

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

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

SENATE BILL 565

By: Senator Rapert

For An Act To Be Entitled

AN ACT CONCERNING THE PUBLIC POLICY OF THE STATE OF
ARKANSAS UNDER THE INSURANCE LAWS OF THIS STATE; AND
FOR OTHER PURPOSES.

Subtitle

CONCERNING THE PUBLIC POLICY OF THE STATE
OF ARKANSAS UNDER THE INSURANCE LAWS OF
THIS STATE.

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

SECTION 1. Arkansas Code Title 23, Chapter 60, Subchapter 1, is amended to add an additional section to read as follows:

23-60-112. American Law Institute - - Restatement not public policy.

A statement of the law in the American Law Institute's Restatement of the Law, Liability Insurance does not constitute the public policy of this state if the statement of the law is inconsistent or in conflict with, or otherwise not addressed by:

- (1) A statute of the State of Arkansas;
- (2) The common law and statute law of England as adopted in Arkansas under § 1-2-119; or
- (3) Arkansas case law precedent.

