

SENATE FILE NO. SF0012

Child sexual abuse civil action statute of limitations.

Sponsored by: Joint Judiciary Interim Committee

A BILL

for

1 AN ACT relating to civil procedure; amending the statute of
2 limitations for civil actions relating to sexual assault
3 against a minor; providing for retroactive application; and
4 providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 1-3-105(b)(i) is amended to read:

9

10 **1-3-105. Actions other than recovery of real**
11 **property.**

12

13 (b) Notwithstanding subsection (a) of this section, a
14 civil action based upon sexual assault as defined by W.S.
15 6-2-301(a)(v) against a minor may be brought within the
16 later of:

1

2 (i) ~~Eight (8)~~ Thirty-five (35) years after the
3 minor's eighteenth birthday; or

4

5 **Section 2.** This act applies retroactively and
6 prospectively to all civil actions based upon sexual
7 assault as defined by W.S. 6-2-301(a)(v) against a minor.
8 If a cause of action is within the limitation period set by
9 this act, but the limitation period expires within two (2)
10 years after the effective date of this act, the limitation
11 period for the cause of action shall be two (2) years from
12 the effective date of this act.

13

14 **Section 3.** This act is effective immediately upon
15 completion of all acts necessary for a bill to become law
16 as provided by Article 4, Section 8 of the Wyoming
17 Constitution.

18

19 (END)