

1 AN ACT in relation to 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 1961 is amended by
5 changing Section 3-5 as follows:

6 (720 ILCS 5/3-5) (from Ch. 38, par. 3-5)

7 Sec. 3-5. General Limitations.

8 (a) A prosecution for: (1) first degree murder, attempt
9 to commit first degree murder, second degree murder,
10 involuntary manslaughter, reckless homicide, leaving the
11 scene of a motor vehicle accident involving death or personal
12 injuries under Section 11-401 of the Illinois Vehicle Code or
13 failing to give information or render aid in a motor vehicle
14 accident involving death or personal injuries or damage to an
15 attended vehicle under Section 11-403 of the Illinois Vehicle
16 Code, concealment of homicidal death, treason, arson,
17 aggravated arson, forgery, or (2) any offense involving
18 sexual conduct or sexual penetration as defined by Section
19 12-12 of this Code in which the DNA profile of the offender
20 is obtained and entered into a DNA database within 10 years
21 after the commission of the offense and the identity of the
22 offender is unknown after a diligent investigation by law
23 enforcement authorities, may be commenced at any time. Clause
24 (2) of this subsection (a) applies only if the victim
25 reported the offense to law enforcement authorities within 2
26 years after the commission of the offense unless a longer
27 period for reporting the offense to law enforcement
28 authorities is provided in Section 3-6.

29 (b) Unless the statute describing the offense provides
30 otherwise, or the period of limitation is extended by Section
31 3-6, a prosecution for any offense not designated in

1 Subsection (a) must be commenced within 3 years after the
2 commission of the offense if it is a felony, or within one
3 year and 6 months after its commission if it is a
4 misdemeanor.

5 (Source: P.A. 91-801, eff. 6-13-00; 92-752, eff. 8-2-02.)