

ARKANSAS REGISTER

Transmittal Sheet

Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State

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For Office

Use Only:

Effective Date _____ Code Number _____

Name of Agency _____

Department _____

Contact _____ E-mail _____ Phone _____

Statutory Authority for Promulgating Rules _____

Rule Title: _____

Intended Effective Date

(Check One)

Date

☐ Emergency (ACA 25-15-204) Legal Notice Published _____

☐ 10 Days After Filing (ACA 25-15-204) Final Date for Public Comment _____

☐ Other _____ Reviewed by Legislative Council _____
(Must be more than 10 days after filing date.)

Adopted by State Agency _____

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

Contact Person

E-mail Address

Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)


Signature

Phone Number

E-mail Address

Title

Date

 <p style="text-align: center;">ADMINISTRATIVE RULES</p> <p style="text-align: center;">STATE OF ARKANSAS</p> <p style="text-align: center;">BOARD OF CORRECTIONS</p>	Section Number:	Page Number:
	891	1 of 1
	Board Approval Date:	
	11/16/01	
	Supersedes:	Dated:
	891	6/27/97
	Reference:	Effective Date:
		11/16/2001
SUBJECT: Inmate DNA Testing		

I. AUTHORITY:

The Board of Correction and Community Punishment is vested with the authority to promulgate the Administrative Rule by Ark. Code Ann. §§ 12-27-105.

II. APPLICABILITY:

This policy applies to employees and inmates of the Arkansas Department of Correction.

III. POLICY:

To comply with Act 737 of the 81st General Assembly of 1997, as amended by Act 218 of 2001, titled, "DNA detection of sexual and violent offenders act," by establishing guidelines for obtaining DNA samples from certain felons in the custody of the Arkansas Department of Correction.

IV. GUIDELINES:

An Administrative Directive will delineate:

- A. those sexual, violent and other offenders affected,
- B. methodology for obtaining DNA samples from affected offenders,
- C. chain of custody for transmission of samples,
- D. authorizations and indemnifications for Arkansas Department of Correction staff involved.

V. REFERENCES:

Act 737 of 1997 – "DNA Detection of Sexual and Violent Offenders Act"

Act 218 of 2001 – "An Act to Amend Arkansas Code 12-12-1109 to Add Residential and Commercial Burglary to those Offenses which Require a DNA Sample"