

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4
5 By: Senator Kennedy

A Bill

ACT 794 OF 1997
SENATE BILL 389

For An Act To Be Entitled

9 "AN ACT TO AMEND THE UNIFORM RULES OF EVIDENCE, ARKANSAS
10 CODE ANNOTATED § 16-41-101, RULE 1001.DEFINITIONS, TO
11 PROVIDE FOR OPTICAL DISK IMAGING; AND FOR OTHER PURPOSES."

Subtitle

14 "TO AMEND THE UNIFORM RULES OF EVIDENCE
15 TO PROVIDE FOR OPTICAL DISK IMAGING"

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

19 SECTION 1. Arkansas Code Annotated § 16-41-101, Rule 1001.Definitions,
20 is amended to read as follows:

21 "Rule 1001. Definitions. - For purposes of this article the following
22 definitions are applicable:

23 (1) Writings and Recordings. Writings and recordings consist of
24 letters, words, sounds, or numbers, or their equivalent, set down by
25 handwriting, typewriting, printing, photostating, photographing, magnetic
26 impulse, mechanical or electronic recording, optical disk imaging, or other
27 form of data compilation.

28 (2) Photographs. Photographs include still photographs, X-ray films,
29 videotapes, and motion pictures.

30 (3) Original. An original of a writing or recording is the writing or
31 recording itself or any counterpart intended to have the same effect by a
32 person executing or issuing it. An original of a photograph includes the
33 negative or any print therefrom. If data are stored in a computer or similar
34 device, any printout or other output readable by sight, shown to reflect the
35 data accurately, is an original.

36 (4) Duplicate. A duplicate is a counterpart produced by the same

1 impression as the original, or from the same matrix, or by means of
2 photography, including enlargements and miniatures, or by mechanical or
3 electronic re-recording, or by chemical reproduction, or by an optical disk
4 imaging system, or by other equivalent techniques which accurately reproduce
5 the original."

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7 SECTION 2. All provisions of this act of a general and permanent nature
8 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
9 Revision Commission shall incorporate the same in the Code.

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11 SECTION 3. If any provision of this act or the application thereof to
12 any person or circumstance is held invalid, such invalidity shall not affect
13 other provisions or applications of the act which can be given effect without
14 the invalid provision or application, and to this end the provisions of this
15 act are declared to be severable.

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17 SECTION 4. All laws and parts of laws in conflict with this act are
18 hereby repealed.

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21 APPROVED:3-25-97

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