Stricken language would be deleted from and underlined language would be added to present law.
Act 1040 of the Regular Session

A Bill

SENATE BILL 621

By: Senator Standridge

For An Act To Be Entitled
AN ACT TO PROVIDE THAT SUPERINTENDENTS AND PERSONNEL
OF THE DEPARTMENT OF EDUCATION ARE IMMUNE FROM ANY
CIVIL LIABILITY FOR ENFORCING A POLICY THAT COMPLIES
WITH STATE OR FEDERAL LAW; AND FOR OTHER PURPOSES.

Subtitle
TO PROVIDE THAT SUPERINTENDENTS AND
PERSONNEL OF THE DEPARTMENT OF EDUCATION
ARE IMMUNE FROM ANY CIVIL LIABILITY FOR
ENFORCING A POLICY THAT COMPLIES WITH
STATE OR FEDERAL LAW.

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

SECTION 1. Arkansas Code Title 6, Chapter 10, Subchapter 1, is amended to
add an additional section to read as follows:

6-10-130. Immunity.
(a) A superintendent of a public school district is immune from civil
liability and suit for damages for the enforcement of policies adopted by the
board of directors of the public school district if the policies are in
compliance with state or federal law.
(b) Personnel of the Department of Education, including without
limitation the Commissioner of Education, is immune from civil liability and
suit for damages for the enforcement of policies adopted by the State Board
of Education or the Department of Education if the policies are in compliance
with state or federal law.

APPROVED: 04/06/2017