

House Bill 1109

By: Representatives Crawford of the 84th, Oliver of the 82nd, Evans of the 57th, Miller of the 62nd, Willis of the 55th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 5 of Chapter 3 of Title 9 of the Official Code of Georgia Annotated,
2 relating to tolling of limitations, so as to provide for the surviving relatives in wrongful death
3 actions; to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 **SECTION 1.**

6 Article 5 of Chapter 3 of Title 9 of the Official Code of Georgia Annotated, relating to tolling
7 of limitations, is amended by revising Code Section 9-3-99, relating to tolling of limitations
8 for tort actions while criminal prosecution is pending, as follows:

9 "9-3-99.

10 The running of the period of limitations with respect to any cause of action in tort that may
11 be brought by the victim of an alleged crime or brought by the surviving relatives of a
12 victim in a wrongful death action which arises out of the facts and circumstances relating
13 to the commission of such alleged crime committed in this state shall be tolled from the
14 date of the commission of the alleged crime or the act giving rise to such action in tort until
15 the prosecution of such crime or act has become final or otherwise terminated, provided

16 that such time does not exceed six years, except as otherwise provided in Code Section
17 9-3-33.1."

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.