

Temple College Preparatory

School of Excellence
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"Preparing Today's Student For College and Life"

Immunity from Liability Form

The 2008 Florida Statutes

Chapter 39

PROCEEDINGS RELATING TO CHILDREN

To all educators, staff, parents and children the Florida Statutes has written into law the importance of reporting child abuse, abandonment or neglect. This section of Chapter 39 specifically relieves anyone of liability that reports abuse, abandonment or neglect. The law specifically states:

39.203 Immunity from liability in cases of child abuse, abandonment, or neglect.--

(1)(a) Any person, official, or institution participating in good faith in any act authorized or required by this chapter, or reporting in good faith any instance of child abuse, abandonment, or neglect to the department or any law enforcement agency, shall be immune from any civil or criminal liability which might otherwise result by reason of such action.

(b) Except as provided in this chapter, nothing contained in this section shall be deemed to grant immunity, civil or criminal, to any person suspected of having abused, abandoned, or neglected a child, or committed any illegal act upon or against a child.

(2)(a) No resident or employee of a facility serving children may be subjected to reprisal or discharge because of his or her actions in reporting abuse, abandonment, or neglect pursuant to the requirements of this section.

(b) Any person making a report under this section shall have a civil cause of action for appropriate compensatory and punitive damages against any person who causes detrimental changes in the employment status of such reporting party by reason of his or her making such report. Any detrimental change made in the residency or employment status of such person, including, but not limited to, discharge, termination, demotion, transfer, or reduction in pay or benefits or work privileges, or negative evaluations within a prescribed period of time shall establish a rebuttable presumption that such action was retaliatory.

Any educator or staff member of the Temple College Preparatory School is required by law to report any and all cases of abuse, neglect or abandonment.

Sign

Date

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