

WEST VIRGINIA LEGISLATURE

FILED
2016 MAR 24 P 2:48

2016 REGULAR SESSION

OFFICE WEST VIRGINIA
SECRETARY OF STATE

ENROLLED

House Bill 2605

2015 Carryover

(BY DELEGATES MOORE, HORNBUCKLE AND SHOTT)

[Passed March 12, 2016; in effect ninety days from passage.]

HB 2605

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(BY DELEGATES MOORE, HORNBUCKLE AND SHOTT)

[Passed March 12, 2016; in effect ninety days from passage.]

1 AN ACT to amend and reenact §55-2-15 of the Code of West Virginia, 1931, as amended, relating
2 generally to limitations on civil actions accruing to persons under legal disability; and
3 establishing the limitation on actions against the perpetrator of sexual assault or sexual
4 abuse upon a minor to be four years upon reaching the age of majority or four years upon
5 discovery of the sexual assault or sexual abuse, whichever is longer.

Be it enacted by the Legislature of West Virginia:

1 That §55-2-15 of the Code of West Virginia, 1931, as amended, be amended and
2 reenacted to read as follows:

ARTICLE 2. LIMITATION OF ACTIONS AND SUITS.

§55-2-15. Special and general savings as to persons under disability.

1 (a) A personal action for damages resulting from sexual assault or sexual abuse of a
2 person who was an infant at the time of the act or acts alleged, shall be brought against the
3 perpetrator of the sexual assault or abuse within four years after reaching the age of majority or
4 within four years after discovery of the sexual assault or sexual abuse, whichever is longer.

5 (b) If any person to whom the right accrues to bring any personal action other than an
6 action described in subsection (a) of this section, suit or scire facias, or any bill to repeal a grant,
7 shall be, at the time the same accrues, an infant or insane, the same may be brought within the
8 like number of years after his or her becoming of full age or sane that is allowed to a person
9 having no such impediment to bring the same after the right accrues, or after such
10 acknowledgment as is mentioned in section eight of this article, except that it shall in no case be
11 brought after twenty years from the time when the right accrues.

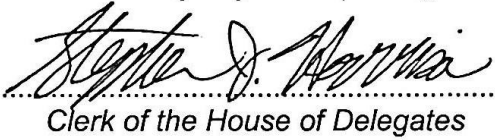
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.


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Chairman, House Committee


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Chairman, Senate Committee

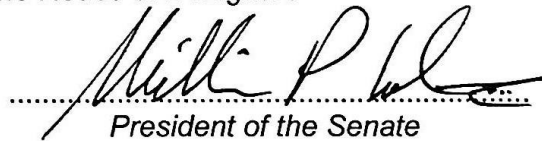
Originating in the House.

In effect ninety days from passage.


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Clerk of the House of Delegates


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Clerk of the Senate


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Speaker of the House of Delegates


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President of the Senate

The within is approved this the 24th
day of March, 2016.


.....
Governor

PRESENTED TO THE GOVERNOR

MAR 23 2016

Time 2:05 pm