

*State Chart Regarding Tolling of Statutes of Limitations During COVID-19 Pandemic*

*By Patrick T. Uiterwyk*

The following chart is intended to be a helpful guide to how each State has addressed, or not addressed, the tolling of statutes of limitations during the coronavirus pandemic. The chart does not address other U.S. territories and jurisdictions and is updated through March 27, 2020.<sup>1</sup> The Orders referenced herein should be checked for any updates or changes subsequent to the making of this chart.

STATE	COVID-19 Orders Regarding Statute of Limitations
Alabama	<p>March 13, 2020 Administrative Order Suspending All In-Person Court Proceedings for the Next Thirty Days:</p> <p>“This Court cannot extend any statutory period of repose or statute of limitations period.”</p> <p><a href="http://judicial.alabama.gov/docs/COV-19%20order%20FINAL.pdf">http://judicial.alabama.gov/docs/COV-19%20order%20FINAL.pdf</a></p>
Alaska	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://public.courts.alaska.gov/web/covid19/docs/sco1957.pdf">https://public.courts.alaska.gov/web/covid19/docs/sco1957.pdf</a></p> <p><a href="https://public.courts.alaska.gov/web/covid19/docs/statewide-pjo-rules-suspension.pdf">https://public.courts.alaska.gov/web/covid19/docs/statewide-pjo-rules-suspension.pdf</a></p>
Arizona	<p>No specific or statewide court orders in response to the COVID-19 pandemic, and therefore no court orders tolling or extending any statute of limitations period.</p>
Arkansas	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.arcourts.gov/sites/default/files/articles/COVID-19-PC-march-20.pdf">https://www.arcourts.gov/sites/default/files/articles/COVID-19-PC-march-20.pdf</a></p>

<sup>1</sup> This chart was updated on April 2, 2020 solely to reflect an order issued by the Massachusetts Supreme Judicial Court on April 1, 2020.

California	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://newsroom.courts.ca.gov/news/court-emergency-orders-6794321">https://newsroom.courts.ca.gov/news/court-emergency-orders-6794321</a></p>
Colorado	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.courts.state.co.us/announcements/COVID-19.cfm">https://www.courts.state.co.us/announcements/COVID-19.cfm</a></p>
Connecticut	<p>On March 19, 2020, Connecticut Governor Ned Lamont issued Executive Order No. 7G provides that “I hereby suspend, for the duration of this public health and civil preparedness emergency, unless earlier modified or terminated by me, all statutory (1) location or venue requirements; (2) time requirements, statutes of limitation or other limitations or deadlines relating to service of process, court proceedings or court filings....”</p> <p><a href="https://jud.ct.gov/HomePDFs/Executive-Order-No-7G.pdf">https://jud.ct.gov/HomePDFs/Executive-Order-No-7G.pdf</a></p>
Delaware	<p>On March 22, 2020, the Delaware Supreme Court ordered that “[s]tatutes of limitations and statutes of repose that would otherwise expire during the period between March 23, 2020 and April 15, 2020 are hereby extended through April 21, 2020.”</p> <p><a href="https://courts.delaware.gov/forms/download.aspx?id=120578">https://courts.delaware.gov/forms/download.aspx?id=120578</a></p>
Florida	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.floridasupremecourt.org/content/download/632431/7186205/AOSC20-17.pdf">https://www.floridasupremecourt.org/content/download/632431/7186205/AOSC20-17.pdf</a></p>
Georgia	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p>

	<a href="https://www.gasupreme.us/court-information/court_corona_info/">https://www.gasupreme.us/court-information/court_corona_info/</a>
Hawaii	<p>On March 20, 2020, the Chief Justice of the Supreme Court of the State of Hawaii issued an order stating “that all deadlines, time schedules, and filing requirements imposed by statutes, rules, or court orders, in all civil, criminal, and administrative matters in the circuit, district and family courts in the State of Hawai’i that expire between March 23, 2020 through and including April 3, 2020, are extended to April 6, 2020.” Statutes of limitations are not expressly referenced.</p> <p><a href="https://www.courts.state.hi.us/wp-content/uploads/2020/03/032019_scmf-20-152_In_Re_COVID-19-deadline-extension.pdf">https://www.courts.state.hi.us/wp-content/uploads/2020/03/032019_scmf-20-152_In_Re_COVID-19-deadline-extension.pdf</a></p>
Idaho	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://isc.idaho.gov/Emergency%20Orders">https://isc.idaho.gov/Emergency%20Orders</a></p>
Illinois	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="http://www.illinoiscourts.gov/Administrative/covid-19.asp">http://www.illinoiscourts.gov/Administrative/covid-19.asp</a></p>
Indiana	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.in.gov/judiciary/5575.htm">https://www.in.gov/judiciary/5575.htm</a></p>
Iowa	<p>On March 17, 2020, the Iowa Supreme Court issued an order stating, in part, that “[a]ny statute of limitations, statute of repose, or similar deadline for commencing an action in district court is hereby tolled from March 17 to May 4 (48 days).”</p> <p><a href="https://www.iowacourts.gov/static/media/cms/document20200318061832_CC5A01DE7085C.pdf">https://www.iowacourts.gov/static/media/cms/document20200318061832_CC5A01DE7085C.pdf</a></p>
Kansas	<p>On March 18, 2020, the Kansas Supreme Court released Administrative Order 2020-PR-016, which states in relevant part that “[e]ffective upon publication of 2020 House Substitute for Senate Bill No. 102, all statutes of limitations and statutory time</p>

	<p>standards or deadlines applying to the conduct or processing of judicial proceedings is suspended until further order.”</p> <p>The 2020 House Substitute for Senate Bill No. 102 referenced in Administrative Order 2020-PR-016 was published in the March 19, 2020, Kansas Register.</p> <p><a href="https://www.kscourts.org/KSCourts/media/KsCourts/Orders/2020PR16.pdf">https://www.kscourts.org/KSCourts/media/KsCourts/Orders/2020PR16.pdf</a></p> <p><a href="https://www.kssos.org/pubs/register/2020/Vol_39_No_12A_March_19_2020_pages_297-312.pdf">https://www.kssos.org/pubs/register/2020/Vol_39_No_12A_March_19_2020_pages_297-312.pdf</a></p>
Kentucky	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://kycourts.gov/courts/supreme/Rules_Procedures/202013.pdf">https://kycourts.gov/courts/supreme/Rules_Procedures/202013.pdf</a></p>
Louisiana	<p>Pursuant to Proclamation No. JBE 2020-30, Louisiana tolled the statute of limitations “at least until Monday, April 13, 2020.”</p> <p><a href="https://www.gov.louisiana.gov/assets/Proclamations/2020/30-JBE-2020-Public-Health-Emergency-COVID-19-additional-measures.pdf">https://www.gov.louisiana.gov/assets/Proclamations/2020/30-JBE-2020-Public-Health-Emergency-COVID-19-additional-measures.pdf</a></p>
Maine	<p>On March 17, 2020, the Maine Superior Court and District Court issued an order extending certain deadlines, but the order specifically provides that “[t]his order does not extend any statutory requirements or deadlines, including but not limited to, statutes of limitations and statutory deadlines for appeals of governmental actions and decisions.</p> <p><a href="https://www.courts.maine.gov/covid19/emergency-order-extending-deadline.pdf">https://www.courts.maine.gov/covid19/emergency-order-extending-deadline.pdf</a></p> <p><a href="https://www.courts.maine.gov/covid19.shtml">https://www.courts.maine.gov/covid19.shtml</a></p>
Maryland	<p>Relevant court orders do not expressly refer to statute of limitations, but the March 25, 2020 order issued by the Maryland Supreme Court provides that “[o]ther than as set forth in this Administrative Order, deadlines established by Maryland statutes or rules remain in effect.”</p> <p><a href="https://www.courts.state.md.us/sites/default/files/admin-orders/20200325extendinglengthofrestrictedoperations.pdf">https://www.courts.state.md.us/sites/default/files/admin-orders/20200325extendinglengthofrestrictedoperations.pdf</a></p>

Massachusetts	<p>On April 1, 2020, the Massachusetts Supreme Judicial Court issued an order providing, in relevant part, that “all statutes of limitations are tolled from March 17, 2020 through May 3, 2020.”</p> <p><a href="https://www.mass.gov/doc/supreme-judicial-court-order-regarding-court-operations-under-the-exigent-circumstances-created/download">https://www.mass.gov/doc/supreme-judicial-court-order-regarding-court-operations-under-the-exigent-circumstances-created/download</a></p>
Michigan	<p>On March 23, 2020, the Michigan Supreme Court issued an order stating that the “order is intended to extend all deadlines pertaining to case initiation and the filing of initial responsive pleadings in civil probate matters during the state of emergency declared by the Governor related to COVID-19.” The order appears to extend statutes of limitations by stating that “all deadlines applicable to the commencement of all civil and probate case types... [and] any date that falls during the state of emergency declared by the Governor related to COVID-19 is not included for purposes of” computation of time prescribed by Michigan rules of civil procedure, court order, or statute.</p> <p><a href="https://courts.michigan.gov/Courts/MichiganSupremeCourt/rules/court-rules-admin-matters/Administrative%20Orders/2020-08_2020-03-23_FormattedOrder_AO2020-3.pdf">https://courts.michigan.gov/Courts/MichiganSupremeCourt/rules/court-rules-admin-matters/Administrative%20Orders/2020-08_2020-03-23_FormattedOrder_AO2020-3.pdf</a></p>
Minnesota	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="http://www.mncourts.gov/Emergency.aspx">http://www.mncourts.gov/Emergency.aspx</a></p>
Mississippi	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://courts.ms.gov/">https://courts.ms.gov/</a></p>
Missouri	<p>On March 22, 2020, the Missouri Supreme Court issued an order extending certain court deadlines, but the order specific provides that “[t]his authorization does not apply to any deadline or time limitations set by statute or constitutional provision.”</p> <p><a href="https://www.courts.mo.gov/page.jsp?id=153093">https://www.courts.mo.gov/page.jsp?id=153093</a></p>
	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute</p>

Montana	<p>of limitations are tolled.</p> <p><a href="https://courts.mt.gov/local-virus-rules">https://courts.mt.gov/local-virus-rules</a></p> <p><a href="https://www.montanabar.org/page/COVID-19_info">https://www.montanabar.org/page/COVID-19_info</a></p>
Nebraska	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://supremecourt.nebraska.gov/nebraska-chief-justice-issues-order-regarding-coronavirus-covid-19">https://supremecourt.nebraska.gov/nebraska-chief-justice-issues-order-regarding-coronavirus-covid-19</a></p>
Nevada	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="http://caseinfo.nvsupremecourt.us/public/caseView.do;jsessionid=B16F6D3605DC78F8E2664414E6EE7433?csIID=58467">http://caseinfo.nvsupremecourt.us/public/caseView.do;jsessionid=B16F6D3605DC78F8E2664414E6EE7433?csIID=58467</a></p>
New Hampshire	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.courts.state.nh.us/aoc/corona-covid-19.html#jrbresponse">https://www.courts.state.nh.us/aoc/corona-covid-19.html#jrbresponse</a></p>
New Jersey	<p>On March 17, 2020, the New Jersey Supreme Court ordered that “[i]n the computation of time periods under the Rules of Court and under any statute of limitations for matters in all courts, for purposes of filing deadlines, March 16 through March 27, 2020 shall be deemed the same as a legal holiday.”</p> <p><a href="https://www.njcourts.gov/notices/2020/n200317d.pdf?c=#rvH">https://www.njcourts.gov/notices/2020/n200317d.pdf?c=#rvH</a></p>
New Mexico	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://nmcourts.gov/covid-19.aspx">https://nmcourts.gov/covid-19.aspx</a></p>

New York	<p>On March 20, 2020, the Governor of New York issued an executive order which provides in part that “any specific time limit for the commencement, filing, or service of any legal action, notice, motion, or other process or proceeding, as prescribed by the procedural laws of the state, including but not limited to the criminal procedure law, the family court act, the civil practice law and rules, the court of claims act, the surrogate’s court procedure act, and the uniform court acts, or by any other statute, local law, ordinance, order, rule, or regulation, or part thereof, is hereby tolled from the date of this executive order until April 19, 2020.”</p> <p><a href="https://www.nycourts.gov/whatsnew/pdf/EO-202.8-ocr.pdf">https://www.nycourts.gov/whatsnew/pdf/EO-202.8-ocr.pdf</a></p>
North Carolina	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.nccourts.gov/covid-19-coronavirus-updates">https://www.nccourts.gov/covid-19-coronavirus-updates</a></p>
North Dakota	<p>On March 17, 2020, the North Dakota Supreme Court issued an order extending certain deadlines, but likewise stated that “this order does not stay or extend any statute of limitation or repose for commencing an action in civil cases.”</p> <p><a href="https://www.ndcourts.gov/news/north-dakota/north-dakota-supreme-court/notices/20200084/Order-of-Adoption-2">https://www.ndcourts.gov/news/north-dakota/north-dakota-supreme-court/notices/20200084/Order-of-Adoption-2</a></p>
Ohio	<p>On March 27, 2020, the Governor of Ohio signed House Bill 197, which applied retroactively to March 9, 2020, tolling the statute of limitations from that date to July 30, 2020 or the date the period of emergency ends, whichever is sooner.</p> <p><a href="https://www.legislature.ohio.gov/download?key=13600&amp;format=pdf">https://www.legislature.ohio.gov/download?key=13600&amp;format=pdf</a></p>
Oklahoma	<p>On March 16, 2020, the Oklahoma Supreme Court entered SCAD No. 2020-24, First Emergency Join Order Regarding the COVID-19 State of Disaster, which states in relevant part, that “[i]n any civil case, the statute of limitations shall be extended for 30 days from the date of this order.”</p> <p><a href="https://www.oscn.net/images/news/SCAD-2020-24.pdf">https://www.oscn.net/images/news/SCAD-2020-24.pdf</a></p>
Oregon	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p>

	<p><a href="https://www.courts.oregon.gov/courts/Pages/default.aspx">https://www.courts.oregon.gov/courts/Pages/default.aspx</a></p>
Pennsylvania	<p>Pennsylvania courts have not issued an order(s) which expressly toll or extend statute of limitation periods. The Pennsylvania Supreme Court issued an order, however, stating, in part, that “all time calculations for purposes of time computation relevant to court cases or other judicial business, as well as time deadlines, are SUSPENDED through April 3, 2020, subject to additional orders of this Court.... In all events, any legal papers or pleadings which are required to be filed between March 19, 2020 and April 3, 2020, SHALL BE DEEMED to have been timely filed if they are filed by April 6, 2020, or on a later date as permitted by the appellate or local court in question upon consideration of the potential volume of such filings.” It is unclear if this applies to statute of limitations periods.</p> <p><a href="http://www.pacourts.us/assets/files/page-1305/file-8634.pdf">http://www.pacourts.us/assets/files/page-1305/file-8634.pdf</a></p>
Rhode Island	<p>On March 17, 2020, the Rhode Island Supreme Court issued an order which states, in relevant part, that “[r]equests for extensions to applicable statutes of limitations necessitated by the current health crisis shall be entertained by the respective courts after thirty (30) calendar days from the date of this Order.”</p> <p><a href="https://www.courts.ri.gov/Courts/SupremeCourt/SupremeExecOrders/20-04.pdf">https://www.courts.ri.gov/Courts/SupremeCourt/SupremeExecOrders/20-04.pdf</a></p>
South Carolina	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.sccourts.org/courtOrders/">https://www.sccourts.org/courtOrders/</a></p>
South Dakota	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://uj.s.sd.gov/uploads/news/COVID19UJSProcedures.pdf">https://uj.s.sd.gov/uploads/news/COVID19UJSProcedures.pdf</a></p>
Tennessee	<p>On March 13, 2020, the Supreme Court of Tennessee issued Order No. ADM2020-00428, In Re: COVID-19 Pandemic, which states in part that “[s]tatutes of limitations and statutes of repose that would otherwise expire during the period between March 13 and April 6, 2020 are hereby extended through April 6, 2020. <u>See</u> Tenn. Code Ann. § 28-1-116 (2017).”</p> <p><a href="http://www.tncourts.gov/sites/default/files/docs/covid-19_order.pdf">http://www.tncourts.gov/sites/default/files/docs/covid-19_order.pdf</a></p>



<p>Texas</p>	<p>On March 13, 2020, the Supreme Court of Texas issued its “First Emergency Order Regarding The COVID-19 State Of Disaster,” which provides in part that “[a]ll courts in Texas may extend the statute of limitations in any civil case for a stated period ending no later than 30 days after the Governor’s state of disaster has been lifted.”</p> <p><a href="https://www.txcourts.gov/media/1446056/209042.pdf">https://www.txcourts.gov/media/1446056/209042.pdf</a></p>
<p>Utah</p>	<p>On March 21, 2020, the Utah Supreme Court Utah Judicial Council issued an administrative order addressing the COVID-19 pandemic which states, in part that “[t]his Order does not extend filing deadlines. Any future extension of a specific deadline will be made by separate order.”</p> <p><a href="https://www.utcourts.gov/alerts/docs/20200320%20-%20Pandemic%20Administrative%20Order.pdf">https://www.utcourts.gov/alerts/docs/20200320%20-%20Pandemic%20Administrative%20Order.pdf</a></p>
<p>Vermont</p>	<p>On March 16, 2020, the Vermont Supreme Court issued an administrative order addressing the COVID-19 pandemic, but indicates that “[n]othing in this Order extends statutes of limitations or other filing deadlines.”</p> <p><a href="https://www.vermontjudiciary.org/sites/default/files/documents/AO%2049_0.pdf">https://www.vermontjudiciary.org/sites/default/files/documents/AO%2049_0.pdf</a></p>
<p>Virginia</p>	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="http://www.courts.state.va.us/news/items/covid_19.pdf">http://www.courts.state.va.us/news/items/covid_19.pdf</a></p>
<p>Washington</p>	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.courts.wa.gov/newsinfo/index.cfm?fa=newsinfo.COVID19">https://www.courts.wa.gov/newsinfo/index.cfm?fa=newsinfo.COVID19</a></p>
<p>West Virginia</p>	<p>On March 22, 2020, in response to the COVID-19 pandemic, the Supreme Court of Appeals of West Virginia issued an order declaring a judicial emergency which states, in part, that “[s]tatutes of limitations and statutes of repose that would otherwise expire during the period between March 23, 2020, and April 10, 2020, are hereby extended to April 11, 2020. Deadlines, statutes of limitations, and statutes of repose that are not set to expire between March 23, 2020, and April 10, 2020, are not</p>

	<p>extended or tolled by this Order.”</p> <p><a href="http://www.courts.wv.gov/covid19/JudicialEmergencyDeclared3-22-20.pdf">http://www.courts.wv.gov/covid19/JudicialEmergencyDeclared3-22-20.pdf</a></p>
Wisconsin	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.wicourts.gov/scrules/orders.htm">https://www.wicourts.gov/scrules/orders.htm</a></p> <p><a href="https://www.wicourts.gov/index.jsp">https://www.wicourts.gov/index.jsp</a></p>
Wyoming	<p>No specific or statewide court orders regarding statute of limitations. Court orders addressing the COVID-19 pandemic are otherwise silent as to whether or not statute of limitations are tolled.</p> <p><a href="https://www.courts.state.wy.us/coronavirus-covid-19-updates/">https://www.courts.state.wy.us/coronavirus-covid-19-updates/</a></p>