

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1574 Session of  
2007

INTRODUCED BY REICHLEY, BOYD, CAPPELLI, CIVERA, CLYMER,  
DePASQUALE, EVERETT, FREEMAN, GEIST, GOODMAN, JOSEPHS,  
KILLION, MAHONEY, MYERS, O'NEILL, PALLONE, PEIFER, PYLE,  
RAPP, REED, SCAVELLO, STERN, THOMAS AND WATSON, JUNE 20, 2007

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 20, 2007

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, further providing for  
3 infancy, insanity and imprisonment.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 5533(b) of Title 42 of the Pennsylvania  
7 Consolidated Statutes is amended by adding paragraphs to read:

8 § 5533. Infancy, insanity or imprisonment.

9 \* \* \*

10 (b) Infancy.--

11 \* \* \*

12 (3) Notwithstanding any other provision of law, a civil  
13 action arising from childhood sexual abuse that is permitted  
14 under paragraph (2) but otherwise would be barred as of July  
15 1, 2007, solely because the statute of limitations has  
16 expired, is revived, and such a civil action may be commenced  
17 within one year of July 1, 2007. Nothing in this subsection

1 shall be construed to alter the applicable statute of  
2 limitations period of a civil action arising from childhood  
3 sexual abuse that is not time barred as of July 1, 2007.

4 (4) Paragraphs (2) and (3) do not apply if the person or  
5 entity who is the defendant in the civil action from  
6 childhood sexual abuse knew or had reason to know or was  
7 otherwise on notice of the childhood sexual abuse committed  
8 by an employee, volunteer, representative or agent and failed  
9 to take reasonable steps and to implement reasonable  
10 safeguards to avoid acts of childhood sexual abuse in the  
11 future, including, but not limited to, preventing or avoiding  
12 placement of that person in a function or environment in  
13 which contact with children is an inherent part of that  
14 function or environment.

15 Section 2. This act shall take effect in 60 days.