
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1904 Session of
2015

INTRODUCED BY BARBIN, MURT, O'BRIEN, TAYLOR, THOMAS, EVERETT,
SCHEMEL, STEPHENS AND GIBBONS, MARCH 17, 2016

REFERRED TO COMMITTEE ON JUDICIARY, MARCH 17, 2016

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in limitation of time,
3 providing for limitation for life of victim and further
4 providing for no limitation applicable and for other
5 offenses.

6 The General Assembly of the Commonwealth of Pennsylvania
7 hereby enacts as follows:

8 Section 1. Title 42 of the Pennsylvania Consolidated
9 Statutes is amended by adding a section to read:

10 § 5530.1. Limitation for life of victim.

11 Notwithstanding any other provision of this subchapter except
12 sections 5521 (relating to limitations on foreign claims) and
13 5531 (relating to no limitation), a civil action against a
14 person or other entity for damages resulting from a violation of
15 any of the following provisions of 18 Pa.C.S. (relating to
16 crimes and offenses) may be commenced at any time during the
17 life of the victim if:

18 (1) the victim was less than 18 years of age at the time
19 of commission of the criminal offense; and

1 (2) the criminal offense was committed on or after the
2 effective date of this section:

3 Section 3121 (relating to rape).

4 Section 3122.1 (relating to statutory sexual
5 assault).

6 Section 3123 (relating to involuntary deviate sexual
7 intercourse).

8 Section 3124.1 (relating to sexual assault).

9 Section 3125 (relating to aggravated indecent
10 assault).

11 Section 4302 (relating to incest).

12 Section 6312 (relating to sexual abuse of children).

13 Section 6320 (relating to sexual exploitation of
14 children).

15 Section 2. Sections 5551 and 5552(b.1) of Title 42 are
16 amended to read:

17 § 5551. No limitation applicable.

18 A prosecution for the following offenses may be commenced at
19 any time:

20 (1) Murder.

21 (2) Voluntary manslaughter.

22 (3) Conspiracy to commit murder or solicitation to
23 commit murder if a murder results from the conspiracy or
24 solicitation.

25 (4) Any felony alleged to have been perpetrated in
26 connection with a murder of the first or second degree, as
27 set forth in 18 Pa.C.S. § 2502(a) or (b) and (d) (relating to
28 murder).

29 (5) A violation of 75 Pa.C.S. § 3742 (relating to
30 accidents involving death or personal injury) or 3732

1 (relating to homicide by vehicle) if the accused was the
2 driver of a vehicle involved in an accident resulting in the
3 death of any person.

4 (6) A violation of 18 Pa.C.S. § 2702(a)(1), (2), (4) or
5 (7) (relating to aggravated assault) if the accused knew the
6 victim was a law enforcement officer and the law enforcement
7 officer was acting within the scope of the officer's duties.

8 (7) Any of the following provisions of 18 Pa.C.S.
9 (relating to crimes and offenses) if the victim or
10 complainant was less than 18 years of age at the time of
11 commission of the offense:

12 Section 3121 (relating to rape).

13 Section 3122.1 (relating to statutory sexual
14 assault).

15 Section 3123 (relating to involuntary deviate sexual
16 intercourse).

17 Section 3124.1 (relating sexual assault).

18 Section 3125 (relating to aggravated indecent
19 assault).

20 Section 4302 (relating to incest).

21 Section 6312 (relating to sexual abuse of children).

22 Section 6320 (relating to sexual exploitation of
23 children).

24 § 5552. Other offenses.

25 * * *

26 (b.1) Major sexual offenses.--[A] Except as provided in
27 section 5551(1) (relating to no limitation applicable), a
28 prosecution for any of the following offenses under Title 18
29 must be commenced within 12 years after it is committed:

30 Section 3121 (relating to rape).

1 Section 3122.1 (relating to statutory sexual assault).

2 Section 3123 (relating to involuntary deviate sexual
3 intercourse).

4 Section 3124.1 (relating to sexual assault).

5 Section 3125 (relating to aggravated indecent assault).

6 Section 4302 (relating to incest).

7 Section 6312 (relating to sexual abuse of children).

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9 Section 3. This act shall apply to civil actions instituted
10 after the effective date of this section.

11 Section 4. This act shall take effect immediately.