

**SENATE BILL NO. 2297**

Introduced by

Senators Nething, Freborg

1 A BILL for an Act to create and enact a new section to chapter 15-38 of the North Dakota  
2 Century Code, relating to immunity from civil liability of certificated school personnel.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 15-38 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Immunity of certificated school personnel.** Any individual employed by a school  
7 district in a capacity for which a valid teaching certificate is required is immune from civil liability  
8 for any act or omission resulting in damage or injury, provided at the time of the act or omission  
9 the individual was acting in good faith and in the scope of the individual's duties, and further  
10 provided that the act or omission did not constitute willful misconduct or gross negligence on  
11 the part of the individual.