

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/Senate Bill No. 631, Page 1, Section A, Line 4,

2 by inserting after all of said line the following:

3 "516.110. Within ten years:

4 (1) An action upon any writing, whether sealed or
5 unsealed, for the payment of money or property;

6 (2) Actions brought on any covenant of warranty
7 contained in any deed of conveyance of land shall be brought
8 within ten years next after there shall have been a final
9 decision against the title of the covenantor in such deed,
10 and actions on any covenant of seizin contained in any such
11 deed shall be brought within ten years after the cause of
12 such action shall accrue;

13 (3) Actions for relief, not herein otherwise provided
14 for;.

15 (4) All actions upon contracts, obligations or
16 liabilities, express or implied, except those mentioned in
17 section 516.110, and except upon judgments or decrees of a
18 court of record, and except where a different time is herein
19 limited;

20 (5) An action upon a liability created by a statute
21 other than a penalty or forfeiture;

22 (6) An action for trespass on real estate;

23 (7) An action for taking, detaining or injuring any
24 goods or chattels, including actions for the recovery of
25 specific personal property, or for any other injury to the

26 person or rights of another, not arising on contract and not
27 herein otherwise enumerated;

28 (8) An action for relief on the ground of fraud, the
29 cause of action in such case to be deemed not to have
30 accrued until the discovery by the aggrieved party, at any
31 time within ten years, of the facts constituting the fraud;

32 (9) An action against a sheriff, coroner or other
33 officer, upon a liability incurred by the doing of an act in
34 his official capacity and in virtue of his office, or by the
35 omission of an official duty, including the nonpayment of
36 money collected upon an execution or otherwise;

37 (10) An action upon a statute for a penalty or
38 forfeiture, where the action is given to the party
39 aggrieved, or to such party and the state;

40 (11) An action under section 290.300;

41 (12) An action for libel, slander, injurious
42 falsehood, assault, battery, false imprisonment, criminal
43 conversation, malicious prosecution or actions brought under
44 section 290.140;

45 (13) An action by an employee for the payment of
46 unpaid minimum wages, unpaid overtime compensation or
47 liquidated damages by reason of the nonpayment of minimum
48 wages or overtime compensation, and for the recovery of any
49 amount under and by virtue of the provisions of the Fair
50 Labor Standards Act of 1938 and amendments thereto; or

51 (14) All actions brought by an offender, as defined in
52 section 217.010, against the department of corrections or
53 any entity or division thereof, or any employee or former
54 employee for an act in an official capacity, or by the
55 omission of an official duty."; and

56 Further amend said bill, pages 1-2, section 516.120, by
57 striking all of said section; and

58 Further amend said bill, page 2, section 516.125, by
59 striking all of said section; and

60 Further amend said bill, page 4, section 556.036, line
61 76, by inserting after all of said line the following:

62 "[516.120. Within five years:

63 (1) All actions upon contracts,
64 obligations or liabilities, express or implied,
65 except those mentioned in section 516.110, and
66 except upon judgments or decrees of a court of
67 record, and except where a different time is
68 herein limited;

69 (2) An action upon a liability created by
70 a statute other than a penalty or forfeiture;

71 (3) An action for trespass on real estate;

72 (4) An action for taking, detaining or
73 injuring any goods or chattels, including
74 actions for the recovery of specific personal
75 property, or for any other injury to the person
76 or rights of another, not arising on contract
77 and not herein otherwise enumerated;

78 (5) An action for relief on the ground of
79 fraud, the cause of action in such case to be
80 deemed not to have accrued until the discovery
81 by the aggrieved party, at any time within ten
82 years, of the facts constituting the fraud.]

83 [516.130. Within three years:

84 (1) An action against a sheriff, coroner
85 or other officer, upon a liability incurred by
86 the doing of an act in his official capacity and
87 in virtue of his office, or by the omission of
88 an official duty, including the nonpayment of
89 money collected upon an execution or otherwise;

90 (2) An action upon a statute for a penalty
91 or forfeiture, where the action is given to the
92 party aggrieved, or to such party and the state;

93 (3) An action under section 290.300.]

94 [516.140. Within two years: an action for
95 libel, slander, injurious falsehood, assault,
96 battery, false imprisonment, criminal
97 conversation, malicious prosecution or actions
98 brought under section 290.140. An action by an
99 employee for the payment of unpaid minimum
100 wages, unpaid overtime compensation or
101 liquidated damages by reason of the nonpayment
102 of minimum wages or overtime compensation, and
103 for the recovery of any amount under and by
104 virtue of the provisions of the Fair Labor
105 Standards Act of 1938 and amendments thereto,
106 such act being an act of Congress, shall be
107 brought within two years after the cause
108 accrued.]

109 [516.145. Within one year: all actions
110 brought by an offender, as defined in section
111 217.010, against the department of corrections
112 or any entity or division thereof, or any
113 employee or former employee for an act in an
114 official capacity, or by the omission of an
115 official duty.]" ; and

116 Further amend the title and enacting clause accordingly.