

1 HB68  
2 164805-1  
3 By Representative Williams (JD)  
4 RFD: Judiciary  
5 First Read: 03-MAR-15

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8 SYNOPSIS: Under existing law, a civil claim related to  
9 personal injury, such as sexual abuse, must be  
10 brought within two years of the date of the injury.

11 This bill would extend the statute of  
12 limitation for a civil claim commenced by a sexual  
13 abuse victim until the final adjudication of the  
14 related criminal case.

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16 A BILL  
17 TO BE ENTITLED  
18 AN ACT

19  
20 Relating to the commencement of civil actions; to  
21 extend the statute of limitation for civil claims by sexual  
22 abuse victims until the final adjudication of the related  
23 criminal case.

24 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

25 Section 1. (a) Notwithstanding any other statute of  
26 limitation or other law that may be construed to reduce the  
27 statutory period for the commencement of a civil action

1 subject to this section, a civil action that may be commenced  
2 by a victim of any sex offense included in Section 15-20A-5,  
3 Code of Alabama 1975, for personal injuries resulting from the  
4 sexual abuse may be brought against the perpetrator of the  
5 abuse within two years from the final adjudication of the  
6 criminal case prosecuting the perpetrator of the sexual abuse,  
7 not including any appeal.

8 (b) The extended statute of limitation provided in  
9 subsection (a) does not apply if the related criminal case  
10 does not commence within two years of the alleged commission  
11 of the sex offense.

12 Section 2. This act shall become effective on the  
13 first day of the third month following its passage and  
14 approval by the Governor, or its otherwise becoming law.