
SENATE BILL NO. 160—COMMITTEE ON JUDICIARY

FEBRUARY 18, 2003

Referred to Committee on Judiciary

SUMMARY—Provides that actions for personal injury must involve physical injury that is manifest or ascertainable. (BDR 3-980)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to civil actions; providing that an action for personal injury must involve a physical injury that is manifest and ascertainable; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 41.130 is hereby amended to read as follows:
2 41.130 **1.** Except as otherwise provided in NRS 41.745,
3 whenever any person shall suffer personal injury by wrongful act,
4 neglect or default of another, the person causing the injury is liable
5 to the person injured for damages; and where the person causing the
6 injury is employed by another person or corporation responsible for
7 his conduct, that person or corporation so responsible is liable to the
8 person injured for damages.

9 **2.** *No cause of action may accrue for a personal injury unless*
10 *the person injured demonstrates a manifest physical injury that is*
11 *ascertainable with reasonable certainty on or before the date on*
12 *which the action is filed. For the purposes of this subsection, the*
13 *possibility that a person may become ill does not constitute a*
14 *manifest physical injury.*

15 **Sec. 2.** The amendatory provisions of this act apply to all
16 actions pending or filed on or after the effective date of this act.



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1 **Sec. 3.** This act becomes effective upon passage and approval.

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