1 State of Arkansas A Bill **ACT 370 OF 1993** 2 **79th General Assembly** SENATE BILL 3 Regular Session, 1993 **By: Senator Gordon** 5 6 For An Act To Be Entitled 7 "AN ACT TO ESTABLISH THE STATUTE OF LIMITATIONS FOR CIVIL R ACTIONS FOR CHILDHOOD SEXUAL ABUSE; AND FOR OTHER 9 PURPOSES." 10 11 Subtitle 12 "AN ACT TO ESTABLISH THE STATUTE OF LIMITATIONS FOR CIVIL 13 14 ACTIONS FOR CHILDHOOD SEXUAL ABUSE." 15 16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 17 SECTION 1. (a) Notwithstanding any other statute of limitations or any 18 19 other provision of law that can be construed to reduce the statutory period 20 set forth in this section, any civil action based on sexual abuse which 21 occurred when the injured person was a minor, but was not discovered until 22 after the injured person reaches the age of majority, shall be brought within 23 three (3) years from the time of discovery of the sexual abuse by the injured 24 party. 25 (b) A claim based on an assertion of more than one (1) act of sexual 26 abuse is not limited to the injured party\_s first discovery of the 27 relationship between any one (1) of those acts and the injury or condition, 28 but may be based on the injured party s discovery of the effect of the series 29 of acts. It is not necessary for the injured party to establish which act, in 30 a series of acts of childhood sexual abuse, caused the injury or condition 31 that is the subject of the lawsuit. (c) For the purposes of this section: 32 (1) "Childhood Sexual Abuse" means sexual abuse which occurred 33 34 when the injured person was a minor; (2) "Minor" means a person of less than eighteen (18) years of 35 36 age;

1	(3) "Time of discovery" means when the injured party discovers
2	the effect of the injury or condition attributable to the childhood sexual
3	abuse.
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5	SECTION 2. This act is applicable to all actions filed on or after the
6	effective date of the act.
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8	SECTION 3. All provisions of this act of a general and permanent nature
9	are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
10	Revision Commission shall incorporate the same in the Code.
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12	SECTION 4. If any provision of this act or the application thereof to
13	any person or circumstance is held invalid, such invalidity shall not affect
14	other provisions or applications of the act which can be given effect without
15	the invalid provision or application, and to this end the provisions of this
16	act are declared to be severable.
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18	SECTION 5. All laws and parts of laws in conflict with this act are
19	hereby repealed.
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21	APPROVED: 3/5/93
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