



HOUSE REPUBLICAN STAFF ANALYSIS

Bill: Senate File 123
Committee: Education
Bill Manager: Rep. Hanusa
Date: April 1, 2011
Staff: Jason Chapman (1-3015)

Board of Ed Examiners Liability Immunity

Protects employees of the Board of Ed Examiners and complainants from civil liability. Protects a person from firing or discrimination if they filed a complaint or provided evidence to the board. Provides for a penalty for those who violate this section.

Summary of Action

The Senate **PASSED** SF 123 on March 1, 2011, by a vote of 49-0.
The House **PASSED** SF 123 on April 4, 2011, by a vote of 98-0.
The Governor **SIGNED** SF 123 on April 12, 2011.

Section by Section Analysis

Section 1 – Provides immunity from civil liability within the Board of Ed Examiners for:

- An employee of the Board if their acts, omissions, or decisions are reasonable and in good faith
- A person filing a complaint or disclosing information to the board in connection with a complaint

Protects a person from being dismissed from their employment or discriminated against for:

- Filing a complaint
- Participating as a member, agent, or employee of the board
- Presenting testimony or evidence to the board

Violation of this section of code is considered liable to the aggrieved person for actual and punitive damages plus reasonable attorney fees.
