

# PROPOSED AMENDMENT

## HB 1047 # 3

### DIGEST

Bankruptcy participation. Permits a person to bring an action based on sexual abuse of a child before July 1, 2025, under certain circumstances.

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- 1           Page 1, delete lines 1 through 17, begin a new paragraph and insert:  
2           "SECTION 1. IC 34-11-2-4, AS AMENDED BY P.L.44-2013,  
3           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4           UPON PASSAGE]: Sec. 4. (a) An action for:  
5                 (1) injury to person or character;  
6                 (2) injury to personal property; or  
7                 (3) a forfeiture of penalty given by statute;  
8           must be commenced within two (2) years after the cause of action  
9           accrues.  
10          **(b) Except as provided in subsections (c) and (d),** an action for  
11          injury to a person that results from the sexual abuse of a child must be  
12          commenced within the later of:  
13                 (1) seven (7) years after the cause of action accrues; or  
14                 (2) four (4) years after the person ceases to be a dependent of the  
15                 person alleged to have performed the sexual abuse.  
16          **(c) An action for injury to a person that:**  
17                 **(1) results from the sexual abuse of a child;**  
18                 **(2) is barred due to the expiration of the statute of limitations**  
19                 **period described in subsection (b); and**  
20                 **(3) is brought against a congressionally chartered**  
21                 **organization that was incorporated before June 16, 1916;**  
22          **may be commenced in accordance with subsection (d).**  
23          **(d) An action described in subsection (c) may be commenced**  
24          **before July 1, 2025, by a person who, before January 1, 2024,**  
25          **participated in a bankruptcy proceeding or bankruptcy settlement**  
26          **that:**  
27                 **(1) was initiated on February 18, 2020; and**

1           **(2) involved the organization described in subsection (c)(3)."**  
2           Page 2, delete lines 1 through 7.  
            (Reference is to HB 1047 as reprinted January 17, 2024.)