

# State of South Dakota

EIGHTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2010

682R0391

## HOUSE BILL NO. 1104

Introduced by: Representatives Deadrick and Juhnke and Senator Garnos

1 FOR AN ACT ENTITLED, An Act to limit the source of recovery in certain civil actions for  
2 childhood sexual abuse injuries.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 26-10-25 be amended to read as follows:

5 26-10-25. Any civil action based on intentional conduct brought by any person for recovery  
6 of damages for injury suffered as a result of childhood sexual abuse shall be commenced within  
7 three years of the act alleged to have caused the injury or condition, or three years of the time  
8 the victim discovered or reasonably should have discovered that the injury or condition was  
9 caused by the act, whichever period expires later. However, no person who has reached the age  
10 of twenty-five years may recover damages from any person or entity other than the person who  
11 perpetrated the actual act of sexual abuse.

