

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1359

By: Representative Talley

For An Act To Be Entitled

AN ACT CONCERNING THE ADMISSIBILITY OF CERTAIN RECORDS AND REPORTS OF THE STATE CRIME LABORATORY; TO ALLOW ATTESTATION OF CERTAIN RECORDS AND REPORTS OF THE STATE CRIME LABORATORY IN CIVIL CASES; TO PROTECT A DEFENDANT'S RIGHT TO CROSS-EXAMINE IN CIVIL CASES INVOLVING THE ATTESTATION OF CERTAIN RECORDS AND REPORTS OF THE STATE CRIME LABORATORY; AND FOR OTHER PURPOSES.

Subtitle

TO ALLOW ATTESTATION OF RECORDS AND REPORTS OF THE STATE CRIME LABORATORY IN CIVIL CASES; AND TO PROTECT A DEFENDANT'S RIGHT TO CROSS-EXAMINE IN CIVIL CASES INVOLVING ATTESTATION.

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

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

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



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

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