

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 628

5 By: Senators Standridge, J. Hendren
6

For An Act To Be Entitled

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

14 TO PROVIDE THAT SUPERINTENDENTS AND
15 PERSONNEL OF THE DEPARTMENT OF EDUCATION
16 ARE IMMUNE FROM ANY CIVIL LIABILITY FOR
17 ENFORCING A POLICY THAT COMPLIES WITH
18 STATE OR FEDERAL LAW.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code Title 6, Chapter 10, Subchapter 1, is amended to
25 add an additional section to read as follows:

26 6-10-130. Immunity.

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

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