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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 95

Session of  
2007

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INTRODUCED BY YOUNGBLOOD, CRUZ, GRUCELA, BELFANTI, COHEN AND  
BLACKWELL, JANUARY 30, 2007

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REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 30, 2007

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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, amended

1 July 7, 2006 (P.L.378, No.81) and November 29, 2006 (P.L.1581,  
2 No.179), are amended to read:

3 § 5552. Other offenses.

4 \* \* \*

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

8 [Section 3121 (relating to rape).]

9 Section 3122.1 (relating to statutory sexual  
10 assault).

11 [Section 3123 (relating to involuntary deviate sexual  
12 intercourse).]

13 Section 3124.1 (relating to sexual assault).

14 Section 3125 (relating to aggravated indecent  
15 assault).

16 Section 4302 (relating to incest).

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

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

21 \* \* \*

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

28 [Section 3121 (relating to rape).]

29 Section 3122.1 (relating to statutory sexual  
30 assault).

1           [Section 3123 (relating to involuntary deviate sexual  
2 intercourse).]

3           Section 3124.1 (relating to sexual assault).

4           Section 3125 (relating to aggravated indecent  
5 assault).

6           Section 3126 (relating to indecent assault).

7           Section 3127 (relating to indecent exposure).

8           Section 4302 (relating to incest).

9           Section 4304 (relating to endangering welfare of  
10 children).

11          Section 6301 (relating to corruption of minors).

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

14          \* \* \*

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

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