

SB18 ENGROSSED



1 SB18
2 UYKKDDD-2
3 By Senator Coleman
4 RFD: Judiciary
5 First Read: 06-Feb-24
6 PFD: 17-Jan-24



SB18 Engrossed

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A BILL
TO BE ENTITLED
AN ACT

Relating to commencement of actions; to provide a limited exception to the statute of limitations for certain actions for injury that result from a sex offense against a minor for the purposes of filing a claim against the bankruptcy estate of a congressionally chartered organization; and to provide for retroactive effect.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Notwithstanding Section 6-2-8, Code of Alabama 1975, if an individual entitled to commence any of the actions enumerated in Chapter 2 of Title 6, Code of Alabama 1975, is, at the time the right accrued, below 19 years of age, an action for injury may be commenced by or on behalf of the injured individual at any time, notwithstanding any then applicable statute of limitation, if all of the following are true:

(1) The injury upon which the action is based arises from a sex offense as described in Section 15-20A-5, Code of Alabama 1975.

(2) The action is barred due to the expiration of the statute of limitations period described in Section 6-2-8, Code



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29 of Alabama 1975.

30 (3) The action is for purposes of making a claim or
31 claims in a bankruptcy proceeding that was initiated on
32 February 18, 2020.

33 (4) The claim or claims is against the bankruptcy
34 estate of a congressionally chartered organization.

35 (b) An action brought under subsection (a) may only be
36 commenced against an entity seeking bankruptcy protection as
37 provided in subsection (a) and not against any other person or
38 entity.

39 (c) This section shall apply retroactively to sex
40 offenses that occurred prior to the effective date of this
41 act, irrespective of any statute of limitation in effect at
42 the time the offense occurred.

43 (d) This section shall expire and be repealed on
44 December 31, 2026.

45 Section 2. This act shall become effective immediately.



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48 Senate

49 Read for the first time and referred06-Feb-24
50 to the Senate committee on Judiciary

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52 Read for the second time and placed21-Feb-24
53 on the calendar:

54 0 amendments

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56 Read for the third time and passed27-Feb-24
57 as amended

58 Yeas 34

59 Nays 0

60 Abstains 0

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63 Patrick Harris,
64 Secretary.
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