1	HOUSE BILL 214
2	50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012
3	INTRODUCED BY
4	Al Park and Lisa Curtis
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10	AN ACT
11	RELATING TO CIVIL ACTIONS; PROVIDING THAT AN ACTION FOR DAMAGES
12	FOR PERSONAL INJURY CAUSED BY CERTAIN SEX OFFENSES AGAINST A
13	CHILD SHALL BE COMMENCED BEFORE THE CHILD REACHES THE AGE OF
14	FIFTY.
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16	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
17	SECTION 1. Section 37-1-30 NMSA 1978 (being Laws 1993,
18	Chapter 136, Section 1, as amended) is amended to read:
19	"37-1-30. ACTION FOR DAMAGES DUE TO CHILDHOOD SEXUAL
20	ABUSELIMITATION ON ACTIONS
21	A. An action for damages based on personal injury
22	caused by childhood sexual abuse shall be commenced by a person
23	before the latest of the following dates:
24	(1) the first instant of the person's [twenty-
25	<pre>fourth] fiftieth birthday; or</pre>
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1	(2) three years from the date of the time that
2	a person knew or had reason to know of the childhood sexual
3	abuse and that the childhood sexual abuse resulted in an injury
4	to the person, as established by competent medical or
5	psychological testimony.
6	B. As used in this section, "childhood sexual
7	abuse" means behavior that, if prosecuted in a criminal matter,
8	would constitute a violation of:
9	(1) Section 30-9-11 NMSA 1978, regarding
10	criminal sexual penetration of a minor;
11	(2) Section 30-9-13 NMSA 1978, regarding
12	criminal sexual contact of a minor; or
13	(3) the Sexual Exploitation of Children Act."
14	SECTION 2. EFFECTIVE DATEThe effective date of the
15	provisions of this act is July 1, 2012.
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