

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

SENATE BILL 628

By: Senators Standridge, J. Hendren

For An Act To Be Entitled

AN ACT TO PROVIDE THAT SUPERINTENDENTS AND PERSONNEL OF THE DEPARTMENT OF EDUCATION ARE IMMUNE FROM ANY CIVIL LIABILITY FOR ENFORCING A POLICY THAT COMPLIES WITH STATE OR FEDERAL LAW; AND FOR OTHER PURPOSES.

Subtitle

TO PROVIDE THAT SUPERINTENDENTS AND PERSONNEL OF THE DEPARTMENT OF EDUCATION ARE IMMUNE FROM ANY CIVIL LIABILITY FOR ENFORCING A POLICY THAT COMPLIES WITH STATE OR FEDERAL LAW.

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

SECTION 1. Arkansas Code Title 6, Chapter 10, Subchapter 1, is amended to add an additional section to read as follows:

6-10-130. Immunity.

(a) A superintendent of a public school district is immune from civil liability and suit for damages for the enforcement of policies adopted by the board of directors of the public school district if the policies are in compliance with state or federal law.

(b) Personnel of the Department of Education, including without limitation the Commissioner of Education, is immune from civil liability and suit for damages for the enforcement of policies adopted by the State Board of Education or the Department of Education if the policies are in compliance with state or federal law.

