

JAN 23 1998
JUDICIARY

HOUSE FILE 2086
BY TYRRELL

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the time for accrual of an action for wrongful
2 death based on personal injury.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2086

1 Section 1. Section 614.1, subsection 2, Code Supplement
2 1997, is amended to read as follows:

3 2. INJURIES TO PERSON OR REPUTATION -- RELATIVE RIGHTS --
4 STATUTE PENALTY. Those founded on injuries to the person or
5 reputation, including injuries to relative rights, whether
6 based on contract or tort, or for a statute penalty, within
7 two years. Notwithstanding this limitation, actions for
8 wrongful death based on personal injury that are not otherwise
9 limited by this or other sections of the Code shall be deemed
10 to accrue from the date of death, rather than the date of
11 injury.

12 EXPLANATION

13 This bill changes the time for accrual of an action for
14 wrongful death based on personal injury. Under this bill, the
15 statute of limitations would expire two years from the date of
16 death, rather than the date of injury.

17 This bill does not affect wrongful death actions subject to
18 other limitations under the Code, including malpractice
19 actions and product liability actions.

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