

State of Arkansas  
89th General Assembly  
Regular Session, 2013

# A Bill

DRAFT JSE/JSE  
SENATE BILL

By: N/A

## For An Act To Be Entitled

AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 12  
CONCERNING LAW ENFORCEMENT, EMERGENCY MANAGEMENT, AND  
MILITARY AFFAIRS; AND FOR OTHER PURPOSES.

## Subtitle

TO MAKE TECHNICAL CORRECTIONS TO TITLE 12  
CONCERNING LAW ENFORCEMENT, EMERGENCY  
MANAGEMENT, AND MILITARY AFFAIRS.

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

SECTION 1. Arkansas Code § 12-12-212(a), concerning the release or disclosure of information in the Arkansas Crime Information System, is amended to read as follows:

(a) A person is guilty of a Class A misdemeanor upon conviction if the person:

(1) Knowingly accesses information or ~~willfully~~ knowingly obtains information collected and maintained under this subchapter for a purpose not specified by this subchapter; or

(2) Knowingly releases or discloses information maintained under this subchapter to another person who lacks authority to receive the information.

SECTION 2. Arkansas Code § 12-12-314(a), concerning the disposition of fees charged by the State Crime Laboratory, is amended to read as follows:

(a) The State Crime Laboratory shall charge certain fees in an amount to be determined by the State Crime Laboratory Board, but subject to the

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1 limitations set forth in this section for certain records, reports, and  
 2 consultations by laboratory physicians and analysts, and expert witness  
 3 testimony provided in the trial of civil lawsuits, as follows:

4 (1) A fee shall be charged for records and reports of the  
 5 laboratory in a reasonable amount to be set by the board when the request for  
 6 the report shall be from an entity other than a law enforcement or criminal  
 7 justice system agency;

8 (2)(A) A fee shall be charged in an amount to be set by the  
 9 board for consultations, scientific or medical research, depositions, expert  
 10 witness testimony, and travel to and from courts.

11 (B) The fees under subdivision (a)(2)(A) of this section  
 12 shall be at a rate not to exceed two hundred twenty-five dollars (\$225) per  
 13 hour or one thousand eight hundred dollars (\$1,800) per day and shall be  
 14 levied against the requesting individual, agency, or organization for work  
 15 done in civil cases in which laboratory personnel involvement results from  
 16 the performance of duties and responsibilities under this subchapter; and

17 (3) A charge of up to three thousand dollars (\$3,000) for each  
 18 autopsy requested by non-law enforcement officials.

19  
 20 SECTION 3. Arkansas Code § 12-12-906(h)(1), concerning the duty of sex  
 21 offenders to register under the Sex Offender Registration Act of 1997, is  
 22 amended to make the filing of registration verification consistent with  
 23 Arkansas Code § 12-12-909(a)(5) to read as follows:

24 (h)(1) A sexually violent predator subject to lifetime registration  
 25 under § 12-12-919 shall report in person every ~~three (3) months~~ ninety (90)  
 26 days after registration to the local law enforcement agency having  
 27 jurisdiction to verify registration.

28  
 29 SECTION 4. Arkansas Code § 12-12-906(i), concerning the duty of sex  
 30 offenders to register under the Sex Offender Registration Act of 1997, is  
 31 amended to make the filing of registration verification consistent with  
 32 Arkansas Code § 12-12-909 to read as follows:

33 (i) ~~Within three (3) days after~~ After verifying the registration of a  
 34 sex offender under subsection (g) of this section or a sexually violent  
 35 predator under subsection (h) of this section, the local law enforcement  
 36 agency having jurisdiction shall ~~report by written or electronic means all~~

1 ~~information obtained from or provided by the sex offender or sexually violent~~  
2 ~~predator to the center~~ file the verification with the center in accordance  
3 with § 12-12-909.  
4

5 SECTION 5. Arkansas Code § 12-12-922(b)(5), concerning the alternative  
6 procedure for sexually violent predator evaluations is amended for  
7 clarification to read as follows:

8 (5) If a request for an administrative review is received by the  
9 committee, the local law enforcement agency having jurisdiction may make  
10 community notification at the level upon which administrative review has been  
11 requested.  
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13 SECTION 6. Arkansas Code § 12-12-1002(b), concerning the penalties for  
14 failing to comply with fingerprinting and reporting standards, is amended to  
15 read as follows:

16 (b) A person is guilty of a Class A misdemeanor upon conviction if the  
17 person:

18 (1) Knowingly accesses information or ~~willfully~~ knowingly  
19 obtains information collected and maintained under this subchapter for a  
20 purpose not specified by this subchapter; or

21 (2) Knowingly releases or discloses information maintained under  
22 this subchapter to another person who lacks authority to receive the  
23 information.  
24

25 SECTION 7. DO NOT CODIFY. The enactment and adoption of this act  
26 shall not repeal, expressly or impliedly, the acts passed at the regular  
27 session of the Eighty-Ninth General Assembly. All such acts shall have the  
28 full force and effect and, so far as those acts intentionally vary from or  
29 conflict with any provision contained in this act, those acts shall have the  
30 effect of subsequent acts and as amending or repealing the appropriate parts  
31 of the Arkansas Code of 1987.  
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