

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1359

5 By: Representative Talley
6
7

For An Act To Be Entitled

9 AN ACT CONCERNING THE ADMISSIBILITY OF CERTAIN
10 RECORDS AND REPORTS OF THE STATE CRIME LABORATORY; TO
11 ALLOW ATTESTATION OF CERTAIN RECORDS AND REPORTS OF
12 THE STATE CRIME LABORATORY IN CIVIL CASES; TO PROTECT
13 A DEFENDANT'S RIGHT TO CROSS-EXAMINE IN CIVIL CASES
14 INVOLVING THE ATTESTATION OF CERTAIN RECORDS AND
15 REPORTS OF THE STATE CRIME LABORATORY; AND FOR OTHER
16 PURPOSES.
17
18

Subtitle

19 TO ALLOW ATTESTATION OF RECORDS AND
20 REPORTS OF THE STATE CRIME LABORATORY IN
21 CIVIL CASES; AND TO PROTECT A DEFENDANT'S
22 RIGHT TO CROSS-EXAMINE IN CIVIL CASES
23 INVOLVING ATTESTATION.
24
25
26

27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
28

29 SECTION 1. Arkansas Code § 12-12-313(a) and (b), concerning the
30 admissibility in court of certain records and reports of the State Crime
31 Laboratory, is amended to read as follows:

32 (a) The records and reports of autopsies, evidence analyses, drug
33 analyses, and any investigations made by the State Crime Laboratory under the
34 authority of this subchapter shall be received as competent evidence as to
35 the matters contained therein in the courts of this state subject to the
36 applicable rules of criminal procedure or civil procedure when duly attested



1 to by the Executive Director of the State Crime Laboratory or his or her
2 assistants, associates, or deputies.

3 (b) ~~Nothing in this section shall be deemed to~~ This section does not
4 abrogate a defendant's right of cross-examination if notice of intention to
5 cross-examine is given ~~prior to~~ before the date of a hearing or trial
6 pursuant to the applicable rules of criminal procedure or civil procedure.

7
8
9 **APPROVED: 03/06/2013**
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36