

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 189, Page 100, Section 537.046, Lines 1-
2 19, by deleting said lines and inserting in lieu thereof the following:

3
4 "537.046. 1. As used in this section, the following terms mean:

5 (1) "Childhood sexual abuse", any act committed by the defendant against the plaintiff
6 which act occurred when the plaintiff was under the age of eighteen years and which act would have
7 been a violation of section 566.030, ~~[566.040, 566.050]~~ 566.031, 566.032, 566.034, 566.060,
8 [566.070, 566.080, 566.090] 566.061, 566.062, 566.064, 566.067, 566.068, 566.069, 566.071,
9 566.083, 566.086, 566.093, 566.095, 566.100, [566.110, or 566.120] 566.101, 566.209, 566.210,
10 566.211, [or section] 568.020, or 573.200;

11 (2) "Injury" or "illness", either a physical injury or illness or a psychological injury or
12 illness. A psychological injury or illness need not be accompanied by physical injury or illness.

13 2. Any action to recover damages from injury or illness caused by childhood sexual abuse in
14 an action brought pursuant to this section shall be commenced within ten years of the plaintiff
15 attaining the age of twenty-one or within three years of the date the plaintiff discovers, or reasonably
16 should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever
17 later occurs.

18 3. This section shall apply to any action ~~[commenced]~~ arising on or after August 28, ~~[2004,~~
19 ~~including any action which would have been barred by the application of the statute of limitation~~
20 ~~applicable prior to that date]~~ 2025.

21 4. Notwithstanding any other provision of law to the contrary, a nondisclosure agreement by
22 any party to a childhood sexual abuse action shall not be judicially enforceable in a dispute
23 involving childhood sexual abuse allegations or claims, and shall be void."; and

24
25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.

Action Taken _____ Date _____