

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

As Engrossed: H3/17/25

# A Bill

HOUSE BILL 1621

5 By: Representative Wardlaw  
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7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF  
10 1967; TO EXEMPT PERSONAL INFORMATION OF ELECTED  
11 CONSTITUTIONAL OFFICERS, JUDICIAL OFFICIALS, ELECTED  
12 COUNTY OFFICIALS, ELECTED MUNICIPAL OFFICIALS, AND  
13 THEIR IMMEDIATE FAMILY; AND FOR OTHER PURPOSES.  
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### Subtitle

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17 TO AMEND THE FREEDOM OF INFORMATION ACT  
18 OF 1967; AND TO EXEMPT PERSONAL  
19 INFORMATION OF ELECTED CONSTITUTIONAL  
20 OFFICERS, JUDICIAL OFFICIALS, ELECTED  
21 COUNTY OFFICIALS, ELECTED MUNICIPAL  
22 OFFICIALS, AND THEIR IMMEDIATE FAMILY.  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code Title 25, Chapter 19, is amended to add an  
27 additional section to read as follows:

28 25-19-113. Personal information of elected constitutional officers,  
29 judicial officials, elected county officials, and their immediate family.

30 (a) As used in this section:

31 (1) "Elected constitutional officer" means the Governor,  
32 Lieutenant Governor, Attorney General, Secretary of State, Auditor of State,  
33 Treasurer of State, Commissioner of State Lands, and a member of the General  
34 Assembly;

35 (2) "Elected county official" means a county judge, a justice of  
36 the peace, a sheriff, a circuit clerk, a county clerk, an assessor, a



1 coroner, a treasurer, a county surveyor, and a collector of taxes;

2 (3) "Elected municipal official" means a person elected to an  
3 office in a city of the first class, a city of the second class, or an  
4 incorporated town;

5 (4) "Governmental entity" means a public official or employee, a  
6 governmental agency, or any other agency or improvement district that is  
7 wholly or partially supported by public funds or expending public funds;

8 (5) "Immediate family member" means:

9 (A) A spouse, former spouse, domestic partner, child, or  
10 parent of an elected constitutional officer, a judicial official, an elected  
11 county official, or an elected municipal official;

12 (B) A person who has a child in common with an elected  
13 constitutional officer, a judicial official, an elected county official, or  
14 an elected municipal official;

15 or

16 (C) A familial relative of an elected constitutional  
17 officer, a judicial official, an elected county official, or an elected  
18 municipal official whose permanent address is the same as that of the elected  
19 constitutional officer, the judicial official, the elected county official,  
20 or the elected municipal official;

21 (6) "Judicial official" means:

22 (A) An individual who is currently serving or has formerly  
23 served by election or appointment in the following positions:

24 (i) Justice of the Supreme Court;

25 (ii) Court of Appeals judge;

26 (iii) Circuit court judge;

27 (iv) District court judge; or

28 (v) Administrative judge of a state agency;

29 (B) An Eighth Circuit Court of Appeals Judge, United States District  
30 Court Judge, or United States Magistrate Judge in Arkansas;

31 or

32 (C) A prosecuting attorney.

33 (7) "Land records terminal" means any type of display, physical  
34 or virtual, accessible by the public, for a fee or no charge, that allows  
35 users to search and retrieve a real estate property database or geographic  
36 record;

1           (8) "Land records website" means a public website that allows  
2 users to search and retrieve information from a real estate property database  
3 or to search and retrieve geographic records; and

4           (9) "Social media account" means an online electronic medium or  
5 a live chat system that:

6                   (A) Enables a user to interact with content generated by  
7 other third-party users of the social media platform;

8                   (B) Enables a user to create an account or profile  
9 specific to the social media platform or to import a profile from another  
10 social media platform; and

11                   (C) Enables one (1) or more users to generate content that  
12 can be viewed by another third-party user of the social media platform.

13           (b) A record that includes the following personal information of an  
14 elected constitutional officer, a judicial official, an elected county  
15 official, an elected municipal official, or an immediate family member shall  
16 not be deemed a public record under this chapter:

17                   (1) A home address, including without limitation primary and  
18 secondary addresses;

19                   (2) A home or personal mobile telephone number;

20                   (3) A direct telephone number of a government-issued cell phone;

21                   (4) A private extension telephone number for judicial chambers  
22 or a governmental office;

23                   (5) A personal email address;

24                   (6) A Social Security number, driver's license number, or a  
25 taxpayer identification number;

26                   (7) Bank account information;

27                   (8) Credit or debit card information;

28                   (9) A home or other address displayed on property tax records,  
29 including without limitation the address of a secondary residence or an  
30 investment property where an elected constitutional officer, a judicial  
31 official, an elected county official, an elected municipal official, or an  
32 immediate family member resides;

33                   (10) A license plate number or home address displayed on vehicle  
34 registration information;

35                   (11) Identifying information of a child of an elected  
36 constitutional officer, a judicial official, an elected county official, or

1 an elected municipal official eighteen (18) years of age or younger or whose  
2 permanent residence is the same residence as that of an elected official, an  
3 elected county official, or an elected municipal official;

4 (12) A full date of birth;

5 (13) A photograph of a vehicle that legibly displays the license  
6 plate;

7 (14) A photograph of a residence that legibly displays the  
8 residence address;

9 (15) The name and address of a high school or day care facility  
10 attended by an immediate family member of an elected constitutional officer,  
11 a judicial official, an elected county official, or an elected municipal  
12 official;

13 (16) The name and address of an employer of an immediate family  
14 member of an elected constitutional officer, a judicial official, an elected  
15 county official, or an elected municipal official;

16 (17) The name and address of a place of worship attended by an  
17 elected constitutional officer, a judicial official, an elected county  
18 official, an elected municipal official or an immediate family member of an  
19 elected constitutional officer, a judicial official, an elected county  
20 official, or an elected municipal official; or

21 (18) Voter registration information or the contents of any  
22 application for an absentee voter ballot.

23 (c)(1) A governmental entity shall not post or display the personal  
24 information under subsection (b) of this section of an elected constitutional  
25 officer, a judicial official, an elected county official, an elected  
26 municipal official or an immediate family member in a manner that is  
27 available to the public:

28 (A) Free of charge or for a fee in written or electronic  
29 form; or

30 (B) On a social media account, governmental entity  
31 website, land records terminal, or land records website.

32 (2)(A) If a governmental entity posts or displays personal  
33 information of an elected constitutional officer, a judicial official, an  
34 elected county official, an elected municipal official, or an immediate  
35 family member under subdivision (c)(1) of this section, the elected  
36 constitutional officer, the judicial official, the elected county official,

1 or the elected municipal official may send a written request to the  
2 governmental entity to remove the personal information.

3 (B) Upon receiving a written request under subdivision  
4 (c)(2)(A) of this section, the governmental entity shall remove the personal  
5 information within three (3) days of the request.

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7 /s/Wardlaw  
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