

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

473

By: Senator Bradford

For An Act To Be Entitled

"AN ACT TO PROVIDE THAT FOSTER PARENTS SHALL NOT BE SUBJECT TO LIABILITY FOR DAMAGES CAUSED BY THEIR FOSTER CHILDREN; TO GRANT FOSTER PARENTS IMMUNITY FOR INJURIES TO THEIR FOSTER CHILDREN RESULTING FROM THE FOSTER PARENTS' NEGLIGENT ACTS OR OMISSIONS; AND FOR OTHER PURPOSES."

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

SECTION 1. Foster parents approved by a child placement agency licensed by the Department of Human Services shall not be liable for damages caused by their foster children, nor shall they be liable to the foster children nor to the parents or guardians of the foster children for injuries to the foster children caused by acts or omissions of the foster parents unless the acts or omissions constitute malicious, wilful, wanton, or grossly negligent conduct.

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

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.