

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

As Engrossed: S4/9/25

# A Bill

SENATE BILL 614

5 By: Senator C. Tucker  
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## For An Act To Be Entitled

9 AN ACT TO AMEND THE FREEDOM OF INFORMATION ACT OF  
10 1967; TO AMEND THE LAW CONCERNING OPEN PUBLIC  
11 MEETINGS; AND FOR OTHER PURPOSES.  
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## Subtitle

15 TO AMEND THE FREEDOM OF INFORMATION ACT  
16 OF 1967; AND TO AMEND THE LAW CONCERNING  
17 OPEN PUBLIC MEETINGS.  
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 25-19-106, as amended by SB227 of 2025, is  
22 amended to add an additional subsection to read as follows:

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

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

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

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

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



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

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

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

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

12 (b) Not be satisfied by public funds.

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

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

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20 SECTION 2. DO NOT CODIFY. Contingency.

21 (a) Section 1 of this act shall become effective only if SB227 of the  
22 Ninety-Fifth General Assembly is enacted by the General Assembly and becomes  
23 an act.

24 (b) If SB227 of the Ninety-Fifth General Assembly does not become an  
25 act, Section 1 of this act shall not become effective.

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27 /s/C. Tucker  
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