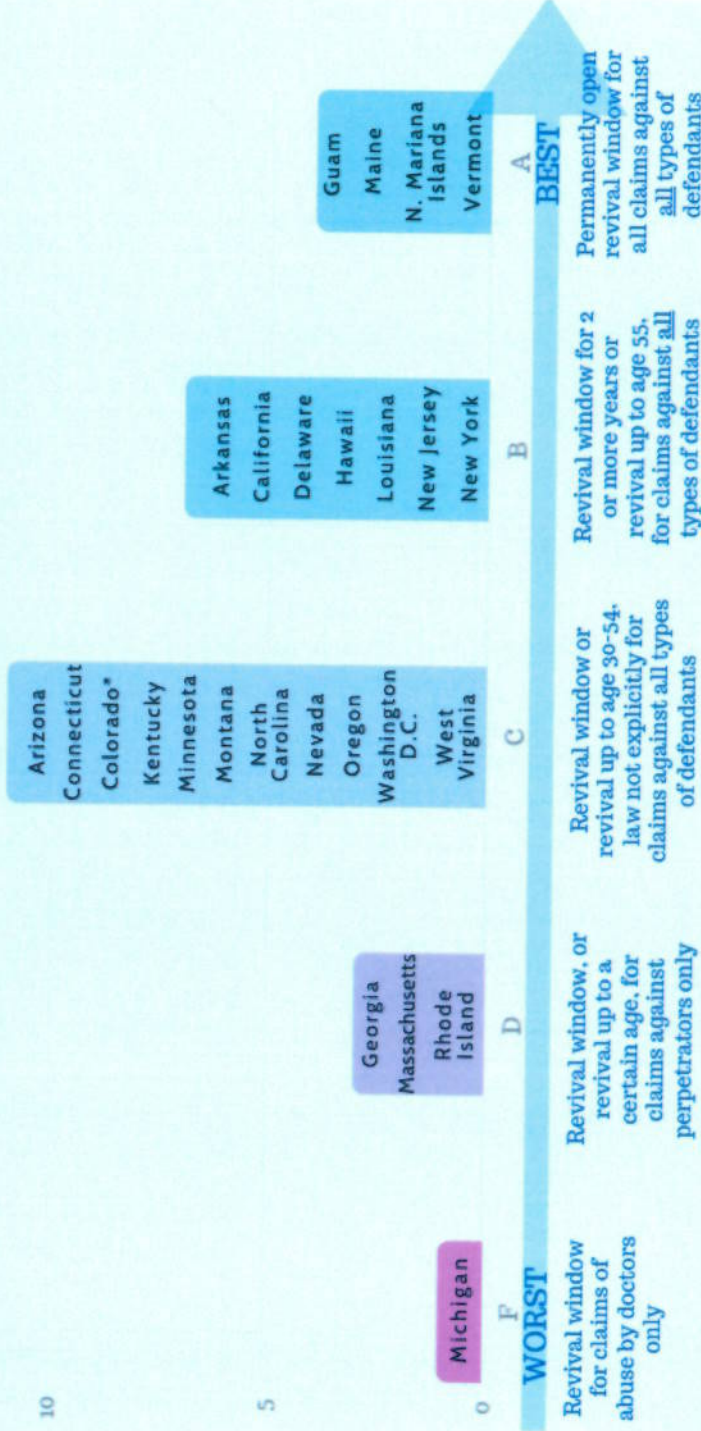


# Civil SOL Revival Law Ranking

as of 9/20/22

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\*Not a revival law but included because new cause of action opens a window

| Jurisdiction | Revival Law                           | Statute   | Constitutional Challenge       |
|--------------|---------------------------------------|---|--------------------------------|
| Arizona      | 1.5-Year Window & Age 30 Limit (2019) | ARIZ. REV. STAT. ANN. § 12-514; H.B. 2466, 54th Leg., 1st Reg. Sess. (Ariz. 2019)                       | Constitutional <sup>1</sup>    |
| Arkansas     | 2-Year Window (2021)                  | Arkansas Act 1036; S.B. 676, 93rd Gen. Assemb., Reg. Sess. (Arkansas 2021); ARK. CODE ANN. § 16-118-118 | Challenge Pending <sup>2</sup> |
| California   | 1-Year Window (2020)                  | CAL. CIV. PROC. CODE § 340.16 (2021); 2020 CAL. LEGIS. SERV. CH. 246 (A.B. 3092)                        | Not challenged                 |
|              | 1-Year Window (2019)                  | CAL. CIV. PROC. CODE § 340.16 (2020); 2019 CAL. LEGIS. SERV. CH. 462 (A.B. 1510)                        | Not challenged                 |
|              | 3-Year Window & Age 40 Limit (2019)   | CAL. CIV. PROC. CODE § 340.1 (2020); 2019 CAL. LEGIS. SERV. CH. 861 (A.B. 218)                          | Constitutional <sup>3</sup>    |

<sup>1</sup> John I M Doe v. Big Brothers Big Sisters of Am., No. CV2020-017354 (Ariz. Super. Ct. Sept. 28, 2021); John C D Doe v. Big Brothers Big Sisters of Am., No. CV2020-014920 (Ariz. Super. Ct. Aug. 26, 2021), review denied, No. CV-22-0003-PR (Ariz. April 8, 2022).

<sup>2</sup> H.C., I.S., R.T., AND T.K. V. JAMES DARRELL NESMITH, NO. 60CV-22-4435 (Pulaski County Circuit Court, 2023).

<sup>3</sup> Coats v. New Haven Unified Sch. Dist., 259 Cal.Rptr.3d 784, 792 (Cal. Ct. App. 2020); Huth v. Cosby, No. BC565560, 2022 WL 17583304, at \*3 (Cal. Super. May 17, 2022); Huth v. Cosby, No. BC565560, 2022 WL 17583301, at \*4 (Cal. Super. Sep. 27, 2022).

| Jurisdiction     | Revival Law          | Statute  | Constitutional Challenge       |
|------------------|----------------------|--|--------------------------------|
|                  | 1-Year Window (2003) | CAL. CIV. PROC. CODE § 340.1 (2002); 2002 CAL. LEGIS. SERV. CH. 149 (S.B. 1779)  | Constitutional <sup>4</sup>    |
| <b>Colorado*</b> | 3-Year Window (2021) | SB21-088, 73rd Gen. Assemb., 1st Reg. Sess. (Colo. 2021) (eff. January 1, 2022)  | Challenge pending <sup>5</sup> |
|                  |                      | *This is not a revival law—it is a new cause of action—but it opens a window to justice for survivors whose claims have expired. |                                |
| <b>Delaware</b>  | 2-Year Window (2010) | DEL. CODE tit. 18, § 6856; 2010 Delaware Laws Ch. 384 (H.B. 326)   | Not challenged <sup>6</sup>    |
|                  | 2-Year Window (2007) | DEL. CODE tit. 10, § 8145; 2007 Delaware Laws Ch. 102 (S.B. 29)  | Constitutional <sup>7</sup>    |
| <b>Florida</b>   | 4-Year Window (1992) | FLA. STAT. ANN. § 95.11; 1992 Fla. Sess. L. Serv. Ch. 92-102 (CSSB 1018)   | Unconstitutional <sup>8</sup>  |

<sup>4</sup> Roman Catholic Bishop of Oakland v. Superior Court, 28 Cal.Rptr.3d 355, 359 (Cal. Ct. App. 2005).

<sup>5</sup> Angelica Saupé & Brian Saupé v. Aurora Public Sch. & David James O’Neill, No. 2022CV30065 (Co. Dist. Ct. Aug. 3, 2022); Norris v. Cherry Creek School Dist. et al., No. 2022CV30137 (Co. Dist. Ct. Arapahoe Cnty. Sept. 21, 2022).

<sup>6</sup> See generally, Sheehan v. Oblates of St. Francis de Sales, 15 A.3d 1247, 1258-60 (Del. 2011).

<sup>7</sup> Whitwell v. Archmere Acad., Inc., No. CIV.A.07C08006RBY, 2008 WL 1735370, at \*2 (Del. Super. Ct. Apr. 16, 2008).

<sup>8</sup> Wiley v. Roof, 641 So. 2d 66, 69 (Fla. 1994).

| Jurisdiction | Revival Law             | Statute   | Constitutional Challenge        |
|--------------|-------------------------|---|---------------------------------|
| Georgia      | 2-Year Window (2015)    | GA. CODE § 9-3-33.1; 2015 Georgia Laws Act 97 (H.B. 17)   | Constitutional <sup>9</sup>     |
|              | Permanent Window (2016) | 7 GUAM CODE ANN. §§ 11306 & 11301.1(b); Added by P.L. 33-187:2 (Sept. 23, 2016)   | Not challenged                  |
| Hawaii       | 2-Year Window (2011)    | 7 GUAM CODE ANN. § 11306(2) (2011); Public Laws No.31-06 (2011), available at <a href="https://www.guamlegislature.com/Public_Laws_31st/P.L.%2031-07%20Bil%20No.%2034-31.pdf">https://www.guamlegislature.com/Public_Laws_31st/P.L.%2031-07%20Bil%20No.%2034-31.pdf</a> | Not challenged                  |
|              | 2-Year Window (2018)    | HAW. REV. STAT. § 657-1.8; 2018 Hawaii Laws Act 98 (S.B. 2719)  | Not challenged                  |
|              | 2-Year Window (2014)    | HAW. REV. STAT. § 657-1.8; 2014 Hawaii Laws Act 112 (S.B. 2687)   | Not challenged                  |
| Kentucky     | 2-Year Window (2012)    | HAW. REV. STAT. § 657-1.8; 2012 Hawaii Laws Act 68 (S.B. 2588)  | Constitutional <sup>10</sup>    |
|              | Limited Window (2021)   | 2021 Kentucky Laws Ch. 89 (HB 472); KY. REV. STAT. ANN. § 413.249   | Challenge pending <sup>11</sup> |

<sup>9</sup> Harvey v. Merchan, 860 S.E.2d 561, 566 (Ga. 2021).

<sup>10</sup> Roe v. Ram, No. CIV. 14-00027 LEK-RL, 2014 WL 4276647, at \*9 (D. Haw. Aug. 29, 2014).

<sup>11</sup> Killary v. Thompson, No. 2020-CA-0194-MR, 2022 WL 2279865 (Ky. Ct. App. June 24, 2022), review granted (Dec. 7, 2022).

| Jurisdiction | Revival Law                            | Statute   | Constitutional Challenge        |
|--------------|--|---|---------------------------------|
| Louisiana    | 3-Year Window (2021)                   | 2021 La. Sess. Law Serv. Act 322 (H.B. 492); LA. STAT. ANN. § 9:2800.9                    | Challenge pending <sup>12</sup> |
| Maine        | Permanent Window (2021)                | ME. REV. STAT. ANN. tit. 14, § 752-C; 2021 Me. Legis. Serv. Ch. 301 (H.P. 432) (L.D. 589) | Challenge pending <sup>13</sup> |
| Michigan     | 90-Day Window (2018)                   | MICH. COMP. LAWS § 600.5851b; 2018 Mich. Legis. Serv. P.A. 183 (S.B. 872)                 | Not challenged                  |
| Minnesota    | 3-Year Window (2013)                   | MINN. STAT. § 541.073, 2013 Minn. Sess. Law Serv. Ch. 89 (H.F. 681)                       | Not challenged                  |
| Montana      | 1-Year Window & Age 27 Limit (2019)    | MONT. CODE § 27-2-216; 2019 MONTANA LAWS CH. 367 (H.B. 640)                               | Not challenged                  |
| Nevada       | Permanent Window & Age 38 Limit (2021) | 2021 Nevada Laws Ch. 288 (S.B. 203); NEV. REV. STAT. ANN. §§ 11.215 & 41.1396             | Not challenged                  |

<sup>12</sup> Lousteau v. Congregation of Holy Cross S. Province, Inc., No. CV 21-1457, 2022 WL 2065539 (E.D. La. June 8, 2022), appeal filed, No. 2022-30407 (5th Cir. July 7, 2023); T.S. v. Congregation of Holy Cross Southern Province, Inc. et al., (La. Supreme Ct. Jan. 2023); Doe v. Soc’y of the Roman Cath. Church of the Diocese of Lafayette, 2022-00829 (La. 10/4/22), 347 So. 3d 148.

<sup>13</sup> Dupuis v. Roman Catholic Bishop of Portland, No. BCD-CIV-2002-00044 (Business and Consumer Court, Cumberland County Jan. 2023).

| Jurisdiction | Revival Law                         | Statute  | Constitutional Challenge     |
|--------------|-------------------------------------|--|------------------------------|
| New Jersey   | 2-Year Window & Age 55 Limit (2019) | N.J. STAT. ANN. §§ 2A:14-2A and 2A:14-2B; 2019 NJ Sess. Law Serv. Ch. 120 (S.B. 477)   | Constitutional <sup>14</sup> |
| New York     | 2-Year Window (2022)                | NEW YORK CTRY, N.Y., CODE § 10-1105 (2022); L.I. 21/2022 § 2, eff. JAN. 9, 2022  | Not challenged               |
|              | 1-Year Window (2020)                | N.Y. C.P.L.R. § 214-g; 2019 Sess. Law News of N.Y. Ch. 11 (S. 2440); Executive Order No. 202.29 (2020); S.B. 7082, 2020 Leg., Reg. Sess. (N.Y. 2020) | Constitutional <sup>15</sup> |

<sup>14</sup> See S.Y. v. Roman Catholic Diocese, 2021 WL 4473153, at \*4 (D.N.J. Sep. 30, 2021)); B.A. v. Golabek, 18-cv-7523, 2021 WL 5195665, at \*6 (D.N.J. Nov. 8, 2021); W.F. v. Roman Catholic Diocese of Paterson, 2021 WL 2500616 (D.N.J. June 7, 2021); Coyle v. Salesians of Don Bosco, 2021 WL 3484547 (N.J. Super.L. July 27, 2021); T.M. v. Order of St. Benedict of New Jersey, Inc., MRS-L-399-17 (Law Division, Morris County); Bernard. v. Cosby, No. 121CV18566NLMHMS, 2023 WL 22486, at \*8 (D.N.J. Jan. 3, 2023).  
<sup>15</sup> ARKK269 v. Archdiocese of New York, No. 950301/2020, 2022 WL 2954144, at \*1 (N.Y. Sup. Ct. July 19, 2022); McGourty v. Archdiocese of New York, No. 950410/2020, 2022 WL 2715904, at \*1 (N.Y. Sup. Ct. July 12, 2022); Baum v. Agudath Israel of America, No. 950207/2019, 2022 WL 2704237, at \*1 (N.Y. Sup. Ct. July 8, 2022); ARK10 v. Archdiocese of New York, No. 950038/2019, 2022 WL 1452438, at \*1 (N.Y. Sup. Ct. May 9, 2022); S.K. v. Svrcek, No. 400005/2021, 2021 WL 7286456, at \*5 (N.Y. Sup. Ct. Dec. 1, 2021); Shearer v. Fitzgerald, No. 0514920/2020 (N.Y. Sup. Ct. Oct. 1, 2021), on appeal No. 2021-07975 (App. Div.2d Dept.); Giuffre v. Prince Andrew, Case No. 1:21-cv-06702-LAK (S.D.N.Y. 2021); Aldridge v. The Governing Body of Jehovah's Witnesses, No. 519063/2020, 2022 WL 17633010, at \*1 (N.Y. Sup. Ct. Dec. 07, 2022); Doe v. Yeshiva University, No. 950012/2020, 2022 WL 17585094, at \*1 (N.Y. Sup. Ct. Dec. 09, 2022); Rubin v. Poly Prep Country Day School, No. 501400/2020, 2023 WL 187905, at \*1 (N.Y. Sup. Ct. Jan. 13, 2023).

| Jurisdiction                    | Revival Law                         | Statute  | Constitutional Challenge        |
|---------------------------------|-------------------------------------|--|---------------------------------|
|                                 | 1-Year Window (2019)                | N.Y. C.P.L.R. 214-g; 2019 Sess. Law News of N.Y. Ch. 11 (S. 2440); Executive Order No. 202.29 (2020); S.B. 7082, 2020 Leg., Reg. Sess. (N.Y. 2020) | Constitutional <sup>16</sup>    |
| <b>North Carolina</b>           | 2-Year Window (2019)                | N.C. GEN. STAT. § 1-17; 2019 North Carolina Laws S.L. 2019-245 (S.B. 199)  | Challenge pending <sup>17</sup> |
| <b>Northern Mariana Islands</b> | Permanent Window (2021)             | 2021 N. Mar. 1. Pub. L. No. 22-12 (HB 22-2, SDD)   | Not challenged                  |
| <b>Utah</b>                     | 3-Year Window & Age 53 Limit (2016) | UTAH CODE ANN. § 78B-2-308; 2016 Utah Laws Ch. 379 (H.B. 279)  | Unconstitutional <sup>18</sup>  |

<sup>16</sup> S.T. v. Diocese of Rockville Centre, Index No. 099997/2019, Supreme Court, Nassau County (May 18, 2020); PB-65 Doe v. Niagara Falls City Sch. Dist., No. E174572/2021, 2021 WL 5750878, at \*4 (N.Y. Sup. Ct. Oct. 26, 2021); Farrell v. United States Olympic & Paralympic Comm., 567 F.Supp.3d 378 (N.D.N.Y. 2021); PB-36 Doe v. Niagara Falls City Sch. Dist., 152 N.Y.S.3d 242 (N.Y. Sup. Ct. 2021); PC-41 Doe v. Poly Prep Ctry. Day Sch., No.20 Civ. 3628, 2021 WL 4310891, at \*3-9 (E.D.N.Y. Sept. 22, 2021), appeal filed, (2d Cir. Oct.22, 2021); Torrey v. Portville Cent. Sch., 125 N.Y.S.3d 531 (N.Y. Sup. Ct. 2020) (Table); Kasner v. Doe, No. 900111 (Sup. Ct. Nassau Cty. Jan. 14, 2022); Giuffe v. Dershowitz, No. 19 CIV. 3377 (LAP), 2020 WL 2123214, at \*2 (S.D.N.Y. Apr. 8, 2020).

<sup>17</sup> Rulings against the constitutionality of NC's window are currently on appeal. See Taylor v. Piney Grove Volunteer Fire & Rescue Dep't, 20 CVS 13487, (N.C. Wake Cnty. Super. Ct. Dec. 20, 2021); Mckimney v. Goins, No. 21 CVS 7438, (N.C. Wake Cnty. Super. Ct. Dec. 20, 2021); John Doe, Plaintiff, v. Poly Prep Country Day Sch., Defendant., No. 20CV04718DGPk, 2022 WL 4586237, at \*6 (E.D.N.Y. Sept. 29, 2022).

<sup>18</sup> Mitchell v. Roberts, 469 P.3d 901, 903 (Utah 2020).

| Jurisdiction    | Revival Law             | Statute   | Constitutional Challenge     |
|-----------------|-------------------------|---|------------------------------|
| Vermont         | Permanent Window (2019) | VT. STAT. ANN. tit. 12, § 522, “Actions based on childhood sexual or physical abuse”; 2019 Vermont Laws No. 37 (H. 330) | Not challenged               |
| Washington D.C. | 2-Year Window (2019)    | D.C. CODE § 12-301; 2018 District of Columbia Laws 22-311 (Act 22-593)  | Constitutional <sup>19</sup> |

<sup>19</sup> Bell-Kerr v. Baltimore-Washington Conference of the United Methodist Church, No. 2021 CA 0013531B (D.C. Super. Ct.).