

Subject Survival of Civil Causes of Action

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Date March 13, 2023

Overview

This bill amends how civil causes of action continue after a person who was injured or died due to the acts or omissions of another dies.

Summary

Section	Description
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| 1 | <p>Survival of causes.</p> <p>Removes a prohibition on the survival of an action after a person dies. Current law does not allow for the survival of a claim that a person who has died has against another except in certain specific circumstances and for certain types of damages. This section would apply after the bill was enacted and apply to causes of action pending or commenced after that day.</p> |
| 2 | <p>Death actions.</p> <p>Amends the existing law on actions that survive after a person has died to allow the plaintiff or plaintiffs (surviving spouse or nearest kin) to recover for all damages. This section would apply after the bill was enacted and apply to causes of action pending or commenced after that day.</p> |
| 3 | <p>Injury action.</p> <p>Allows a claim that a person had before they died to continue after they died for all damages, not just for special damages so long as the suit is brought within six years of the act or omission that cause the injury and within three years of the person's death. This section would apply after the bill was enacted and apply to causes of action pending or commenced after that day.</p> |



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