

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 300**

FINAL READING

Introduced by Krist, 10; McDonnell, 5.

Read first time January 12, 2017

Committee: Judiciary

- 1 A BILL FOR AN ACT relating to civil procedure; to amend section 25-228,
- 2 Reissue Revised Statutes of Nebraska; to change the statute of
- 3 limitations on civil actions for sexual assault of a child; and to
- 4 repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 25-228, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 25-228 (1) Notwithstanding any other provision of law:  $\tau$

4 (a) There shall not be any time limitation for an action against the  
5 individual or individuals directly causing actions for an injury or  
6 injuries suffered by a plaintiff when the plaintiff was a victim of a  
7 violation of section 28-319.01 or 28-320.01 if such violation occurred  
8 (i) on or after the effective date of this act or (ii) prior to the  
9 effective date of this act if such action was not previously time barred;  
10 and

11 (b) An action against any person or entity other than the individual  
12 directly causing an injury or injuries suffered by a plaintiff when the  
13 plaintiff was a victim of a violation of section 28-319.01 or 28-320.01  
14 may ~~can~~ only be brought within twelve years after the plaintiff's twenty-  
15 first birthday.

16 (2) Criminal prosecution of a defendant under section 28-319.01 or  
17 28-320.01 is not required to maintain a civil action for violation of  
18 such sections.

19 Sec. 2. Original section 25-228, Reissue Revised Statutes of  
20 Nebraska, is repealed.