

1 STATUTE OF LIMITATIONS ON BODILY
2 INJURY

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 Chief Sponsor: Curtis Oda

6 Senate Sponsor: Gregory S. Bell

7 Cosponsors:
8 Lorie D. Fowlke

Gregory H. Hughes
Paul Ray

Scott L Wyatt

10 LONG TITLE

11 General Description:

12 This bill removes assault and battery from the one-year statute of limitations.

13 Highlighted Provisions:

14 This bill:

- 15 ► removes assault and battery from the one-year statute of limitations.

16 Monies Appropriated in this Bill:

17 None

18 Other Special Clauses:

19 None

20 Utah Code Sections Affected:

21 AMENDS:

22 78-12-29, as last amended by Chapter 99, Laws of Utah 2005

24 *Be it enacted by the Legislature of the state of Utah:*

25 Section 1. Section 78-12-29 is amended to read:

26 78-12-29. Within one year.

27 An action may be brought within one year:

- 28 (1) for liability created by the statutes of a foreign state;
- 29 (2) upon a statute for a penalty or forfeiture where the action is given to an individual,

30 or to an individual and the state, except when the statute imposing it prescribes a different
31 limitation;

32 (3) upon a statute, or upon an undertaking in a criminal action, for a forfeiture or
33 penalty to the state;

34 (4) for libel, slander, [~~assault, battery,~~] false imprisonment, or seduction;

35 (5) against a sheriff or other officer for the escape of a prisoner arrested or imprisoned
36 upon either civil or criminal process;

37 (6) against a municipal corporation for damages or injuries to property caused by a
38 mob or riot;

39 (7) on a claim for relief or a cause of action under the following sections of Title 25,
40 Chapter 6, Uniform Fraudulent Transfer Act:

41 (a) Subsection 25-6-5(1)(a), which in specific situations limits the time for action to
42 four years, under Section 25-6-10; or

43 (b) Subsection 25-6-6(2);

44 (8) except as otherwise expressly provided by statute, against a county legislative body
45 or a county executive to challenge a decision of the county legislative body or county
46 executive, respectively; or

47 (9) on a claim for relief or a cause of action under Title 63, Chapter 90b, Utah
48 Religious Land Use Act.