

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013

A Bill

HOUSE BILL 1860

4
5 By: Representative Leding
6

For An Act To Be Entitled

8 AN ACT TO PROVIDE INCREASED ACCESSIBILITY TO STATE
9 GOVERNMENT REGULATORY DATA; TO REQUIRE THE SECRETARY
10 OF STATE TO CREATE AND MAINTAIN A DATABASE OF
11 REGULATORY DATA FOR EACH STATE AGENCY; AND FOR OTHER
12 PURPOSES.
13

Subtitle

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16 TO PROVIDE INCREASED ACCESSIBILITY TO
17 STATE GOVERNMENT REGULATORY DATA; AND TO
18 REQUIRE THE SECRETARY OF STATE TO CREATE
19 AND MAINTAIN A DATABASE OF REGULATORY
20 DATA FOR EACH STATE AGENCY.
21

22
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

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

27 Subchapter 5 – Arkansas Regulatory Accessibility Act
28

29 25-1-501. Title.

30 This subchapter shall be known and may be cited as the “Arkansas
31 Regulatory Accessibility Act”.
32

33 25-1-502. Legislative intent.

34 The General Assembly finds that:

35 (1) Information technology has evolved to allow unprecedented
36 levels of accessibility to regulatory and other information;



1 (2) Information technology allowing access to regulatory and
 2 other information through the Internet now exists and is available to state
 3 government; and

4 (3) Access to regulatory and other information on an ongoing and
 5 regular basis will:

6 (A) Assist citizens in navigating the applicable
 7 regulations and requirements of state government; and

8 (B) Allow for a higher degree of accessibility and
 9 efficiency in the workings of all branches of state government.

10
 11 25-1-503. Definitions.

12 As used in this section:

13 (1) "Regulatory data" means information provided by a state
 14 agency regarding the following:

15 (A) Local, state, and federal rules and regulations
 16 applicable to Arkansans;

17 (B) Requirements for licenses and permits;

18 (C) Applications for licenses and permits;

19 (D) Forms needed to submit taxes, fees, and other required
 20 payments; and

21 (E) Contact information for the person who administers
 22 each of the items in subdivisions (1)(A)-(D) of this section;

23 (2)(A) "State agency" means any agency, department, authority,
 24 board, commission, bureau, council, or other agency of the state excluding
 25 institutions of higher education.

26 (B) "State agency" includes without limitation:

27 (i) The offices of Governor, Lieutenant Governor,
 28 Attorney General, Secretary of State, Treasurer of State, Auditor of State,
 29 and Commissioner of State Lands;

30 (ii) Legislative commissions, bureaus, and offices;

31 (iii) Judicial offices;

32 (iv) Constitutional offices, commissions, and
 33 departments that receive a state appropriation for the expenditure of state
 34 funds, special revenues, or federal funds; and

35 (v) The Arkansas Lottery Commission; and

36 (3) "Website" means a site on the Internet:

- 1 (A) Identifiable by a specific Uniform Resource Locator;
- 2 (B) Accessible to the public at no cost; and
- 3 (C) Requiring no information of the user.

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5 25-1-504. Duties of the Secretary of State.

6 (a) The Secretary of State shall:

7 (1) Establish standards and criteria for each state agency to
 8 report regulatory data;

9 (2) Develop and maintain a database of regulatory data as
 10 required under this subchapter; and

11 (3) Develop a website presenting regulatory data for each state
 12 agency that shall:

13 (A) Report regulatory data in a common format;

14 (B) Include regulatory data of state government in an
 15 interactive format;

16 (C) Allow searches of regulatory data in a common format;

17 and

18 (D) Be updated on a regular basis to present regulatory
 19 data for the current year.

20 (b) The Secretary of State shall promulgate rules to implement this
 21 subchapter, including without limitation rules concerning the reporting of
 22 additional information under this subchapter.

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24 25-1-505. Cooperation by state agencies with the Secretary of State -
 25 Report.

26 (a) Each state agency shall:

27 (1) Cooperate with the Secretary of State to meet the
 28 requirements of this subchapter; and

29 (2) Take actions necessary to provide information under this
 30 subchapter.

31 (b)(1) The Secretary of State shall report annually to the Legislative
 32 Council the name of each state agency that does not provide information under
 33 this subchapter.

34 (2) A copy of the report under subdivision (b)(1) of this
 35 section shall be posted on the website required under this subchapter
 36 immediately after presentation to the Legislative Council.

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SECTION 2. TEMPORARY LANGUAGE. DO NOT CODIFY.

The website established by this act shall be operational and shall meet the requirements of this act by July 1, 2014.