

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

SENATE BILL 501

5 By: Senator Irvin
6 By: Representative Vaught
7

For An Act To Be Entitled

9 AN ACT CONCERNING CORPORAL PUNISHMENT; TO PROHIBIT
10 THE USE OF CORPORAL PUNISHMENT ON A CHILD WHO HAS AN
11 INDIVIDUALIZED EDUCATION PROGRAM; AND FOR OTHER
12 PURPOSES.
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Subtitle

15 TO PROHIBIT THE USE OF CORPORAL
16 PUNISHMENT ON A CHILD WHO HAS AN
17 INDIVIDUALIZED EDUCATION PROGRAM.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 6-17-112(a)(2), concerning civil liability
24 if a teacher or administrator uses corporal punishment, is amended to read as
25 follows:

26 (2) A teacher or administrator in a school district that
27 authorizes use of corporal punishment in the school district's written
28 student discipline policy is not immune from civil liability under
29 subdivision (a)(1) of this section if the teacher or administrator uses
30 corporal punishment on a child who ~~is~~:

31 (A) Is intellectually disabled, nonambulatory, nonverbal,
32 or autistic; or

33 (B) Has an individualized education program in accordance
34 with the Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et
35 seq., as it existed on January 1, 2021.
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