

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1284 Session of
2011

INTRODUCED BY YOUNGBLOOD AND CRUZ, APRIL 5, 2011

REFERRED TO COMMITTEE ON JUDICIARY, APRIL 5, 2011

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 limitations of criminal actions.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 5551 of Title 42 of the Pennsylvania
7 Consolidated Statutes is amended by adding a paragraph to read:
8 § 5551. No limitation applicable.

9 A prosecution for the following offenses may be commenced at
10 any time:

11 * * *

12 (4.1) An offense under the following provisions of 18
13 Pa.C.S. (relating to crimes and offenses):

14 (i) Section 3121 (relating to rape).

15 (ii) Section 3123 (relating to involuntary deviate
16 sexual intercourse).

17 * * *

18 Section 2. Section 5552(b.1) and (c)(3) of Title 42 are
19 amended to read:

1 § 5552. Other offenses.

2 * * *

3 (b.1) Major sexual offenses.--A prosecution for any of the
4 following offenses under Title 18 must be commenced within 12
5 years after it is committed:

6 [Section 3121 (relating to rape).]

7 Section 3122.1 (relating to statutory sexual assault).

8 [Section 3123 (relating to involuntary deviate sexual
9 intercourse).]

10 Section 3124.1 (relating to sexual assault).

11 Section 3125 (relating to aggravated indecent assault).

12 Section 4302 (relating to incest).

13 Section 6312 (relating to sexual abuse of children).

14 (c) Exceptions.--If the period prescribed in subsection (a),
15 (b) or (b.1) has expired, a prosecution may nevertheless be
16 commenced for:

17 * * *

18 (3) Any sexual offense committed against a minor who is
19 less than 18 years of age any time up to the later of the
20 period of limitation provided by law after the minor has
21 reached 18 years of age or the date the minor reaches 50
22 years of age. As used in this paragraph, the term "sexual
23 offense" means a crime under the following provisions of
24 Title 18 (relating to crimes and offenses):

25 [Section 3121 (relating to rape).]

26 Section 3122.1 (relating to statutory sexual assault).

27 [Section 3123 (relating to involuntary deviate sexual
28 intercourse).]

29 Section 3124.1 (relating to sexual assault).

30 Section 3125 (relating to aggravated indecent assault).

1 Section 3126 (relating to indecent assault).

2 Section 3127 (relating to indecent exposure).

3 Section 4302 (relating to incest).

4 Section 4304 (relating to endangering welfare of
5 children).

6 Section 6301 (relating to corruption of minors).

7 Section 6312(b) (relating to sexual abuse of children).

8 Section 6320 (relating to sexual exploitation of
9 children).

10 * * *

11 Section 3. The addition of 42 Pa.C.S. § 5551(4.1) shall
12 apply to offenses as to which the applicable period of
13 limitations has not expired on the effective date of this
14 section.

15 Section 4. This act shall take effect in 60 days.