

**Senate Study Bill 3197 - Introduced**

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
APPROPRIATIONS BILL BY  
CHAIRPERSON KRAAYENBRINK)

**A BILL FOR**

1 An Act relating to the periods of time to bring civil actions  
2 for injuries that result from sex offenses against minors  
3 for the purpose of filing claims against the bankruptcy  
4 estate of a congressionally chartered organization, and  
5 including effective date and retroactive applicability  
6 provisions.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. CHILD SEXUAL ABUSE CIVIL ACTIONS AGAINST A  
2 BANKRUPTCY ESTATE OF A CONGRESSIONALLY CHARTERED ORGANIZATION  
3 — EXCEPTION TO TIME LIMITATION.

- 4 1. Notwithstanding section 614.8A, if an individual  
5 entitled to commence any of the actions enumerated in chapter  
6 614 was a child at the time the right accrued, an action  
7 for injury may be commenced by or on behalf of the injured  
8 individual at any time, notwithstanding any then applicable  
9 statute of limitation, if all of the following are true:
- 10 a. The injury upon which the action is based arises from a  
11 sex offense enumerated in section 692A.102.
- 12 b. The action is barred due to the expiration of the statute  
13 of limitations period described in section 614.8A.
- 14 c. The action is for purposes of making a claim in a  
15 bankruptcy proceeding that was initiated on February 18, 2020.
- 16 d. The claim is against the bankruptcy estate of a  
17 congressionally chartered organization.
- 18 2. An action brought under subsection 1 may only be  
19 commenced against an entity seeking bankruptcy protection as  
20 provided in subsection 1 and not against any other person or  
21 entity.

22 Sec. 2. FUTURE REPEAL. This Act is repealed December 31,  
23 2026.

24 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate  
25 importance, takes effect upon enactment.

26 Sec. 4. RETROACTIVE APPLICABILITY. This Act applies  
27 retroactively to injuries resulting from sex offenses that  
28 occurred prior to the effective date of this Act, irrespective  
29 of any statute of limitation in effect at the time the offense  
30 occurred.

31 EXPLANATION

32 The inclusion of this explanation does not constitute agreement with  
33 the explanation's substance by the members of the general assembly.

34 This bill creates an exception to the statute of limitations  
35 for civil actions for injuries resulting from sex offenses

1 against minors, provided that the action is for purposes  
2 of making a claim against the bankruptcy estate of a  
3 congressionally chartered organization and the bankruptcy  
4 proceedings were initiated on February 18, 2020.

5 Under current law, a civil action based on an injury as a  
6 result of sexual abuse which occurred when the injured person  
7 was child, but not discovered until after the injured person is  
8 of the age of majority, must be brought within four years from  
9 the time of discovery by the injured party of both the injury  
10 and the causal relationship between the injury and the sexual  
11 abuse.

12 The bill is effective upon enactment and applies  
13 retroactively to injuries resulting from sex offenses that  
14 occurred prior to the effective date of the bill. The bill is  
15 repealed on December 31, 2026.