

HOUSE BILL NO. 1382

Introduced by

Representatives Schauer, D. Anderson, Brandenburg, Christensen, Jones, Kading, Mitskog,
O'Brien

Senators Hogan, Lee, Mathern

1 A BILL for an Act to amend and reenact section 28-01-25.1 of the North Dakota Century Code,
2 relating to limitations on actions alleging childhood sexual abuse; and to provide an expiration
3 date.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 28-01-25.1 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **28-01-25.1. Limitation on actions alleging childhood sexual abuse.**

8 1. Notwithstanding section 28-01-25, a claim for relief resulting from childhood sexual
9 abuse must be commenced within ten years after the plaintiff knew or reasonably
10 should have known that a potential claim exists resulting from alleged childhood
11 sexual abuse.

12 2. If on August 1, 2021, a claim for relief that resulted from childhood sexual abuse is
13 barred because of the time limitation under subsection 1, that claim is revived. A claim
14 revived under this subsection must be commenced before August 1, 2023.

15 3. For purposes of this section, "childhood sexual abuse" means any act committed by
16 the defendant against the plaintiff which occurred when the plaintiff was under
17 eighteen years of age and which would have been a violation of chapter 12.1-20 or
18 12.1-27.2.

19 4. In a claim for relief under this section, the plaintiff is not required to establish which act
20 in a continuous series of sexual abuse acts by the defendant caused the injury.

21 **SECTION 2. EXPIRATION DATE.** This Act is effective through July 31, 2023, and after that
22 date is ineffective.