

SECOND REGULAR SESSION

SENATE BILL NO. 934

99TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR HEGEMAN.

Read 1st time January 18, 2018, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5999S.02I

AN ACT

To repeal sections 516.120 and 516.130, RSMo, and to enact in lieu thereof two new sections relating to the statute of limitations for personal injury claims.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 516.120 and 516.130, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 516.120 and 516.130, to read as follows:

516.120. Within five years:

- (1) All actions upon contracts, obligations or liabilities, express or implied, except those mentioned in section 516.110, and except upon judgments or decrees of a court of record, and except where a different time is herein limited;
- (2) An action upon a liability created by a statute other than a penalty or forfeiture;
- (3) An action for trespass on real estate;
- (4) An action for taking, detaining or injuring any goods or chattels, including actions for the recovery of specific personal property[, or for any other injury to the person or rights of another, not arising on contract and not herein otherwise enumerated];
- (5) An action for relief on the ground of fraud, the cause of action in such case to be deemed not to have accrued until the discovery by the aggrieved party, at any time within ten years, of the facts constituting the fraud.

516.130. Within three years:

- (1) An action against a sheriff, coroner or other officer, upon a liability incurred by the doing of an act in his official capacity and in virtue of his office, or by the omission of an official duty, including the nonpayment of money

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

5 collected upon an execution or otherwise;

6 (2) An action upon a statute for a penalty or forfeiture, where the action
7 is given to the party aggrieved, or to such party and the state;

8 (3) An action under section 290.300;

9 (4) **An action for any injury to the person or rights of another,**
10 **not arising on contract and not otherwise provided for by law,**
11 **including actions for personal injury or bodily injury.**

✓
Unofficial

Bill

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