

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011

# A Bill

HOUSE BILL 2029

4  
5 By: Representative Perry

## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAWS CONCERNING ACCESS TO  
9 INFORMATION HELD BY THE ARKANSAS CRIME INFORMATION  
10 CENTER; AND FOR OTHER PURPOSES.

## Subtitle

14 TO AMEND THE LAWS CONCERNING ACCESS TO  
15 INFORMATION HELD BY THE ARKANSAS CRIME  
16 INFORMATION CENTER.

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18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code § 12-12-212 is amended to read as follows:

22 12-12-212. Release or disclosure to unauthorized person – Penalty.

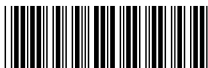
23 (a) Every A person who shall release or disclose any information  
24 authorized to be maintained and collected under this subchapter to another  
25 person known to lack authority to receive such information and any person who  
26 willfully obtains that information for purposes not specified by this  
27 subchapter shall be deemed is guilty of a Class D felony Class A misdemeanor  
28 upon conviction if the person knowingly:

29 (1) Accesses information collected and maintained under this  
30 subchapter for a purpose not specified by this subchapter; or

31 (2) Releases or discloses information maintained under this  
32 subchapter to another person who lacks authority to receive the information.

33 (b) A person is guilty of a Class D felony upon conviction if the  
34 person violates subsection (a) of this section for the purpose of;

35 (1) Furthering the commission of a misdemeanor offense or felony  
36 offense by the person or another person;



1           (2) Enhancing or assisting a person's position in a legal  
 2 proceeding in this state or influencing the outcome of a legal proceeding in  
 3 this state for the benefit of the person or a member of the person's family;  
 4 or

5           (3) Causing a pecuniary gain for the person or a member of the  
 6 person's family.

7  
 8           SECTION 2. Arkansas Code § 12-12-1002(b), concerning penalties for  
 9 crime reporting and investigations, is amended to read as follows:

10           ~~(b)(1) Upon conviction, any person who knowingly releases or discloses~~  
 11 ~~to any unauthorized person any information collected and maintained under~~  
 12 ~~this subchapter and any person who knowingly obtains information collected~~  
 13 ~~and maintained under this subchapter for purposes not authorized by this~~  
 14 ~~subchapter is guilty of a Class D felony~~ A person is guilty of a Class A  
 15 misdemeanor upon conviction if the person knowingly:

16           (1) Accesses information collected and maintained under this  
 17 subchapter for a purpose not specified by this subchapter; or

18           (2) Releases or discloses information maintained under this  
 19 subchapter to another person who lacks authority to receive the information.

20           (c) A person is guilty of a Class D felony upon conviction if the  
 21 person violates subsection (a) of this section for the purpose of;

22           (1) Furthering the commission of a misdemeanor offense or felony  
 23 offense by the person or another person;

24           (2) Enhancing or assisting a person's position in a legal  
 25 proceeding in this state or influencing the outcome of a legal proceeding in  
 26 this state for the benefit of the person or a member of the person's family;  
 27 or

28           (3) Causing a pecuniary gain for the person or a member of the  
 29 person's family.

30           ~~(2)(d)~~ (d) A person convicted ~~for~~ of violating ~~subdivision (b)(1)~~  
 31 subsection (c) of this section is subject to an additional fine of not more  
 32 than five hundred thousand dollars (\$500,000).