AMENDMENTS TO THE CALIFORNIA RULES OF COURT
Adopted by the Judicial Council on May 28, 2020, effective May 29, 2020

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1 **Emergency rule 9. <u>Tolling</u> statutes of limitations for civil causes of action**
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3 **(a)** **<u>Tolling statutes of limitations over 180 days</u>**
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5   Notwithstanding any other law, the statutes of limitations <u>and repose</u> for civil
6   causes of action <u>that exceed 180 days</u> are tolled from April 6, 2020, until ~~90 days~~
7   ~~after the Governor declares that the state of emergency related to the COVID-19~~
8   ~~pandemic is lifted~~ <u>October 1, 2020.</u>
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10 **(b)** **<u>Tolling statutes of limitations of 180 days or less</u>**
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12   <u>Notwithstanding any other law, the statutes of limitations and repose for civil</u>
13   <u>causes of action that are 180 days or less are tolled from April 6, 2020, until August</u>
14   <u>3, 2020.</u>
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16   **<u>Advisory Committee Comment</u>**
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18 <u>Emergency rule 9 is intended to apply broadly to toll any statute of limitations on the filing of a</u>
19 <u>pleading in court asserting a civil cause of action. The term "civil causes of action" includes</u>
20 <u>special proceedings. (See Code Civ. Proc., §§ 312, 363 ["action," as used in title 2 of the code (Of</u>
21 <u>the Time of Commencing Civil Actions), is construed "as including a special proceeding of a</u>
22 <u>civil nature"); special proceedings of a civil nature include all proceedings in title 3 of the code,</u>
23 <u>including mandamus actions under §§ 1085, 1088.5, and 1094.5—all the types of petitions for</u>
24 <u>writ made for California Environmental Quality Act (CEQA) and land use challenges]; see also</u>
25 <u>Pub. Resources Code, § 21167(a)–(e) [setting limitations periods for civil "action[s]" under</u>
26 <u>CEQA].)</u>
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28 <u>The rule also applies to statutes of limitations on filing of causes of action in court found in codes</u>
29 <u>other than the Code of Civil Procedure, including the limitations on causes of action found in, for</u>
30 <u>example, the Family Code and Probate Code.</u>
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