

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

A Bill

HOUSE BILL

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 LIABILITY
15 INSURANCE COVERAGE FOR SCHOOL EMPLOYEES."

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

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

20 "§6-17-1113. Civil liability insurance.

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

1 punishment to students, in the amount of two hundred fifty thousand dollars
2 (\$250,000) for each incident.

3 (b) The premium on such policy or policies shall be paid annually out of
4 funds in the Public School Fund that are set aside for distribution to the
5 various school districts under Acts 1977, No. 384 [repealed].

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

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

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

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

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