

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: H3/14/17

A Bill

HOUSE BILL 2113

5 By: Representative Henderson
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For An Act To Be Entitled

8 AN ACT CONCERNING THE TESTING OF A FIREARM BY THE
9 STATE CRIME LABORATORY; AND FOR OTHER PURPOSES.
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Subtitle

11 CONCERNING THE TESTING OF A FIREARM BY
12 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 § 12-12-324(a) and (b), concerning testing of*
20 *firearms by the State Crime Laboratory, are amended to read as follows:*

21 *(a)(1) ~~All firearms~~ Firearms used in the commission of a crime that*
22 *come into the custody of any law enforcement agency in this state shall be*
23 *delivered to the State Crime Laboratory within thirty (30) calendar days for*
24 *ballistics forensic testing for firearms meeting the caliber and type*
25 *determined by the Executive Director of the Arkansas State Crime Laboratory.*

26 *~~(2) However, if the firearm is being used as evidence in a~~*
27 *~~criminal case, then delivery shall take place within thirty (30) calendar~~*
28 *~~days after the final adjudication of the criminal proceeding.~~*

29 *(b)(1)(A) The laboratory may conduct ~~ballistics~~ forensic tests on all*
30 *firearms received and input the resulting data into the National Integrated*
31 *Ballistics Information Network of the United States Bureau of Alcohol,*
32 *Tobacco, Firearms and Explosives.*

33 *(B) The ~~ballistics~~ forensic tests may include, but not be*
34 *limited to, firing of the weapon and electronic imaging of the bullets and*
35 *casings.*

36 *(2) The laboratory shall coordinate with all participating*



1 agencies when investigations require the use of the National Integrated
2 Bullet Identification Network's computer database.

3 (3) The laboratory shall provide written analysis reports and
4 experts for testimony when feasible.

5 (4) After completion of the forensic testing, the firearms shall
6 be returned to the law enforcement agencies.

7 (5) When the law enforcement agency regains possession of the
8 firearm, the law enforcement agency shall immediately notify the owner,
9 unless the owner is prohibited by law from possessing the firearm, that the
10 owner may regain possession of the firearm at the offices of the law
11 enforcement agency.

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13 /s/Henderson
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