

Arkansas – State Public Record Laws

Citations	<p>Arkansas Freedom of Information Act of 1967, 25-19-101 et seq. https://static.ark.org/eeuploads/ag/Arkansas-Freedom-of-Information-Act.pdf</p>
Exemptions to Disclosure	<p>25-19-105(b)(5) exempts:</p> <ul style="list-style-type: none"> • Unpublished drafts of judicial or quasi-judicial opinions and decisions; <p>25-19-105(b)(16) and (18) exempts:</p> <ul style="list-style-type: none"> • Records containing any information relating to security and or vulnerability of any public water system • Site files and records maintained by the Arkansas Historic Preservation Program of the Department of Arkansas Heritage and the Arkansas Archeological Survey <ul style="list-style-type: none"> ○ *exemption not applicable to any records of expenditures or grants made or administered by the commission and otherwise disclosable under the provisions of this chapter • Methods of identification used to prohibit or protect access to a computer network <ul style="list-style-type: none"> ○ i.e. passwords, personal id numbers, • personal records
Access Rights	<ul style="list-style-type: none"> • Any citizen • Regular business hours • Custodian is the one who locates the records • Fee that is more than \$25 may be required to be paid in advance; fee can't exceed actual costs of production, mailing, etc. • Commingling of exempt with non-exempt info in the record will not exempt the record from disclosure (redact the exempt and indicate how much of the record has been deleted) • In-camera review for records the public nature of which is disputed • Copies may be furnished free or at a reduced cost if custodian determines that they were requested primarily for noncommercial purposes
Destruction of Public Records	<ul style="list-style-type: none"> • E-mail messages, like paper records, must be retained and destroyed according to established records retention procedures as set forth by Arkansas and federal law. • Retention schedule can be found here: http://www.dfa.arkansas.gov/offices/intergovernmentalServices/Documents/rec_retention_schedule.pdf