

Act 419 of the 1989 Regular Session.

Act 419

SB124

By: Senator Scott

"AN ACT TO AMEND ARKANSAS CODE 5-65-207(c) RELATING TO THE TYPES OR MODELS OF TESTING DEVICES WHICH MAY BE USED FOR DETERMINING ALCOHOL CONTENT OF THE BREATH OR BLOOD OF A PERSON BY ANALYSIS OF THE PERSON'S BREATH; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 5-65-207(c) is hereby amended to read as follows:

"(c) The State Board of Health is authorized to adopt appropriate rules and regulations to carry out the intent and purposes of this section, and only machines or instruments approved by the board as meeting the requirements of this section and regulations of the board shall be used for making the breath analysis for determining blood alcohol content. The State Department of Health is specifically authorized to limit by its rules the types or models of testing devices which may be approved for use in Arkansas for the purposes set forth in this section. The approved types or models will be specified by manufacturer's name and model."

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: March 8, 1989

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