



2021 South Dakota Legislature

House Bill 1178

Introduced by: **Representative Pourier**

1 **An Act to rescind the statute of limitations for any civil cause of action arising out**
 2 **of childhood sexual abuse.**

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

4 **Section 1.** That § 26-10-25 be AMENDED.

5 **26-10-25. No statute of limitations--Civil action for damages--Childhood**
 6 **sexual abuse.**

7 ~~Any civil action based on intentional conduct brought by any person for recovery~~
 8 ~~of damages for injury suffered as a result of childhood sexual abuse shall be commenced~~
 9 ~~within three years of the act alleged to have caused the injury or condition, or three years~~
 10 ~~of the time the victim discovered or reasonably should have discovered that the injury or~~
 11 ~~condition was caused by the act, whichever period expires later. However, no person who~~
 12 ~~has reached the age of forty years may recover damages from any person or entity other~~
 13 ~~than the person who perpetrated the actual act of sexual abuse~~No statute of limitations
 14 or statute of repose applies to a civil cause of action brought by any person for recovery
 15 of damages for an injury suffered by the person from any act of childhood sexual abuse.