH ONE MAY

19   SEEK AN OPINION FROM THE ATTORNEY GENERAL

20   ON WHETHER THE DECISION OF A PUBLIC-

21   RECORDS CUSTODIAN REGARDING THE RELEASE

22   OF CERTAIN PUBLIC RECORDS IS CONSISTENT

23   WITH THE LAW.

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

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28   SECTION 1. Arkansas Code § 25-19-105(c)(3)(B)(i), concerning the

29 ability to seek an opinion from the Attorney General on whether the decision

30 of a public-records custodian is consistent with the Freedom of Information

31 Act, is amended to read as follows:

32   (i) If the subject of the records cannot be

33 contacted in person or by telephone within the twenty-four-hour period, the

34 custodian shall send written notice via overnight mail to the subject of the

35 records at his or her last known address. Either the custodian, requester, or

36 the subject of the records may, ~~immediately~~ <u>before the close of the Office of</u>

1 the Attorney General the following business day, seek an opinion from the

2 Attorney General, who, within three (3) working days of receipt of the

3 request, shall issue an opinion stating whether the decision is consistent

4 with this chapter.

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7   **APPROVED: 2/9/23**

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