

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Representative George**

# A Bill

**HOUSE BILL 1020**

## **For An Act To Be Entitled**

8 "AN ACT TO PROVIDE THAT OFFICERS, EMPLOYEES AND BOARD  
9 MEMBERS OF NONPROFIT CORPORATIONS SHALL NOT BE CIVILLY  
10 LIABLE FOR DAMAGES RESULTING FROM THEIR ACTS OR OMISSIONS  
11 RELATING TO AN EQUINE ACTIVITY SPONSORED, ORGANIZED,  
12 PROMOTED OR ASSISTED BY THE NONPROFIT CORPORATION EXCEPT  
13 IN CIRCUMSTANCES CONSTITUTING MALICIOUS, WILFUL, WANTON,  
14 OR GROSSLY NEGLIGENT CONDUCT; AND FOR OTHER PURPOSES."

15

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

17

18 SECTION 1. (A) "Equine" means a horse, pony, mule, donkey, or hinny.

19 (b) "Equine activity" means: (1) Equine shows, fairs, competitions,  
20 performances, or parades that involve any or all breeds of equines and any of  
21 the equine disciplines, including, but not limited to, dressage, hunter and  
22 jumper horse shows, grand prix jumping, three-day events, combined training,  
23 rodeos, pulling, cutting, polo, steeplechasing, endurance trail riding and  
24 western games, and hunting; (2) equine training and/or teaching activities;  
25 (3) board equines; (4) riding, inspecting, or evaluating an equine belonging  
26 to another whether or not the owner has received some monetary consideration  
27 or other thing of value for the use of the equine or is permitting a  
28 prospective purchaser of the equine to ride, inspect, or evaluate the equine;  
29 and (5) rides, hunts, or other equine activities of any type however informal  
30 or impromptu.

31

32 SECTION 2. No officer, employee or member of the board of directors of a  
33 nonprofit corporation organized under the nonprofit corporation laws of this  
34 State or any other state shall be held personally liable in any civil action  
35 for damages resulting from their acts of commission or omission relating to an

1 equine activity sponsored, organized, promoted or otherwise assisted by the  
2 nonprofit corporation, except that this Act does not shield them from  
3 liability for their malicious, wilful, wanton, or grossly negligent conduct.

4

5 SECTION 3. This Act shall not apply to causes of action based upon  
6 conduct occurring prior to the effective date of this Act.

7

8 SECTION 4. All provisions of this Act of a general and permanent nature  
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
10 Revision Commission shall incorporate the same in the Code.

11

12 SECTION 5. If any provision of this Act or the application thereof to  
13 any person or circumstance is held invalid, such invalidity shall not affect  
14 other provisions or applications of the Act which can be given effect without  
15 the invalid provision or application, and to this end the provisions of this  
16 Act are declared to be severable.

17

18 SECTION 6. All laws and parts of laws in conflict with this Act are  
19 hereby repealed.

20

21

22

23 /s/Lloyd George

24

25

26

27

28

29

30

31

32

33

34

35

36