

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Calhoun**

A Bill

ACT 355 OF 1993
HOUSE BILL 1567

For An Act To Be Entitled

8 "AN ACT TO REQUIRE THE DEPARTMENT OF EDUCATION TO PROVIDE
9 LIABILITY INSURANCE COVERAGE FOR SCHOOL CUSTODIANS, FOOD
10 SERVICE WORKERS, BUS DRIVERS, MECHANICS, AND MAINTENANCE
11 PERSONNEL; AND FOR OTHER PURPOSES."

Subtitle

14 **"TO REQUIRE THE DEPT. OF EDUCATION TO PROVIDE**
15 **LIABILITY INSURANCE COVERAGE FOR SCHOOL**
16 **EMPLOYEES."**

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

20 **SECTION 1. Arkansas Code 6-17-1113 is amended to read as follows:**

21 **"§6-17-1113. Civil liability insurance.**

22 **(a) The Department of Education is authorized and directed to establish a self-insurance**
23 **fund or negotiate for and procure a group or blanket policy or policies of insurance, or both,**
24 **insuring school board members, school nurses, school secretaries, substitute teachers,**
25 **authorized volunteers, school custodians, food service workers employed by public schools, bus**
26 **drivers and mechanics employed by public schools, and maintenance personnel employed by**
27 **public schools, and each employee of a public school district and each employee of the**
28 **Arkansas School for the Deaf and Arkansas School for the Blind who is required to hold a**
29 **teaching certificate issued by the Department of Education and each teacher's aide and each**
30 **student teacher in a public school district or in the Arkansas School for the Deaf or Arkansas**
31 **School for the Blind and each member of the dormitory staff of the Arkansas School for the**
32 **Deaf or Arkansas School for the Blind against civil liability for acts or omissions of each**
33 **employee in the performance of his or her official duties as a school employee, including civil**
34 **liability for administering corporal punishment to students, in the amount of two hundred fifty**
35 **thousand dollars (\$250,000) for each incident.**

36 **(b) The premium on such policy or policies shall be paid annually out of funds in the Public**

1 **School Fund that are set aside for distribution to the various school districts under Acts 1977,**
2 **No. 384 [repealed].**

3 **(c) The Department of Education shall adopt appropriate rules and regulations necessary**
4 **to carry out the purposes of this section."**

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

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

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

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19 **APPROVED: 03/03/93**

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