



General Assembly

January Session, 2009

Committee Bill No. 6248

LCO No. 5109

05109HB06248JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING THE TIME LIMIT FOR ENFORCING A STATE COURT JUDGMENT IN A FOREIGN JURISDICTION.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 52-598 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 (a) No execution to enforce a judgment for money damages
4 rendered in any court of this state may be issued after the expiration of
5 twenty years from the date the judgment was entered and no action
6 based upon such a judgment may be instituted after the expiration of
7 twenty-five years from the date the judgment was entered, except that
8 there shall be no time limitation on the issuance of such execution or
9 the institution of such action if the judgment was rendered in an action
10 to recover damages for personal injury caused by sexual assault where
11 the party legally at fault for such injury was convicted of a violation of
12 section 53a-70 or 53a-70a.

13 (b) No execution to enforce a judgment for money damages
14 rendered in a small claims session may be issued after the expiration of
15 ten years from the date the judgment was entered, and no action based

16 upon any such judgment may be instituted after the expiration of
17 fifteen years from the date the judgment was entered.

18 (c) With respect to a judgment for money damages rendered in any
19 court of this state, including, but not limited to, a small claims session,
20 a motion to revive such judgment may be filed with the superior court
21 prior to the expiration of any applicable period of time to enforce such
22 judgment as set forth in this section. The court may grant the motion to
23 revive the judgment if the court finds that the applicable time period to
24 enforce the judgment under this section has not expired. No order to
25 revive a judgment may extend the time period to enforce a judgment
26 beyond the applicable time period set forth in this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2009	52-598

Statement of Purpose:

To amend postjudgment procedures to allow a state judgment award to be revived in a manner that permits enforcement of the award in a foreign jurisdiction within the limitation periods provided in this state.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. CANDELORA, 86th Dist.; REP. MCCRORY, 7th Dist.

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