

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

A Bill

HOUSE BILL 1362

5 By: Representative Talley
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For An Act To Be Entitled

8 AN ACT CONCERNING THE CONFIDENTIAL RECORDS KEPT BY
9 THE STATE CRIME LABORATORY; AND FOR OTHER PURPOSES.
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Subtitle

11 CONCERNING THE CONFIDENTIAL RECORDS KEPT
12 BY THE STATE CRIME LABORATORY.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 12-12-312(a)(1)(A), concerning confidential
20 records kept by the State Crime Laboratory, is amended to read as follows:

21 (a)(1)(A)(i) The records, files, and information kept, obtained, or
22 retained by the State Crime Laboratory under this subchapter are privileged
23 and confidential.

24 (ii) The records, files, and information shall be released
25 only under and by the direction of a court of competent jurisdiction, the
26 prosecuting attorney having criminal jurisdiction over the case, or the
27 public defender appointed or assigned to the case.

28 (iii) In cases in which the cause and manner of death are
29 not criminal in nature, the State Crime Laboratory may communicate without
30 prior authorization required under subdivision (a)(1)(A)(ii) of this section
31 with the decedent's next of kin or the next of kin's designee including
32 without limitation:

33 (a) Parents;

34 (b) Grandparents;

35 (c) Siblings;

36 (d) Spouses;



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(e) Adult children; or
(f) Legal guardians.