

SENATE SUBSTITUTE

FOR

HOUSE COMMITTEE SUBSTITUTE

FOR

HOUSE BILLS NOS. 1664, 1610, 1645 & 2182

AN ACT

To repeal sections 516.120, 516.130, and 537.046, RSMo, and to enact in lieu thereof three new sections relating to statutes of limitation.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 516.120, 516.130, and 537.046, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 516.120, 516.130, and 537.046, to read as follows:

516.120. Within five years:

(1) All actions upon contracts, obligations or liabilities, express or implied, except those mentioned in section 516.110 and section 516.130, and except upon judgments or decrees of a court of record, and except where a different time is herein limited;

(2) An action upon a liability created by a statute other than a penalty or forfeiture;

(3) An action for trespass on real estate;

(4) An action for taking, detaining or injuring any goods or chattels, including actions for the recovery of specific personal property[, or for any other injury to the person or rights of another, not arising on contract and not herein otherwise enumerated];

(5) An action for relief on the ground of fraud, the cause of action in such case to be deemed not to have accrued until the discovery by the aggrieved party, at any time within ten years, of the facts constituting the fraud.

516.130. Within three years:

2 (1) An action against a sheriff, coroner or other
3 officer, upon a liability incurred by the doing of an act in
4 his official capacity and in virtue of his office, or by the
5 omission of an official duty, including the nonpayment of
6 money collected upon an execution or otherwise;

7 (2) An action upon a statute for a penalty or
8 forfeiture, where the action is given to the party
9 aggrieved, or to such party and the state;

10 (3) An action under section 290.300;

11 (4) An action that accrues on or after August 28,
12 2026, for any injury to the person or rights of another, not
13 arising on contract and not otherwise provided for by law,
14 including actions for personal injury or bodily injury;

15 (5) An action that accrues on or after August 28,
16 2026, against an insurer relating to uninsured motorist
17 coverage or underinsured motorist coverage, including any
18 action to enforce such coverage.

537.046. 1. As used in this section, the following
2 terms mean:

3 (1) "Childhood sexual abuse", any act [committed by
4 the defendant against the plaintiff which act] that occurred
5 when the plaintiff was under the age of eighteen years and
6 [which] that act would have been a violation of section
7 566.030, 566.031, 566.032, 566.034, 566.060, 566.061,
8 566.062, 566.064, 566.067, 566.068, 566.069, 566.071,
9 566.083, 566.086, 566.093, 566.095, 566.100, 566.101,
10 566.209, 566.210, 566.211, 568.020, 573.023, or 573.200;

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

15 2. Any action to recover damages from injury or
16 illness caused by childhood sexual abuse [in an action
17 brought pursuant to this section] shall be commenced within
18 [ten] forty-four years of the plaintiff attaining the age of
19 twenty-one or within three years of the date the plaintiff
20 discovers, or reasonably should have discovered, that the
21 injury or illness was caused by childhood sexual abuse,
22 whichever later occurs if such action is brought against a
23 person who:

24 (1) Committed the childhood sexual abuse against the
25 plaintiff;

26 (2) Would be criminally responsible for childhood
27 sexual abuse committed by another against the plaintiff
28 under section 562.041; or

29 (3) Would be criminally responsible for hindering
30 prosecution of the person responsible for childhood sexual
31 abuse committed against the plaintiff under section 575.030.

32 3. Any action to recover damages from injury or
33 illness caused by childhood sexual abuse in an action
34 brought against a person, other than a person described in
35 subsection 2 of this section, shall be commenced within five
36 years of the plaintiff attaining twenty-one years of age.

37 4. This section shall apply to any action arising on
38 or after August 28, [2025] 2026.

39 [4.] 5. Notwithstanding any other provision of law to
40 the contrary, a nondisclosure agreement by any party to a
41 childhood sexual abuse action shall not be judicially
42 enforceable in a dispute involving childhood sexual abuse
43 allegations or claims, and shall be void.