

SENATE BILL NO. 589

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR HUDSON.

2309S.02I

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 537.046, RSMo, and to enact in lieu thereof one new section relating to childhood sexual abuse actions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 537.046, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 537.046,
3 to read as follows:

537.046. 1. As used in this section, the following
2 terms mean:

3 (1) "Childhood sexual abuse", any act committed by the
4 defendant, **or an act committed by an individual if the**
5 **defendant's tortious conduct causes such act to occur,**
6 against the plaintiff which act occurred when the plaintiff
7 was under the age of eighteen years and which act would have
8 been a violation of section 566.030, [566.040, 566.050]
9 **566.031, 566.032, 566.034,** 566.060, [566.070, 566.080,
10 **566.090]** **566.061, 566.062, 566.064, 566.067, 566.068,**
11 **566.069, 566.071, 566.083, 566.086, 566.093, 566.095,**
12 **566.100, [566.110, or 566.120]** **566.101, 566.209, 566.210,**
13 **566.211,** or [section] 568.020;

14 (2) "Injury" or "illness", either a physical injury or
15 illness or a psychological injury or illness. A
16 psychological injury or illness need not be accompanied by
17 physical injury or illness.

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 2. Any action **against any party** to recover damages
19 from injury or illness caused by childhood sexual abuse **or**
20 **tortious conduct that causes a victim to be a victim of**
21 **childhood sexual abuse** in an action brought pursuant to this
22 section [shall be commenced within ten years of the
23 plaintiff attaining the age of twenty-one or within three
24 years of the date the plaintiff discovers, or reasonably
25 should have discovered, that the injury or illness was
26 caused by childhood sexual abuse, whichever later occurs]
27 **may be commenced at any time.**

28 3. This section shall apply to any action **against any**
29 **party** commenced on or after August 28, [2004] **2025,**
30 including any action which would have been barred by the
31 application of the statute of limitation applicable prior to
32 that date.

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