

West's Arkansas Code Annotated
Title 25. State Government
Chapter 19. Freedom of Information Act

A.C.A. T. 25, Ch. 19, Refs & Annos

[Currentness](#)

A.C.A. T. 25, Ch. 19, Refs & Annos, AR ST T. 25, Ch. 19, Refs & Annos

The constitution and statutes are current through acts passed during the 2025 Regular Session of the 95th Arkansas General Assembly. The general effective date for the session is August 5, 2025. Some statute sections may be more current; see credits for details. Also included are changes made by the Arkansas Code Revision Commission received through November 30, 2025.

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West's Arkansas Code Annotated
Title 25. State Government
Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-101

§ 25-19-101. Citation

[Currentness](#)

This chapter shall be known and cited as the “Freedom of Information Act of 1967”.

Credits

Acts of 1967, Act 93, § 1.

Formerly A.S.A. 1947, § 12-2801.

A.C.A. § 25-19-101, AR ST § 25-19-101

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A.C.A. § 25-19-102

§ 25-19-102. Policy statement

[Currentness](#)

It is vital in a democratic society that public business be performed in an open and public manner so that the electors shall be advised of the performance of public officials and of the decisions that are reached in public activity and in making public policy. Toward this end, this chapter is adopted, making it possible for them or their representatives to learn and to report fully the activities of their public officials.

Credits

Acts of 1967, Act 93, § 2.

Formerly A.S.A. 1947, § 12-2802.

[Notes of Decisions \(32\)](#)

A.C.A. § 25-19-102, AR ST § 25-19-102

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Proposed Legislation

West's Arkansas Code Annotated

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Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-103

§ 25-19-103. Definitions

Effective: August 5, 2025

[Currentness](#)

As used in this chapter:

- (1) “Background and nondecisional information” means information that is not deliberation;
- (2)(A) “Custodian”, except as otherwise provided by law and with respect to any public record, means the person having administrative control of that record.

(B) “Custodian” does not mean a person who holds public records solely for the purposes of storage, safekeeping, or data processing for others;
- (3) “Cybersecurity” means the measures taken to achieve protection against the criminal or unauthorized use of electronic data;
- (4) “Deliberation” means an exchange of information or opinion between two (2) or more members of a governing body that:

(A) Seeks, discloses, or inquires about a decision by a member of the governing body concerning any matter on which official action will foreseeably be taken by the governing body; or

(B) Solicits, discloses, or inquires about the support or opposition of a member of the governing body concerning any matter on which official action will foreseeably be taken by the governing body;
- (5) “Disaster recovery system” means an electronic data storage system implemented and maintained solely for the purpose of allowing a governmental unit or agency to recover operational systems and datasets following the occurrence of a catastrophe, including without limitation an act of war, an equipment failure, a cyberattack, or a natural disaster such as a tornado, earthquake, or fire;
- (6) “Format” means the organization, arrangement, and form of electronic information for use, viewing, or storage;

(7) “Governing body” means the governing body of a public entity;

(8) “Informal meeting” means the gathering of two (2) or more members of a governing body outside of a public meeting;

(9)(A) “Learning materials” means curricula, syllabi, lesson plans, instructional materials, assignments, presentations, books, articles, video recordings, audio recordings, digital resources, or other resources that are maintained and used by public schools for classroom instruction, regardless of format or medium.

(B) “Learning materials” does not include tests or other student assessments used by public schools or public school districts;

(10) “Medium” means the physical form or material on which records and information may be stored or represented and may include, but is not limited to, paper, microfilm, microform, computer disks and diskettes, optical disks, and magnetic tapes;

(11)(A) “Municipally owned utility system” means a utility system owned or operated by a municipality that provides:

(i) Electricity;

(ii) Water;

(iii) Wastewater service;

(iv) Cable television; or

(v) Broadband service.

(B) “Municipally owned utility system” includes without limitation a:

(i) Consolidated waterworks system under the Consolidated Waterworks Authorization Act, [§ 25-20-301 et seq.](#);

(ii) Utility system managed or operated by a nonprofit corporation under [§ 14-199-701 et seq.](#); and

(iii) Utility system owned or operated by a municipality or by a consolidated utility district under the General Consolidated Public Utility System Improvement District Law, [§ 14-217-101 et seq.](#);

(12) “Poll” means a series of communications:

(A) Between:

(i) One (1) or more persons paid by a public entity or agents or employees of that public entity; and

(ii) One (1) or more members of the governing body of that public entity;

(B) Concerning any matter on which official action will foreseeably be taken by the governing body;

(C) To determine:

(i) How the member of the governing body intends to vote; or

(ii) Whether the member of the governing body supports or opposes certain proposed action by the governing body; and

(D) For the purpose of exercising a responsibility, authority, power, or duty of the governing body;

(13) “Public entity” means:

(A) A bureau, commission, or agency of the state;

(B) A political subdivision of the state, including municipalities, counties, and boards of education; and

(C) All other boards, bureaus, commissions, or organizations in the State of Arkansas, except grand juries, supported wholly or in part by public funds or expending public funds;

(14)(A) “Public meeting” means the formal gathering together, in a special or regular gathering, of a governing body, whether in person or remotely.

(B) “Public meeting” does not include:

(i) The gathering together, whether in person or remotely, of the members of a governing body to discuss the settlement of a cause of action in a court-ordered alternative dispute resolution process, including without limitation a settlement conference or mediation; and

(ii) A meeting of the Child Maltreatment Investigations Oversight Committee under [§ 10-3-3201 et seq.](#);

(15)(A) “Public records” means writings, recorded sounds, films, tapes, electronic or computer-based information, or data compilations in any medium required by law to be kept or otherwise kept and that constitute a record of the performance or lack of performance of official functions that are or should be carried out by a public official or employee, a governmental agency, or any other agency or improvement district that is wholly or partially supported by public funds or expending public funds. All records maintained in public offices or by public employees within the scope of their employment shall be presumed to be public records, including without limitation learning materials used in or maintained by a public school or public school district.

(B) “Public records” does not mean software acquired by purchase, lease, or license;

(16) “Public water system” means all facilities composing a system for the collection, treatment, and delivery of drinking water to the general public, including without limitation reservoirs, pipelines, reclamation facilities, processing facilities, distribution facilities, and regional water distribution districts under The Regional Water Distribution District Act, § [14-116-101 et seq.](#);

(17) “Remotely” means through electronic means, including without limitation by telephone, video conference, or video broadcast; and

(18) “Vulnerability assessment” means an assessment of the vulnerability of a public water system to a terrorist attack or other intentional acts intended to substantially disrupt the ability of the public water system to provide a safe and reliable supply of drinking water as required by the Public Health Security and Bioterrorism Preparedness and Response Act of 2002, [Pub. L. No. 107-188](#).

Credits

Acts of 1967, Act 93, § 3; Acts of 1977, Act 652, § 1; Acts of 1981, Act 608, § 1; Acts of 1985, Act 468, § 1; [Acts of 2001, Act 1653, § 1, eff. April 16, 2001](#); [Acts of 2003, Act 763, § 1, eff. March 27, 2003](#); [Acts of 2005, Act 259, § 1, eff. July 1, 2005](#); [Acts of 2007, Act 268, § 1, eff. March 9, 2007](#); [Acts of 2007, Act 998, § 1, eff. July 1, 2007](#); [Acts of 2009, Act 631, § 1, eff. July 1, 2009](#); [Acts of 2011, Act 99, § 1, eff. July 1, 2011](#); [Acts of 2011, Act 210, § 2, eff. July 27, 2011](#); [Acts of 2013, Act 235, § 1, eff. Aug. 16, 2013](#); [Acts of 2015, Act 186, § 2, eff. Feb. 24, 2015](#); [Acts of 2015, Act 999, § 4, eff. April 2, 2015](#); [Acts of 2015, Act 881, § 1, eff. July 22, 2015](#); [Acts of 2025, Act 505, § 1, eff. Aug. 5, 2025](#); [Acts of 2025, Act 649, §§ 3, 4, eff. Aug. 5, 2025](#); [Acts of 2025, Act 179, § 20, eff. Aug. 5, 2025](#).

Formerly A.S.A. 1947, § 12-2803.

[Notes of Decisions \(25\)](#)

A.C.A. § 25-19-103, AR ST § 25-19-103

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A.C.A. § 25-19-104

§ 25-19-104. Misdemeanor

[Currentness](#)

Any person who negligently violates any of the provisions of this chapter shall be guilty of a Class C misdemeanor.

Credits

Acts of 1967, Act 93, § 7; Acts of 1987, Act 49, § 3; [Acts of 2005, Act 1994, § 413, eff. Aug. 12, 2005](#).

Formerly A.S.A. 1947, § 12-2807.

[Notes of Decisions \(2\)](#)

A.C.A. § 25-19-104, AR ST § 25-19-104

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Title 25. State Government

Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-105

§ 25-19-105. Examination and copying of public records--Exceptions

Effective: August 5, 2025

[Currentness](#)

(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, including without limitation copying through image capture, including still and moving photography and video and digital recording, by any citizen of the State of Arkansas during the regular business hours of the custodian of the records.

(B) However, access to inspect and copy, including without limitation copying through image capture, including still and moving photography and video and digital recording, public records shall be denied to:

(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

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

(2)(A) A citizen may make a request to the custodian to inspect, copy, including without limitation through image capture, including still and moving photography and video and digital recording, or receive copies of public records.

(B) The request may be made in person, by telephone, by mail, by facsimile transmission, by electronic mail, or by other electronic means provided by the custodian.

(C) The request shall be sufficiently specific to enable the custodian to locate the records with reasonable effort.

(3) A custodian shall respond as follows in writing within the time period required under this section to a written request for public records:

(A) If no records exist that are responsive to the request, the custodian shall respond that no records exist;

(B) If any responsive records that exist are subject to exemptions under this chapter or other law, the custodian shall respond and identify the applicable exemptions; and

(C) If the custodian lacks administrative control over any responsive records that may exist, the custodian shall respond and identify the appropriate custodian to direct the request to, if known or readily ascertainable.

(4) A custodian's response under subdivision (a)(3) of this section may be delivered by electronic mail.

(5) If a custodian knowingly fails to respond as required under subdivision (a)(3) of this section, he or she shall be subject to the penalties in § 25-19-104 for a violation of this chapter.

(6) The requirements of this subsection do not affect the obligation of a custodian to immediately provide to the requestor any responsive records not in active use or storage.

(b) It is the specific intent of this section that the following shall not be deemed to be made open to the public under the provisions of this chapter:

(1) State income tax records;

(2) Medical records, adoption records, and education records as defined in the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g, unless their disclosure is consistent with the provisions of that act;

(3) The site files and records maintained by the Arkansas Historic Preservation Program and the Arkansas Archeological Survey;

(4) Grand jury minutes;

(5) Unpublished drafts of judicial or quasi-judicial opinions and decisions;

(6) Undisclosed investigations by law enforcement agencies of suspected criminal activity;

(7) Unpublished memoranda, working papers, and correspondence of the Governor, members of the General Assembly, Supreme Court Justices, Court of Appeals Judges, and the Attorney General;

(8) Documents that are protected from disclosure by order or rule of court;

(9)(A) Files that if disclosed would give advantage to competitors or bidders; and

(B)(i) Records maintained by the Arkansas Economic Development Commission related to any business entity's planning, site location, expansion, operations, or product development and marketing, unless approval for release of those records is granted by the business entity.

(ii) However, this exemption shall not be applicable to any records of expenditures or grants made or administered by the Arkansas Economic Development Commission and otherwise disclosable under the provisions of this chapter;

(10)(A) The identities of law enforcement officers currently working undercover with their agencies and identified in the Arkansas Minimum Standards Office as undercover officers.

(B) Records of the number of undercover officers and agency lists are not exempt from this chapter;

(11) Records containing measures, procedures, instructions, or related data used to cause a computer or a computer system or network, including telecommunication networks or applications thereon, to perform security functions, including, but not limited to, passwords, personal identification numbers, transaction authorization mechanisms, and other means of preventing access to computers, computer systems or networks, or any data residing therein;

(12) Personnel records to the extent that disclosure would constitute a clearly unwarranted invasion of personal privacy;

(13) Personal contact information, including without limitation home or mobile telephone numbers, personal email addresses, and home addresses of nonelected state employees, nonelected municipal employees, nonelected school employees, and nonelected county employees contained in employer records, except that the custodian of the records shall verify an employee's city or county of residence or address on record upon request;

(14) Materials, information, examinations, and answers to examinations utilized by boards and commissions for purposes of testing applicants for licensure by state boards or commissions;

(15) Military service discharge records or DD Form 214, the Certificate of Release or Discharge from Active Duty of the United States Department of Defense, filed with the county recorder as provided under § 14-2-102, for veterans discharged from service less than seventy (70) years from the current date;

(16) Vulnerability assessments submitted by a public water system on or before June 30, 2004, to the Administrator of the United States Environmental Protection Agency for a period of ten (10) years from the date of submission;

(17)(A) Records, including analyses, investigations, studies, reports, recommendations, requests for proposals, drawings, diagrams, blueprints, and plans containing information relating to security for any public water system or municipally owned utility system.

(B) The records under subdivision (b)(17)(A) of this section include:

(i) Risk and vulnerability assessments;

(ii) Plans and proposals for preventing and mitigating security risks;

(iii) Emergency response and recovery records;

(iv) Security plans and procedures;

(v) Plans and related information for generation, transmission, and distribution systems; and

(vi) Other records containing information that if disclosed might jeopardize or compromise efforts to secure and protect the public water system or municipally owned utility system;

(18) Records pertaining to the issuance, renewal, expiration, suspension, or revocation of a license to carry a concealed handgun, or a present or past licensee under [§ 5-73-301 et seq.](#), including without limitation all records provided to or obtained by a local, state, or federal government or their officials, agents, or employees in the investigation of an applicant, licensee, or past licensee, and all records pertaining to a criminal or health history check conducted on the applicant, licensee, or past licensee except that:

(A) Information or other records regarding an applicant, licensee, or past licensee may be released to a law enforcement agency to assist in a criminal investigation or prosecution or to determine the validity of or eligibility for a license; and

(B) The name of an applicant, licensee, or past licensee may be released as contained in investigative or arrest reports of law enforcement that are subject to release as public records;

(19)(A) Except as provided in subdivision (b)(19)(B) of this section, personal information of current and former public water system customers and municipally owned utility system customers, including without limitation:

(i) Home and mobile telephone numbers;

(ii) Personal email addresses;

(iii) Home and business addressees; and

(iv) Customer usage data.

(B) Personal information of a current or former water system customer or municipally owned utility system customer may be disclosed to:

(i) The current or former water system customer, who may receive his or her own information;

(ii) A person who serves as the attorney, guardian, or other representative of the current or former water system customer, who may receive the information of his or her client, ward, or principal;

(iii) A tenant of the current or former water system customer or municipally owned utility system customer, who may receive notice of pending termination of service;

(iv) A federal or state office or agency for the purpose of participating in research being conducted by such federal or state office or agency, if the federal or state office or agency agrees to prohibit disclosure of the personal information;

(v) For the purpose of facilitating a shared billing arrangement, a county, municipality, improvement district, urban service district, public utility, public facilities board, or public water authority that provides or provided a service to the current or former water system customer or municipally owned utility system customer; or

(vi) An agent or vendor of the water system or municipally owned utility system that provides a billing or administrative service to the water system or municipally owned utility system provided that the agent or vendor and the water system or municipally owned utility system enter an agreement that prohibits disclosure by the agent or vendor of the water system or municipally owned utility system of the personal information of a current or former water system customer or municipally owned utility system customer to any other person;

(20) Electronic data information maintained by a disaster recovery system;

(21) The date of birth, home address, email address, phone number, and other contact information from county or municipal parks and recreation department records of a person who was under eighteen (18) years of age at the time of the request made under this section;

(22)(A) Information related to taxes collected by particular entities under § 26-74-501 et seq.; the Advertising and Promotion Commission Act, § 26-75-601 et seq.; and § 26-75-701 et seq.

(B) However, this exemption does not apply to information or other records regarding the total taxes collected under § 26-74-501 et seq.; the Advertising and Promotion Commission Act, § 26-75-601 et seq.; and § 26-75-701 et seq. in the county or municipality as a whole;

(23)(A) Undisclosed and ongoing investigations by the Alcoholic Beverage Control Board, Alcoholic Beverage Control Division, or Alcoholic Beverage Control Enforcement Division.

(B) Completed investigations by the Alcoholic Beverage Control Board, Alcoholic Beverage Control Division, or Alcoholic Beverage Control Enforcement Division or investigations by the Alcoholic Beverage Control Board, Alcoholic

Beverage Control Division, or Alcoholic Beverage Control Enforcement Division that have been provided to the person or entity under investigation are subject to disclosure under this section;

(24)(A) When the custodian is a governmental entity that has knowledge of the individual's assistance as described in this subdivision (b)(24)(A), 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;

(25)(A) Records, including analyses, investigations, studies, reports, recommendations, requests for proposals, drawings, diagrams, blueprints, and plans containing information relating to security for any medical marijuana cultivation facility, marijuana dispensary, or marijuana laboratory processor.

(B) The records under subdivision (b)(25)(A) of this section include:

- (i) Risk and vulnerability assessments;

(ii) Plans and proposals for preventing and mitigating security risks;

(iii) Emergency response and recovery records;

(iv) Security plans and procedures;

(v) Plans and related information for generation, transmission, and distribution systems; and

(vi) Other information that, if disclosed, would jeopardize or compromise efforts to secure and protect the security of a medical marijuana cultivation facility, marijuana dispensary, or marijuana laboratory processor;

(26)(A) Ballots, other than sample ballots, unless otherwise ordered by a court of law.

(B) Subdivision (b)(26)(A) of this section does not apply to a poll watcher during an election, who shall be allowed to inspect a voter statement and ballot while ensuring the secrecy of the vote is maintained and subject to reasonable restrictions prescribed by the State Board of Election Commissioners; and

(27) Records that reflect the planning or provision of security services provided to the:

(A) Governor; or

(B) Lieutenant Governor, Attorney General, Secretary of State, Auditor of State, Treasurer of State, Commissioner of State Lands, members of the General Assembly, Justices of the Supreme Court, or Judges of the Court of Appeals.

(c)(1) Notwithstanding subdivision (b)(12) of this section, all employee evaluation or job performance records, including preliminary notes and other materials, shall be open to public inspection only upon final administrative resolution of any suspension or termination proceeding at which the records form a basis for the decision to suspend or terminate the employee and if there is a compelling public interest in their disclosure.

(2) Any personnel or evaluation records exempt from disclosure under this chapter shall nonetheless be made available to the person about whom the records are maintained or to that person's designated representative.

(3)(A) Except as stated under subdivision (c)(4) of this section, upon receiving a request for the examination or copying of personnel or evaluation records, the custodian of the records shall determine within twenty-four (24) hours of the receipt of the request whether the records are exempt from disclosure and make efforts to the fullest extent possible to notify the person making the request and the subject of the records of that decision.

(B)(i) If the subject of the records cannot be contacted in person or by telephone within the twenty-four-hour period, the custodian shall send written notice via overnight mail to the subject of the records at his or her last known address. Either

the custodian, requester, or the subject of the records may, before the close of the Attorney General's office the following business day, seek an opinion from the Attorney General, who, within three (3) working days of receipt of the request, shall issue an opinion stating whether the decision is consistent with this chapter.

(ii) In the event of a review by the Attorney General, the custodian shall not disclose the records until the Attorney General has issued his or her opinion.

(C) However, nothing in this subsection shall be construed to prevent the requester or the subject of the records from seeking judicial review of the custodian's decision or the decision of the Attorney General.

(4) If a request for public records seeks only the gross salary of a public employee or a set of public employees, then the:

(A) Records custodian is not required to notify the public employee or set of public employees before disclosing the gross salary amount; and

(B) Public employee whose gross salary is the subject of the request for public records is not entitled to seek an opinion from the Attorney General under subdivision (c)(3)(B) of this section.

(d)(1) Reasonable access to public records and reasonable comforts and facilities for the full exercise of the right to inspect and copy, including without limitation copying through image capture, including still and moving photography and video and digital recording, those records shall not be denied to any citizen.

(2)(A) Upon request and payment of a fee as provided in subdivision (d)(3) of this section, the custodian shall furnish copies of public records if the custodian has the necessary duplicating equipment.

(B) A citizen may request a copy of a public record in any medium in which the record is readily available or in any format to which it is readily convertible with the custodian's existing software.

(C) A custodian is not required to compile information or create a record in response to a request made under this section.

(3)(A)(i) Except as provided in § 25-19-109 or by law, any fee for copies shall not exceed the actual costs of reproduction, including the costs of the medium of reproduction, supplies, equipment, and maintenance, but not including existing agency personnel time associated with searching for, retrieving, reviewing, or copying the records.

(ii) The custodian may also charge the actual costs of mailing or transmitting the record by facsimile or other electronic means.

(iii) If the estimated fee exceeds twenty-five dollars (\$25.00), the custodian may require the requester to pay that fee in advance.

(iv) Copies may be furnished without charge or at a reduced charge if the custodian determines that the records have been requested primarily for noncommercial purposes and that waiver or reduction of the fee is in the public interest.

(v) Except as provided in [§ 25-19-109](#), the custodian may not charge a fee for the requestor's inspection or copying, including without limitation copying through image capture, including still and moving photography and video and digital recording, of public records.

(B) The custodian shall provide an itemized breakdown of charges under subdivision (d)(3)(A) of this section.

(e) If a public record is in active use or storage and therefore not available at the time a citizen asks to examine it, the custodian shall certify this fact in writing to the applicant and set a date and hour within three (3) working days at which time the record will be available for the exercise of the right given by this chapter.

(f)(1) No request to inspect, copy, or obtain copies of public records shall be denied on the ground that information exempt from disclosure is commingled with nonexempt information.

(2) Any reasonably segregable portion of a record shall be provided after deletion of the exempt information.

(3) The amount of information deleted shall be indicated on the released portion of the record and, if technically feasible, at the place in the record where the deletion was made.

(4) If it is necessary to separate exempt from nonexempt information in order to permit a citizen to inspect, copy, including without limitation copying through image capture, including still and moving photography and video and digital recording, or obtain copies of public records, the custodian shall bear the cost of the separation.

(g) Any computer hardware or software acquired by an entity subject to [§ 25-19-103\(15\)\(A\)](#) after July 1, 2001, shall be in full compliance with the requirements of this section and shall not impede public access to records in electronic form.

(h) Notwithstanding any Arkansas law to the contrary, at the conclusion of any investigation conducted by a state agency in pursuit of civil penalties against the subject of the investigation, any settlement agreement entered into by a state agency shall be deemed a public document for the purposes of this chapter. However, the provisions of this subsection shall not apply to any investigation or settlement agreement involving any state tax covered by the Arkansas Tax Procedure Act, [§ 26-18-101 et seq.](#)

(i)(1) Access to learning materials, as defined in [§ 25-19-103](#), shall not be denied to any resident on the grounds that disclosure, inspection, or copying of the learning materials would constitute an infringement of copyright under federal law.

(2) A custodian of learning materials shall not enter into an agreement or contract that purports to restrict public access to learning materials based on intellectual property rights or any similar legal theory.

(3)(A) A person who receives access to copyrighted learning materials under this section shall not publish, distribute, or utilize the copyrighted learning materials for any purpose other than public inspection.

(B) Any copies of copyrighted learning materials under this section shall not exceed any amounts permissible under fair use provisions of the copyright laws of the United States under [17 U.S.C. § 101 et seq.](#), as it existed on January 1, 2025.

(4)(A) Consistent with subsection (g) of this section, access for public inspection shall not be denied to digital learning materials, including without limitation subscription-based services or other programs that can be accessed with personal electronic devices.

(B) To the extent that copying digital learning materials under subdivision (i)(4)(A) of this section is impractical, a resident requesting to copy the digital learning materials shall be provided the opportunity to physically inspect the digital learning materials during normal business hours.

(5)(A) Subject to subdivision (i)(2) of this section, access to learning materials, including without limitation the physical inspection of digital learning materials, for public inspection shall not be conditioned upon a resident seeking access to the learning materials being required to enter into any form of nondisclosure agreement or waiver of rights under this chapter.

(B) For purposes of this section, “nondisclosure agreement” means a confidentiality agreement or contract provision that prohibits the disclosure of information by a party to the contract to a third party.

Credits

Acts of 1967, Act 93, § 4; Acts of 1977, Act 652, § 2; Acts of 1987, Act 49, § 1; Acts of 1989 (3rd Ex. Sess.), Act 8, § 1; [Acts of 1993, Act 895, § 1](#); [Acts of 1997, Act 540, § 52](#); [Acts of 1997, Act 873, § 1](#); [Acts of 1997, Act 1335, § 1, eff. April 14, 1997](#); [Acts of 1999, Act 1093, § 1, eff. July 30, 1999](#); [Acts of 2001, Act 1259, § 1, eff. Aug. 13, 2001](#); [Acts of 2001, Act 1336, § 1, eff. Aug. 13, 2001](#); [Acts of 2001, Act 1653, § 2, eff. April 16, 2001](#); [Acts of 2003, Act 275, § 2, eff. Feb. 28, 2003](#); [Acts of 2003, Act 763, § 2, eff. March 27, 2003](#); [Acts of 2003, Act 1214, § 1, eff. April 10, 2003](#); [Acts of 2003, Act 213, § 1, eff. July 16, 2003](#); [Acts of 2005, Act 259, § 2, eff. July 1, 2005](#); [Acts of 2005, Act 2003, § 1, eff. Aug. 12, 2005](#); [Acts of 2007, Act 268, § 2, eff. March 9, 2007](#); [Acts of 2007, Act 998, § 2, eff. July 1, 2007](#); [Acts of 2007, Act 726, § 1, eff. July 31, 2007](#); [Acts of 2009, Act 1291, § 1, eff. April 9, 2009](#); [Acts of 2009, Act 631, § 2, eff. July 1, 2009](#); [Acts of 2011, Act 99, § 2, eff. July 1, 2011](#); [Acts of 2011, Act 168, § 1, eff. July 27, 2011](#); [Acts of 2013, Act 145, § 1, eff. Feb. 22, 2013](#); [Acts of 2013, Act 235, § 2, eff. Aug. 16, 2013](#); [Acts of 2013, Act 411, § 1, eff. Aug. 16, 2013](#); [Acts of 2015, Act 186, § 3, eff. Feb. 24, 2015](#); [Acts of 2015, Act 881, § 2, eff. July 22, 2015](#); [Acts of 2015, Act 1015, § 1, eff. July 22, 2015](#); [Acts of 2015, Act 1102, § 1, eff. July 22, 2015](#); [Acts of 2017, Act 711, § 1, eff. March 27, 2017](#); [Acts of 2019, Act 910, § 3585, eff. July 1, 2019](#); [Acts of 2019, Act 392, § 6, eff. July 24, 2019](#); [Acts of 2019, Act 568, § 1, eff. July 24, 2019](#); [Acts of 2019, Act 1012, § 1, eff. July 24, 2019](#); [Acts of 2019, Act 1034, § 1, eff. July 24, 2019](#); [Acts of 2021, Act 310, §§ 2 to 5, eff. July 28, 2021](#); [Acts of 2021, Act 658, § 1, eff. July 28, 2021](#); [Acts of 2021, Act 727, § 1, eff. July 28, 2021](#); [Acts of 2023, Act 36, § 1, eff. Aug. 1, 2023](#); [Acts of 2023, Act 879, § 1, 2, eff. Aug. 1, 2023](#); [Acts of 2023 \(1st Ex. Sess.\), Act 7, § 3, eff. Sept. 14, 2023](#); [Acts of 2025, Act 649, § 5, eff. Aug. 5, 2025](#).

Formerly A.S.A. 1947, § 12-2804.

[Notes of Decisions \(207\)](#)

A.C.A. § 25-19-105, AR ST § 25-19-105

The constitution and statutes are current through acts passed during the 2025 Regular Session of the 95th Arkansas General Assembly. The general effective date for the session is August 5, 2025. Some statute sections may be more current; see credits for details. Also included are changes made by the Arkansas Code Revision Commission received through November 30, 2025.

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Proposed Legislation

West's Arkansas Code Annotated

Title 25. State Government

Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-106

§ 25-19-106. Public meetings--Requirements, exceptions, and penalties

Effective: August 5, 2025

[Currentness](#)

(a) To lawfully hold a public meeting, a governing body shall ensure that:

- (1) Prior notice of the public meeting has been provided as required under subsection (b) of this section;
- (2) Any executive session held within a public meeting is conducted as required under subsection (c) of this section;
- (3) The public meeting is recorded as provided under subsection (d) of this section;
- (4) The public is permitted reasonable access to the public meeting, and members of the governing body attend the public meeting in the appropriate manner, as provided under subsection (e) of this section; and
- (5) The public meeting is conducted in a manner that allows the public to attend and hear all of the governing body's meaningful discussion and deliberation, if any, on official business as provided under subsections (f) and (g) of this section.

(b)(1)(A) The time and place of each regular public meeting shall be furnished to anyone who requests the information.

(B) Unless another notification timeline for the public meeting of a governing body is specified by law, the notification required under subdivision (b)(1)(A) of this section shall be made at least three (3) days before the public meeting takes place in order that the public may have representatives at the public meeting.

(2)(A) In the event of an emergency or special public meeting, the person calling the public meeting shall notify the representatives of the newspapers, radio stations, and television stations, if any, located in the county in which the public meeting is to be held and any news media located elsewhere that cover regular public meetings of the governing body and that have requested to be so notified of emergency or special public meetings of the time, place, and date of the public meeting.

(B) The notification required under subdivision (b)(2)(A) of this section shall be made at least two (2) hours before the public meeting takes place in order that the public may have representatives at the public meeting.

(3) In addition to the requirements under subdivisions (b)(1) and (2) of this section:

(A) The time, place, and date of a public meeting shall be published online if the governing body or the public entity it governs maintains a website or social media page; and

(B)(i) The governing body shall furnish the most current agenda for a public meeting upon request and shall publish the most current agenda for a public meeting online if the governing body or the public entity it governs maintains a website or social media page at least three (3) days before a regular public meeting and at least two (2) hours before an emergency or special public meeting.

(ii) The requirement of subdivision (b)(3)(B)(i) of this section does not preclude a governing body from adding items to an agenda after the agenda has been furnished or posted under subdivision (b)(3)(B)(i) of this section.

(c)(1) An executive session shall be permitted only for the purpose of:

(A)(i) Considering the employment, appointment, promotion, demotion, disciplining, or resignation of any public officer or employee.

(ii) Before going into an executive session called under subdivision (c)(1)(A)(i) of this section, a governing body shall state publicly which specific purpose listed in subdivision (c)(1)(A)(i) of this section is the basis for the executive session.

(iii) Only the person holding the top administrative position in the public agency, department, or office involved, the immediate supervisor of the employee involved, and the employee may be present at the executive session when so requested by the governing body holding the executive session.

(iv) Any person being interviewed for the top administrative position in the public agency, department, or office involved may be present at the executive session when so requested by the governing body holding the executive session;

(B) Discussing how a governing body will respond to an attack on or other breach of the cybersecurity of the public entity governed by the governing body;

(C)(i) A board or commission of the state preparing examination materials and answers to examination materials that are administered to applicants for licensure from a state agency.

(ii) Boards and commissions are excluded from this chapter for the administering of examinations to applicants for licensure; and

(D) A governing body considering, evaluating, or discussing matters pertaining to a public water system's security or municipally owned utility system's security as described in § 25-19-105(b)(17).

(2) Executive sessions shall not be called for the purpose of defeating the reason or the spirit of this chapter.

(d)(1) Except as provided under subdivision (d)(5) of this section, a public meeting shall be recorded in a manner that allows for the capture of sound, including without limitation:

(A) A sound-only recording;

(B) A video recording with sound and picture; or

(C) A digital or analog broadcast capable of being recorded.

(2) If a member of a governing body attends a public meeting remotely, the remote portion of the public meeting that is recorded under subdivision (d)(1) of this section shall be recorded in the format in which it is conducted.

(3) A recording of a public meeting under subdivision (d)(1) or subdivision (d)(2) of this section shall be maintained by a public entity for a minimum of one (1) year from the date of the public meeting.

(4) The recording shall be maintained in a format that may be reproduced upon a request under this chapter.

(5) Subdivision (d)(1) of this section does not apply to:

(A) Executive sessions; or

(B) Volunteer fire departments.

(e)(1) A governing body shall ensure that Arkansas residents have reasonable access to attend a public meeting, including through remote means, if such remote means are utilized by the governing body.

(2) Except as provided under subdivisions (e)(3)-(5) of this section, a member of a governing body shall be physically present at a public meeting to be counted for purposes of establishing a quorum or to vote.

(3) Other than governing bodies of municipalities, counties, or public school districts, a governing body may adopt a policy permitting members of the governing body to attend a public meeting remotely.

(4) The ability of the governing body of a public school district to conduct a public meeting remotely shall be governed by [§ 6-13-619](#).

(5) If the Governor declares a disaster emergency under the Arkansas Emergency Services Act of 1973, § 12-75-101 et seq., a governing body may conduct a public meeting remotely.

(6) For a member of a governing body who attends a meeting remotely to be counted for a quorum or to vote, the method used to permit the member of the governing body to attend remotely shall:

(A) Provide a method for the governing body to verify the identity of the member of the governing body attending remotely;

(B) Allow other members of the governing body and members of the public, whether physically present at the public meeting or attending the public meeting remotely, at all times to:

(i) Hear the member of the governing body attending remotely;

(ii) Observe or otherwise understand a vote of a member of the governing body attending remotely; and

(iii) Know the identity of the member of the governing body attending remotely when that member is speaking or voting; and

(C) Allow a member of the governing body attending remotely to hear the other members of the governing body and any public comment.

(7) A member of a governing body who attends a public meeting remotely shall not receive mileage or per diem for attending the public meeting.

(8) If one (1) or more members of a governing body attends a public meeting remotely:

(A) The governing body shall enable members of the public to attend the public meeting by the same means that the members of the governing body attending the public meeting remotely are attending the public meeting; and

(B) Notice of the method by which the public may attend the public meeting shall be published with the notice of the public meeting.

(f) A member of a governing body shall not participate in a communication, whether oral, written, electronic, or otherwise, that:

(1)(A) He or she knows or reasonably should know is a poll.

(B)(i) It is not a violation of subdivision (f)(1)(A) of this section if a secretary or administrative assistant of a governing body communicates in writing with one (1) or more members of the governing body for the purpose of conducting a

ministerial act, including without limitation scheduling a public meeting of the governing body or setting the agenda for a public meeting of the governing body.

(ii) It is a violation of subdivision (f)(1)(A) of this section if a secretary or administrative assistant of a governing body communicates with one (1) or more members of the governing body to schedule a public meeting of the governing body or set the agenda for a public meeting of the governing body and the communication functionally conducts substantive business of the governing body concerning any matter on which official action would foreseeably be taken by the governing body.

(C)(i) It is not a violation of subdivision (f)(1)(A) of this section if an employee or an agent of a public entity communicates background and nondecisional information to one (1) or more members of the governing body of the public entity.

(ii) Except as provided in subdivision (f)(1)(B)(i) of this section, it is a violation of subdivision (f)(1)(A) of this section if an employee or agent of a public entity communicates to a member of the governing body of the public entity:

(a) How another member of the governing body intends to vote; or

(b) Whether another member of the governing body supports or opposes a certain proposed action by the governing body; or

(2)(A) Occurs outside of a public meeting with another member of the governing body about a matter on which official action will foreseeably be taken by the governing body.

(B) It is not a violation of subdivision (f)(2)(A) of this section if a member of a governing body communicates background and nondecisional information to one (1) or more members of the same governing body.

(C) It is a violation of subdivision (f)(2)(A) of this section if a member of a governing body engages in any communication with one (1) or more members of the same governing body that constitutes deliberation, as deliberation may only occur at a public meeting of the governing body.

(g) An informal meeting that includes deliberation or that is for the purpose of exercising a responsibility, authority, power, or duty of a governing body is strictly prohibited.

(h) Two (2) or more employees or agents of a public entity may communicate for the purpose of exercising an authorized responsibility, authority, power, or duty of an employee or agent of the public entity outside of a public meeting.

(i)(1) If a circuit court finds under § 25-19-107 that a governing body is in violation of this section, the circuit court may invalidate any action the governing body took at the unlawful public meeting.

(2) If a circuit court finds under § 25-19-107 that a member of a governing body engaged in a communication prohibited under subsection (f) of this section or in an informal meeting prohibited under subsection (g) of this section, the circuit court

may invalidate any action the governing body took that is the direct or indirect result of the prohibited communication or informal meeting.

(3) An action taken in an executive session is void unless the governing body conducts a public vote on the matter discussed in the executive session at the conclusion of the executive session.

(j)(1) Notwithstanding any provision to the contrary, if a circuit court finds that a governing body or a member of a governing body violated this section concerning the issuance of bonds, the circuit court may only invalidate the action by the governing body authorizing the issuance of bonds within thirty (30) days of the date the action occurred.

(2) If a circuit court makes a finding described under subdivision (j)(1) of this section more than thirty (30) days after the action by the governing body authorizing the issuance of the bonds:

(A) The governing body shall cure the violation within thirty (30) days after the finding of the circuit court by:

(i) Providing notice of the violation in compliance with subsection (b) of this section;

(ii) Disclosing the violation at a public meeting; and

(iii) Authorizing the action in question at the public meeting in compliance with subdivision (a)(5) of this section; or

(B)(i) The circuit court shall impose a civil penalty of one thousand dollars (\$1,000) on each individual member of the governing body, up to the entire membership of the governing body, who the circuit court finds committed or was otherwise responsible for the violation.

(ii) The civil penalty under subdivision (j)(2)(B)(i) of this section shall:

(a) Be paid to the claimant asserting the claim in circuit court within thirty (30) days of the finding of the circuit court under subdivision (j)(1) of this section; and

(b) Not be satisfied by public funds.

(3) The remedies under subdivision (j)(2) of this section are supplemental to all other remedies available under this chapter within the applicable statute of limitations.

(4) As used in this subsection, “bonds” means bonds and other debt-related instruments, including without limitation a short-term financing obligation, under Arkansas Constitution, Amendment 78.

Credits

Acts of 1967, Act 93, § 5; Acts of 1975 (Extended Sess., 1976), Act 1201, § 1; Acts of 1985, Act 843, § 1; Acts of 1987, Act 1001, § 1; Acts of 1999, Act 1589, § 1, eff. July 30, 1999; Acts of 2001, Act 1259, § 2, eff. Aug. 13, 2001; Acts of 2003, Act 763, § 3, eff. March 27, 2003; Acts of 2005, Act 259, § 3, eff. July 1, 2005; Acts of 2007, Act 268, § 3, eff. March 9, 2007; Acts of 2007, Act 998, § 3, eff. July 1, 2007; Acts of 2009, Act 631, § 3, eff. July 1, 2009; Acts of 2011, Act 99, § 3, eff. July 1, 2011; Acts of 2013, Act 235, § 3, eff. Aug. 16, 2013; Acts of 2015, Act 186, § 4, eff. Feb. 24, 2015; Acts of 2017, Act 713, § 11, eff. Aug. 1, 2017; Acts of 2019, Act 1028, § 1, eff. July 24, 2019; Acts of 2020, Act 2, § 42, eff. April 16, 2020; Acts of 2021, Act 56, § 1, eff. Feb. 2, 2021; Acts of 2025, Act 179, § 21, eff. Aug. 5, 2025; Acts of 2025, Act 505, § 2, eff. Aug. 5, 2025; Acts of 2025, Act 992, § 1, eff. Aug. 5, 2025.

Formerly A.S.A. 1947, § 12-2805.

Notes of Decisions (61)

A.C.A. § 25-19-106, AR ST § 25-19-106

The constitution and statutes are current through acts passed during the 2025 Regular Session of the 95th Arkansas General Assembly. The general effective date for the session is August 5, 2025. Some statute sections may be more current; see credits for details. Also included are changes made by the Arkansas Code Revision Commission received through November 30, 2025.

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West's Arkansas Code Annotated

Title 25. State Government

Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-107

§ 25-19-107. Appeal from denial of rights--Attorney's fees

Effective: August 5, 2025

[Currentness](#)

(a) Any citizen denied the rights granted to him or her by this chapter may appeal immediately from the denial to the Pulaski County Circuit Court or to the circuit court of the residence of the aggrieved party, if the State of Arkansas or a department, agency, or institution of the state is involved, or to any of the circuit courts of the appropriate judicial districts when an agency of a county, municipality, township, or school district, or a private organization supported by or expending public funds, is involved.

(b) Upon written application of the person denied the rights provided for in this chapter, or any interested party, it shall be mandatory upon the circuit court having jurisdiction to fix and assess a day the petition is to be heard within seven (7) days of the date of the application of the petitioner, and to hear and determine the case.

(c) Those who refuse to comply with the orders of the court shall be found guilty of contempt of court.

(d)(1) In any action to enforce the rights granted by this chapter, or in any appeal therefrom, the court shall assess against the defendant reasonable attorney's fees and other litigation expenses reasonably incurred by a plaintiff who, after filing suit, has obtained from the defendant a significant or material portion of the public information he or she requested, unless the court finds that the position of the defendant was substantially justified.

(2) If the defendant has substantially prevailed in the action, the court may assess expenses against the plaintiff only upon a finding that the action was initiated primarily for frivolous or dilatory purposes.

(e)(1) Notwithstanding subdivision (d)(1) of this section, the court shall not assess reasonable attorney's fees or other litigation expenses reasonably incurred by a plaintiff against the State of Arkansas or a department, agency, or institution of the state.

(2)(A) A plaintiff who substantially prevailed in an action under this section against the State of Arkansas or a department, agency, or institution of the state may file a claim with the Arkansas State Claims Commission to recover reasonable attorney's fees and other litigation expenses reasonably incurred.

(B) A claim for reasonable attorney's fees and litigation expenses reasonably incurred in an action against the State of Arkansas or a department, agency, or institution of the state shall be filed with the commission pursuant to [§ 25-44-201 et seq.](#) within sixty (60) days of the final disposition of the appeal under subsection (a) of this section.

Credits

Acts of 1967, Act 93, § 6; Acts of 1987, Act 49, § 2; [Acts of 2009, Act 440, § 2, eff. July 31, 2009](#); [Acts of 2021, Act 572, § 2, eff. July 28, 2021](#); [Acts of 2025, Act 419, § 290, eff. Aug. 5, 2025](#).

Formerly A.S.A. 1947, § 12-2806.

[Notes of Decisions \(32\)](#)

A.C.A. § 25-19-107, AR ST § 25-19-107

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West's Arkansas Code Annotated

Title 25. State Government

Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-108

§ 25-19-108. Information for public guidance

Effective: April 7, 2017

[Currentness](#)

(a) Each state agency, board, and commission shall prepare and make available:

(1) A description of its organization, including central and field offices, the general course and method of its operations, and the established locations, including, but not limited to, telephone numbers and street, mailing, electronic mail, and internet addresses and the methods by which the public may obtain access to public records;

(2) A list and general description of its records, including computer databases;

(3)(A) Its regulations, rules of procedure, any formally proposed changes, and all other written statements of policy or interpretations formulated, adopted, or used by the agency, board, or commission in the discharge of its functions.

(B)(i) Rules, regulations, and opinions used in this section shall refer only to substantive and material items that directly affect procedure and decision-making.

(ii) Personnel policies, procedures, and internal policies shall not be subject to the provisions of this section.

(iii) Surveys, polls, and fact-gathering for decision-making shall not be subject to the provisions of this section.

(iv) Statistical data furnished to a state agency shall be posted only after the agency has concluded its final compilation and result;

(4) All documents composing an administrative adjudication decision in a contested matter, except the parts of the decision that are expressly confidential under state or federal law; and

(5) Copies of all records, regardless of medium or format, released under [§ 25-19-105](#) which, because of the nature of their subject matter, the agency, board, or commission determines have become or are likely to become the subject of frequent requests for substantially the same records.

(b)(1) All materials made available by a state agency, board, or commission pursuant to subsection (a) of this section and created after July 1, 2003, shall be made publicly accessible, without charge, in electronic form via the internet.

(2) It shall be a sufficient response to a request to inspect or copy the materials that they are available on the internet at a specified location, unless the requester specifies another medium or format under [§ 25-19-105\(d\)\(2\)\(B\)](#).

(c)(1) An entity that is subject to this chapter that is not included in subsection (a) of this section may opt in to any provision under subdivisions (a)(1)-(5) of this section through ordinance or resolution enacted by its governing body.

(2) The ordinance or resolution under subdivision (c)(1) of this section shall comply with subdivision (b)(1) of this section.

Credits

[Acts of 2001, Act 1653, § 3, eff. April 16, 2001](#); [Acts of 2017, Act 1107, § 2, eff. April 7, 2017](#).

A.C.A. § 25-19-108, AR ST § 25-19-108

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West's Arkansas Code Annotated
Title 25. State Government
Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-109

§ 25-19-109. Special requests for electronic information

Currentness

(a)(1) At his or her discretion, a custodian may agree to summarize, compile, or tailor electronic data in a particular manner or medium and may agree to provide the data in an electronic format to which it is not readily convertible.

(2) When the cost and time involved in complying with the requests are relatively minimal, custodians should agree to provide the data as requested.

(b)(1) If the custodian agrees to a request, the custodian may charge the actual, verifiable costs of personnel time exceeding two (2) hours associated with the tasks, in addition to copying costs authorized by § 25-19-105(d)(3).

(2) The charge for personnel time shall not exceed the salary of the lowest paid employee or contractor who, in the discretion of the custodian, has the necessary skill and training to respond to the request.

(c) The custodian shall provide an itemized breakdown of charges under subsection (b) of this section.

Credits

Acts of 2001, Act 1653, § 4, eff. April 16, 2001.

Notes of Decisions (1)

A.C.A. § 25-19-109, AR ST § 25-19-109

The constitution and statutes are current through acts passed during the 2025 Regular Session of the 95th Arkansas General Assembly. The general effective date for the session is August 5, 2025. Some statute sections may be more current; see credits for details. Also included are changes made by the Arkansas Code Revision Commission received through November 30, 2025.

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West's Arkansas Code Annotated
Title 25. State Government
Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-110

§ 25-19-110. Exemptions

Effective: August 5, 2025

[Currentness](#)

(a) In order to be effective, a law that enacts a new exemption to the requirements of this chapter or that substantially amends an existing exemption to the requirements of this chapter shall state that the record or meeting is exempt from the Freedom of Information Act of 1967, [§ 25-19-101 et seq.](#)

(b) For purposes of this section:

(1) An exemption from the requirements of this chapter is substantially amended if the amendment expands the scope of the exemption to include more records or information or to include meetings as well as records; and

(2) An exemption from the requirements of this chapter is not substantially amended if the amendment narrows the scope of the exemption.

Credits

[Acts of 2009, Act 184, § 1, eff. July 31, 2009; Acts of 2025, Act 179, § 22, eff. Aug. 5, 2025.](#)

A.C.A. § 25-19-110, AR ST § 25-19-110

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West's Arkansas Code Annotated
Title 25. State Government
Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-111

§ 25-19-111. Arkansas Freedom of Information Task Force

Effective: August 5, 2025

[Currentness](#)

(a)(1) There is created the Arkansas Freedom of Information Task Force for the purpose of reviewing, evaluating, and approving proposed amendments to this chapter.

(2) No later than the first day of November in each even-numbered year preceding a regular legislative session, the task force shall:

(A) Complete a study of proposed exemptions from or additions to this chapter; and

(B) Report to the General Assembly its recommendations concerning proposed exemptions from or additions to this chapter.

(b)(1) The task force shall consist of nine (9) members as follows:

(A) One (1) member appointed by the Governor;

(B) One (1) member appointed by the President Pro Tempore of the Senate;

(C) One (1) member appointed by the Speaker of the House of Representatives;

(D) One (1) member appointed by the Arkansas Press Association, Inc.;

(E) One (1) member appointed by the Arkansas Freedom of Information Coalition;

(F) One (1) member appointed by the Arkansas Pro Chapter of the Society of Professional Journalists;

(G) One (1) member appointed by the Arkansas Broadcasters Association;

(H) One (1) member appointed by the Association of Arkansas Counties; and

(I) One (1) member appointed by the Arkansas Municipal League.

(2)(A) Each member of the task force shall serve a term of four (4) years.

(B) A member of the task force shall not serve more than two (2) terms.

(3) A vacancy on the task force shall be filled in the manner of the original appointment.

(4) The task force shall elect from its membership:

(A) A chair; and

(B) Other officers deemed necessary by the task force.

(c)(1) Five (5) members of the task force shall constitute a quorum for the purpose of transacting business.

(2) A majority vote of the total membership of the task force is required for any action of the task force.

(d) The members of the task force shall meet at their own expense and shall not be entitled to reimbursement for mileage or per diem.

(e) [Repealed by [Acts of 2025, Act 179, § 23, eff. Aug. 5, 2025.](#)]

Credits

[Acts of 2017, Act 923, § 1, eff. Aug. 1, 2017](#); [Acts of 2025, Act 179, § 23, eff. Aug. 5, 2025.](#)

A.C.A. § 25-19-111, AR ST § 25-19-111

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West's Arkansas Code Annotated

Title 25. State Government

Chapter 19. Freedom of Information Act (Refs & Annos)

A.C.A. § 25-19-112

§ 25-19-112. Audio media, visual media, and audiovisual media--Findings--Intent--Law enforcement

Effective: July 28, 2021

[Currentness](#)

(a) The General Assembly finds that:

(1) The allocation of time of trained law enforcement personnel, dispatchers, and detention personnel toward fulfilling requests for copies of audio media, visual media, and audiovisual media is substantial; and

(2) The uniform assessment of costs to defray and recover the allocation of time of trained law enforcement personnel, dispatchers, and detention personnel toward fulfilling requests for copies of audio media, visual media, and audiovisual media is necessary.

(b) It is the intent of the General Assembly to encourage the use of audio media, visual media, and audiovisual media by state and local law enforcement agencies and detention centers.

(c)(1) A state, county, municipal, school, college, or university law enforcement agency, dispatch center, public safety answering point, jail, detention center, or electronic record provider may charge for the costs associated with retrieving, reviewing, redacting, and copying audio media, visual media, and audiovisual media as provided under this section.

(2) A request for audio media, visual media, and audiovisual media that:

(A) Requires three (3) hours or less of personnel and equipment time to fulfill the request shall be provided at no charge:

(i) Except for the cost of reproduction of the media; or

(ii) Unless the requestor or the requestor's entity has made a request under this section in the immediately preceding thirty-day period;

(B) Requires more than three (3) hours of personnel or equipment time to fulfill the request shall be charged at a rate that does not exceed twenty dollars (\$20.00) per hour on a prorated basis for each hour of running time of audio media, visual media, or audiovisual media provided to the requestor; and

(C) Is estimated to require more than three (3) hours of personnel or equipment time to fulfill the request may be required to be prepaid.

(3) A request for audio media, visual media, and audiovisual media shall be sufficiently specific to enable the custodian to locate the requested audio media, visual media, and audiovisual media with reasonable effort.

(4) An electronic record provider that charges for costs under this section shall provide a copy of the invoice to the entity required to maintain the audio media, visual media, or audiovisual media.

Credits

[Acts of 2021, Act 778, § 3, eff. July 28, 2021.](#)

A.C.A. § 25-19-112, AR ST § 25-19-112

The constitution and statutes are current through acts passed during the 2025 Regular Session of the 95th Arkansas General Assembly. The general effective date for the session is August 5, 2025. Some statute sections may be more current; see credits for details. Also included are changes made by the Arkansas Code Revision Commission received through November 30, 2025.

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