

Correcting the 3 big lies that have been spread about the Child Victims Act (A2596)

The Lie: The CVA window singles out private institutions, because it does not also remove the 90-day notice of claim requirement for public institutions.

The Truth: The CVA window also permits victims of public entities to avoid the statute of limitations, because claims against public institutions brought under federal civil rights law (42 U.S.C. § 1983) are not subject to the 90-day notice of claim. *Felder v. Casey*, 487 U.S. 131 (1988).

The Lie: Private institutions will go bankrupt as a result of the CVA window.

The Truth: No school or other private institution had to file for involuntary bankruptcy when a window was in place in California or in Delaware. One voluntary bankruptcy was filed by the San Diego Diocese, which then voluntarily withdrew its bankruptcy petition. Over half of the claims paid in California (which involved various churches and other private groups) were paid by insurance proceeds. No services were affected, because the vast majority of social services' funds come from the government and tax proceeds.

The Lie: The New York Assembly has many options to protect children from sexual predators.

The Truth: The CVA window is the only proven method of identifying unknown child predators. A vote against the CVA is a vote to enable child predators to continue to sexually abuse New York's children in the home, private, and public institutions. *The CVA is the only path to the truth and the liberation of children from their sexual abusers.*

For more information, see www.sol-reform.com

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