

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**

# A Bill ACT 383 OF 1991

## SENATE BILL 103

4 **By: Committee on State Agencies and Governmental Affairs**

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### **For An Act To Be Entitled**

8 "AN ACT TO ABOLISH THE STATE CRIME LABORATORY BOARD AND  
9 THE STATE MEDICAL EXAMINER COMMISSION AND TO TRANSFER  
10 THEIR POWERS AND DUTIES TO A NEW BOARD TO BE KNOWN AS THE  
11 'STATE CRIME LABORATORY BOARD'; AND FOR OTHER PURPOSES."

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

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15 SECTION 1. (a) The State Crime Laboratory Board created under Arkansas  
16 Code 12-12-302 and the State Medical Examiner Commission created under  
17 Arkansas Code 12-12-306 are abolished and terms of their members shall expire  
18 on the effective date of this act. The powers and duties of the State Crime  
19 Laboratory Board and the State Medical Examiner Commission are transferred to  
20 a new board created under Section 2 of this act to be known as the "State  
21 Crime Laboratory Board."

22 (b) Arkansas Code 12-12-302 and 12-12-306 are repealed.

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24 SECTION 2. Arkansas Code Title 12, Chapter 12, Subchapter 3 is amended  
25 to add a new section to read as follows:

26 "12-12-302. Board created - Members - Meetings.

27 (a) There is created a State Crime Laboratory Board to be composed of  
28 eight (8) members. The Dean of the University of Arkansas for Medical  
29 Sciences, College of Medicine shall serve as a member. The remaining seven (7)  
30 members of the board shall be appointed by the Governor and confirmed by the  
31 Senate. However, a vacancy may be temporarily filled by the Governor until  
32 the Senate shall next meet.

33 (b) The members appointed by the Governor shall be composed of:

34 (1) One (1) member of the active judiciary;

35 (2) One (1) practicing member of the legal profession;

36 (3) One (1) active county sheriff;

- 1           (4) One (1) active chief of police;
- 2           (5) One (1) active prosecuting attorney;
- 3           (6) One (1) physician engaged in the active practice of private  
4 or academic medicine;
- 5           (7) One (1) member at large from the state.

6           (c) Appointments to the State Crime Laboratory Board shall be for a  
7 term of seven (7) years. All appointments made at any time other than the day  
8 following the expiration of a term shall be made for the unexpired portion of  
9 the term. If, however, the Governor shall not make an appointment by January  
10 15 of the year in which the term expires, that member shall continue to serve  
11 until he is reappointed or a successor is appointed, and the term of that  
12 member shall run for seven (7) years from January 15 in the year the term  
13 expired rather than for seven (7) years from the date of actual appointment.

14          (d) The board shall meet and elect one (1) of its members as chairman  
15 and one (1) as vice-chairman. The chairman shall have the power to call  
16 meetings of the board upon due notice of the meeting to all members thereof.

17          (e) A majority of the members of the board shall constitute a quorum to  
18 transact the business of the board.

19          (f) The board shall meet a minimum of once every three (3) months.  
20 Failure of any appointee to attend three (3) consecutive meetings shall  
21 constitute cause for removal from the board by the Governor.

22          (g) Members of the State Crime Laboratory Board shall be entitled to  
23 twenty-five dollars (\$25.00) per day for each day they are in attendance at a  
24 meeting of the board and mileage from their home to the place of meeting and  
25 return at the rate then in force and effect for state employees while driving  
26 their private vehicles on state business. The sums shall be paid from the  
27 appropriated maintenance and general operations funds of the State Crime  
28 Laboratory."

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30          SECTION 3. Arkansas Code Title 12, Chapter 12, Subchapter 3 is amended  
31 to add a new section to read as follows:

32          "12-12-306. State Medical Examiner.

33          (a) The State Crime Laboratory Board shall appoint and employ a State  
34 Medical Examiner.

35          (b) The board may remove the State Medical Examiner only for cause."

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SECTION 4. 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 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 6. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: 3-6-91