

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 682 Session of 2019

INTRODUCED BY BOSCOLA, COSTA, A. WILLIAMS, FONTANA, SCHWANK,
BREWSTER, COLLETT, HAYWOOD AND MUTH, JUNE 6, 2019

REFERRED TO JUDICIARY, JUNE 6, 2019

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in limitation of time,
3 further providing for two year limitation and for no
4 limitation.

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

7 Section 1. Section 5524(1), (2) and (7) of Title 42 of the
8 Pennsylvania Consolidated Statutes are amended to read:

9 § 5524. Two year limitation.

10 The following actions and proceedings must be commenced
11 within two years:

12 (1) [An] Except as provided in section 5531(4) (relating
13 to no limitation), an action for assault, battery, false
14 imprisonment, false arrest, malicious prosecution or
15 malicious abuse of process.

16 (2) [An] Except as provided in section 5531(4), an
17 action to recover damages for injuries to the person or for
18 the death of an individual caused by the wrongful act or
19 neglect or unlawful violence or negligence of another.

1 * * *

2 (7) [Any] Except as provided in section 5531(4), any
3 other action or proceeding to recover damages for injury to
4 person or property which is founded on negligent,
5 intentional, or otherwise tortious conduct or any other
6 action or proceeding sounding in trespass, including deceit
7 or fraud, except an action or proceeding subject to another
8 limitation specified in this subchapter.

9 * * *

10 Section 2. Section 5531 of Title 42 is amended by adding a
11 paragraph to read:

12 § 5531. No limitation.

13 The following actions and proceedings may be commenced at any
14 time notwithstanding any other provision of this subchapter
15 except section 5521 (relating to limitations on foreign claims):

16 * * *

17 (4) A personal injury action based on sexual abuse of a
18 minor in violation of any of the following provisions of 18
19 Pa.C.S. (relating to crimes and offenses):

20 (i) section 3121 (relating to rape);

21 (ii) section 3122.1 (relating to statutory sexual
22 assault);

23 (iii) section 3123 (relating to involuntary deviate
24 sexual intercourse);

25 (iv) section 3124.1 (relating to sexual assault);

26 (v) section 3124.2 (relating to institutional sexual
27 assault);

28 (vi) section 3125 (relating to aggravated indecent
29 assault);

30 (vii) section 3126 (relating to indecent assault);

1 (viii) section 3127 (relating to indecent exposure);
2 (ix) section 4302 (relating to incest); or
3 (x) section 6312(b) (relating to sexual abuse of
4 children).

5 Section 3. This act shall take effect in 60 days.