
LIABILITY - IOWA

Doe v. New London Community School Dist.

Supreme Court of Iowa - June 20, 2014 - N.W.2d - 2014 WL 2782295

Former high school student brought action against school district, asserting claims for respondeat superior, negligent hiring, negligent retention, negligent supervision, and negligent infliction of emotional distress arising from student's alleged sexual abuse by teacher. District moved for summary judgment on statute of limitations grounds. The District Court denied district's summary judgment motion. The Supreme Court granted district's application for interlocutory appeal.

The Supreme Court of Iowa held that:

- Common law discovery rule does not apply to actions under a former version of the Iowa Municipal Tort Claims Act (IMTCA);
- Special limitations period for child sexual abuse claims did not apply to student's claims; and
- Absence of a common law discovery rule in the former version of the IMTCA does not violate equal protection.

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