

By: Representative Paden

To: Judiciary B

HOUSE BILL NO. 138

1 AN ACT TO AMEND SECTION 15-1-59, MISSISSIPPI CODE OF 1972, TO  
2 REMOVE THE CIVIL STATUTE OF LIMITATIONS FOR ABUSE COMMITTED  
3 AGAINST A PERSON DURING SUCH PERSON'S INFANCY OR UNSOUNDNESS OF  
4 MIND; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 15-1-59, Mississippi Code of 1972, is  
7 amended as follows:

8 15-1-59. (1) If any person entitled to bring any of the  
9 personal actions mentioned, except as otherwise provided in  
10 subsection (2) of this section, shall, at the time at which the  
11 cause of action accrued, be under the disability of infancy or  
12 unsoundness of mind, he may bring the actions within the times in  
13 this chapter respectively limited, after his disability shall be  
14 removed as provided by law. However, the saving in favor of  
15 persons under disability of unsoundness of mind shall never extend  
16 longer than twenty-one (21) years.

17 (2) If any person entitled to bring any personal action of  
18 felonious abuse or battery of a child as described in Section  
19 97-5-39, touching or handling a child for lustful purposes as



20 described in Section 97-5-23, sexual battery of a child as  
21 described in Section 97-3-95(1)(c), (d) or (2), exploitation of  
22 children as described in Section 97-5-33, promoting prostitution  
23 under Section 97-29-51(2) when the person involved is a minor, or  
24 any human trafficking offense as described in Section  
25 97-3-54.1(1)(a), (1)(b) or (1)(c), 97-3-54.2 or 97-3-54.3 shall,  
26 at the time at which the cause of action accrued, be under the  
27 disability of infancy or unsoundness of mind, the passage of time  
28 shall not limit any action. This subsection (2) shall be known  
29 and referred to as "The Paul Clegg Act."

30       **SECTION 2.** This act shall take effect and be in force from  
31 and after July 1, 2022.

