



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB5014

Introduced 2/10/2026, by Rep. Tony M. McCombie

SYNOPSIS AS INTRODUCED:

720 ILCS 5/3-6

Amends the Criminal Code of 2012. Provides that a prosecution for intimidation of a witness when related to a sex offense, as defined in the Sex Offender Registration Act, when the victim is under 18 years of age at the time of the offense may be commenced at any time.

LRB104 18463 RLC 31905 b

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 2012 is amended by
5 changing Section 3-6 as follows:

6 (720 ILCS 5/3-6)

7 Sec. 3-6. Extended limitations. The period within which a
8 prosecution must be commenced under the provisions of Section
9 3-5 or other applicable statute is extended under the
10 following conditions:

11 (a) A prosecution for theft involving a breach of a
12 fiduciary obligation to the aggrieved person may be commenced
13 as follows:

14 (1) If the aggrieved person is a minor or a person
15 under legal disability, then during the minority or legal
16 disability or within one year after the termination
17 thereof.

18 (2) In any other instance, within one year after the
19 discovery of the offense by an aggrieved person, or by a
20 person who has legal capacity to represent an aggrieved
21 person or has a legal duty to report the offense, and is
22 not himself or herself a party to the offense; or in the
23 absence of such discovery, within one year after the

1 proper prosecuting officer becomes aware of the offense.
2 However, in no such case is the period of limitation so
3 extended more than 3 years beyond the expiration of the
4 period otherwise applicable.

5 (b) A prosecution for any offense based upon misconduct in
6 office by a public officer or employee may be commenced within
7 one year after discovery of the offense by a person having a
8 legal duty to report such offense, or in the absence of such
9 discovery, within one year after the proper prosecuting
10 officer becomes aware of the offense. However, in no such case
11 is the period of limitation so extended more than 3 years
12 beyond the expiration of the period otherwise applicable.

13 (b-5) (1) When the victim is under 18 years of age at the
14 time of the offense, a prosecution for involuntary servitude,
15 involuntary sexual servitude of a minor, or trafficking in
16 persons and related offenses under Section 10-9 of this Code
17 may be commenced within 25 years of the victim attaining the
18 age of 18 years.

19 (2) When the victim is under 18 years of age at the time of
20 the offense, a prosecution for involuntary servitude,
21 involuntary sexual servitude of a minor, or trafficking in
22 persons and related offenses under Section 10-9 of this Code
23 may be commenced at any time. This paragraph (2) applies to
24 prosecutions for such conduct arising on or after January 1,
25 2026 (the effective date of Public Act 104-241) ~~this~~
26 ~~amendatory Act of the 104th General Assembly.~~

1 (b-6) When the victim is 18 years of age or over at the
2 time of the offense, a prosecution for involuntary servitude,
3 involuntary sexual servitude of a minor, or trafficking in
4 persons and related offenses under Section 10-9 of this Code
5 may be commenced within 25 years after the commission of the
6 offense.

7 (b-7) When the victim is under 18 years of age at the time
8 of the offense, a prosecution for female genital mutilation
9 may be commenced at any time.

10 (b-8) When the victim is under 17 years of age at the time
11 of the offense, a prosecution for grooming may be commenced
12 within 10 years after the victim attains 17 years of age.

13 (c) (Blank).

14 (d) A prosecution for child sexual abuse material or child
15 pornography, aggravated child pornography, indecent
16 solicitation of a child, soliciting for a sexually exploited
17 child, juvenile pimping, exploitation of a child, or promoting
18 commercial sexual exploitation of a child except for keeping a
19 place of commercial sexual exploitation of a child may be
20 commenced within one year of the victim attaining the age of 18
21 years. However, in no such case shall the time period for
22 prosecution expire sooner than 3 years after the commission of
23 the offense.

24 (e) Except as otherwise provided in subdivision (j), a
25 prosecution for any offense involving sexual conduct or sexual
26 penetration, as defined in Section 11-0.1 of this Code, where

1 the defendant was within a professional or fiduciary
2 relationship or a purported professional or fiduciary
3 relationship with the victim at the time of the commission of
4 the offense may be commenced within one year after the
5 discovery of the offense by the victim.

6 (f) A prosecution for any offense set forth in Section 44
7 of the Environmental Protection Act may be commenced within 5
8 years after the discovery of such an offense by a person or
9 agency having the legal duty to report the offense or in the
10 absence of such discovery, within 5 years after the proper
11 prosecuting officer becomes aware of the offense.

12 (f-5) A prosecution for any offense set forth in Section
13 16-30 of this Code may be commenced within 5 years after the
14 discovery of the offense by the victim of that offense.

15 (g) (Blank).

16 (h) (Blank).

17 (i) Except as otherwise provided in subdivision (j), a
18 prosecution for criminal sexual assault, aggravated criminal
19 sexual assault, or aggravated criminal sexual abuse may be
20 commenced at any time. If the victim consented to the
21 collection of evidence using an Illinois State Police Sexual
22 Assault Evidence Collection Kit under the Sexual Assault
23 Survivors Emergency Treatment Act, it shall constitute
24 reporting for purposes of this Section.

25 Nothing in this subdivision (i) shall be construed to
26 shorten a period within which a prosecution must be commenced

1 under any other provision of this Section.

2 (i-5) A prosecution for armed robbery, home invasion,
3 kidnapping, or aggravated kidnaping may be commenced within 10
4 years of the commission of the offense if it arises out of the
5 same course of conduct and meets the criteria under one of the
6 offenses in subsection (i) of this Section.

7 (j) (1) When the victim is under 18 years of age at the
8 time of the offense, a prosecution for criminal sexual
9 assault, aggravated criminal sexual assault, predatory
10 criminal sexual assault of a child, aggravated criminal sexual
11 abuse, felony criminal sexual abuse, or female genital
12 mutilation may be commenced at any time.

13 (2) When in circumstances other than as described in
14 paragraph (1) of this subsection (j), when the victim is under
15 18 years of age at the time of the offense, a prosecution for
16 failure of a person who is required to report an alleged or
17 suspected commission of criminal sexual assault, aggravated
18 criminal sexual assault, predatory criminal sexual assault of
19 a child, aggravated criminal sexual abuse, or felony criminal
20 sexual abuse under the Abused and Neglected Child Reporting
21 Act may be commenced within 20 years after the child victim
22 attains 18 years of age.

23 (3) When the victim is under 18 years of age at the time of
24 the offense, a prosecution for misdemeanor criminal sexual
25 abuse may be commenced within 10 years after the child victim
26 attains 18 years of age.

1 (4) Nothing in this subdivision (j) shall be construed to
2 shorten a period within which a prosecution must be commenced
3 under any other provision of this Section.

4 (j-5) A prosecution for armed robbery, home invasion,
5 kidnapping, or aggravated kidnaping may be commenced at any
6 time if it arises out of the same course of conduct and meets
7 the criteria under one of the offenses in subsection (j) of
8 this Section.

9 (k) (Blank).

10 (l) A prosecution for any offense set forth in Section
11 26-4 of this Code may be commenced within one year after the
12 discovery of the offense by the victim of that offense.

13 (l-5) A prosecution for any offense involving sexual
14 conduct or sexual penetration, as defined in Section 11-0.1 of
15 this Code, in which the victim was 18 years of age or older at
16 the time of the offense, may be commenced within one year after
17 the discovery of the offense by the victim when corroborating
18 physical evidence is available. The charging document shall
19 state that the statute of limitations is extended under this
20 subsection (l-5) and shall state the circumstances justifying
21 the extension. Nothing in this subsection (l-5) shall be
22 construed to shorten a period within which a prosecution must
23 be commenced under any other provision of this Section or
24 Section 3-5 of this Code.

25 (m) The prosecution shall not be required to prove at
26 trial facts which extend the general limitations in Section

1 3-5 of this Code when the facts supporting extension of the
2 period of general limitations are properly pled in the
3 charging document. Any challenge relating to the extension of
4 the general limitations period as defined in this Section
5 shall be exclusively conducted under Section 114-1 of the Code
6 of Criminal Procedure of 1963.

7 (n) A prosecution for any offense set forth in subsection
8 (a), (b), or (c) of Section 8A-3 or Section 8A-13 of the
9 Illinois Public Aid Code, in which the total amount of money
10 involved is \$5,000 or more, including the monetary value of
11 food stamps and the value of commodities under Section 16-1 of
12 this Code may be commenced within 5 years of the last act
13 committed in furtherance of the offense.

14 (o) A prosecution for any offense based upon fraudulent
15 activity connected to COVID-19-related relief programs, to
16 include the Paycheck Protection Program, COVID-19 Economic
17 Injury Disaster Loan Program, and the Unemployment Benefit
18 Programs shall be commenced within 5 years after discovery of
19 the offense by a person having a legal duty to report such
20 offense, or in the absence of such discovery, within 5 years
21 after the proper prosecuting officer becomes aware of the
22 offense. However, in no such case is the period of limitation
23 so extended more than 10 years beyond the expiration of the
24 period otherwise applicable.

25 (p) A prosecution for intimidation of a witness when
26 related to a sex offense, as defined in the Sex Offender

1 Registration Act, when the victim is under 18 years of age at
2 the time of the offense may be commenced at any time.

3 (Source: P.A. 103-184, eff. 1-1-24; 103-1071, eff. 7-1-25;
4 104-241, eff. 1-1-26; 104-245, eff. 1-1-26; revised 11-21-25.)