

Enrolled
House Bill 3293

Sponsored by COMMITTEE ON JUDICIARY (at the request of Representative Jeff Barker)

CHAPTER

AN ACT

Relating to civil proceedings; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 12.

SECTION 2. (1) Notwithstanding ORS 12.110, 12.115 or 12.160, an action based on conduct that constitutes sexual assault or conduct knowingly allowing, permitting or encouraging sexual assault that occurs when a person is 18 years of age or older must be commenced within five years from the date the person discovers, or in the exercise of reasonable care should have discovered, the causal connection between the sexual assault and the injury.

(2) As used in this section, "sexual assault" includes, but is not limited to, any of the following:

(a) Rape, which includes but is not limited to rape, sodomy, unlawful sexual penetration and incest, as those acts are defined in ORS chapter 163;

(b) Sexual abuse, as that act is defined in ORS chapter 163; or

(c) Sexual exploitation, which includes but is not limited to trafficking in persons and subjecting another person to involuntary servitude, as those acts are defined in ORS chapter 163.

(3) Nothing in this section creates a new cause of action or enlarges any existing cause of action.

SECTION 3. Notwithstanding any other provision of law, section 2 of this 2019 Act applies to all actions commenced on or after the effective date of this 2019 Act, including any action that would have been barred by application of any period of limitations prior to the effective date of this 2019 Act.

SECTION 4. This 2019 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect on its passage.

Passed by House April 24, 2019

Repassed by House June 11, 2019

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate June 6, 2019

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Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2019

Approved:

.....M,....., 2019

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2019

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Bev Clarno, Secretary of State