

Effective 5/6/2026

78B-2-304 Within two years.

An action may be brought within two years:

- (1) against a marshal, sheriff, or other officer for liability incurred during the performance of the officer's official duties or by the omission of an official duty, including the nonpayment of money collected upon an execution;
- (2) against a constable:
 - (a) for the nonpayment of money collected upon an execution; or
 - (b) acting at the direction of a city, as described in Section 10-7-87, or a county as described in Title 17, Chapter 78, Part 6, Constables, for liability incurred during the performance of the constable's duties;
- (3) for recovery of damages for a death caused by the wrongful act or neglect of another;
- (4) in causes of action against the state and state employees, for injury to the personal rights of another if not otherwise provided by state or federal law; or
- (5) in causes of action against a political subdivision of the state and a political subdivision's employees, for injury to the personal rights of another arising after May 1, 2000, if not otherwise provided by state or federal law.

Amended by Chapter 130, 2026 General Session