

Title 16 Practice, Procedure, And Courts
Subtitle 7. Particular Proceedings And Remedies
Chapter 120 Immunity From Tort Liability
Subchapter 1 -- General Provisions

A.C.A. § 16-120-101 (2025)

16-120-101. Legislative determination.

The General Assembly has determined that nonprofit corporations serve important functions in providing services and assistance to persons in the state and that, in order for these nonprofit corporations to function effectively, persons serving on the board of directors should not be subject to vicarious liability for the negligence of corporate employees or other directors. The General Assembly has further determined that potential exposure to vicarious liability has a detrimental effect on the participation of persons as directors of nonprofit corporations and that providing immunity to directors of those corporations for certain types of liability will be in the best interest of the state and that the same immunity should be extended to members of governing bodies of governmental entities.

HISTORY: Acts 1987, No. 970, § 1.

Title 21 Public Officers and Employees Chapter 9
Liability of State and Local Governments Subchapter
3 -- Liability of Political Subdivisions

A.C.A. § 21-9-301 (2025)

21-9-301. Tort liability -- Immunity declared.

- (a)** It is declared to be the public policy of the State of Arkansas that all counties, municipal corporations, school districts, public charter schools, special improvement districts, law enforcement agencies for and certified law enforcement officers employed by a public or private institution of higher education, and all other political subdivisions of the state and any of their boards, commissions, agencies, authorities, or other governing bodies shall be immune from liability and from suit for damages except to the extent that they may be covered by liability insurance.
- (b)** No tort action shall lie against any such political subdivision because of the acts of its agents and employees.

HISTORY: Acts 1969, No. 165, § 1; A.S.A. 1947, § 12-2901; Acts 1991, No. 542, § 7; 1993, No. 292, § 2; Acts 1999, No. 984, § 1; Acts 2011, No. 993, § 17; Acts 2021, No. 627, § 1.