

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

As Engrossed: S1/31/23 S2/1/23

A Bill

SENATE BILL 59

5 By: Senator L. Chesterfield
6

For An Act To Be Entitled

8 AN ACT CONCERNING THE USE OF PHYSICAL FORCE; TO AMEND
9 THE LAW WITH RESPECT TO CIRCUMSTANCES THAT JUSTIFY
10 THE USE OF PHYSICAL FORCE UPON ANOTHER PERSON; AND
11 FOR OTHER PURPOSES.
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Subtitle

14 TO AMEND THE LAW WITH RESPECT TO
15 CIRCUMSTANCES THAT JUSTIFY THE USE OF
16 PHYSICAL FORCE UPON ANOTHER PERSON.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 5-2-601, concerning definitions with regard
23 to justifications for the use of physical force upon another person, is
24 amended to add an additional subdivision to read as follows:

25 (10) "School employee" includes a person employed by a school
26 under a written contract, which shall include a:

27 (A) Classified school employee; and

28 (B) Licensed school employee.
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30 SECTION 2. Arkansas Code § 5-2-605(1), concerning the use of physical
31 force upon another person that is considered justifiable, is amended to read
32 as follows:

33 (1) A parent, ~~teacher~~ school employee, guardian, or other person
34 entrusted with care and supervision of a minor or an incompetent person may
35 use reasonable and appropriate physical force upon the minor or incompetent
36 person when and to the extent reasonably necessary to maintain discipline or



1 to promote the welfare of the minor or incompetent *person* or if the parent,
2 school employee, guardian, or other person entrusted with care and
3 supervision of the minor or the incompetent person is authorized by § 5-2-606
4 to use physical force on the minor or incompetent person;

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6 */s/L. Chesterfield*
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