

1 **STATUTE OF LIMITATIONS AMENDMENTS**

2 2009 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Carl Wimmer**

5 Senate Sponsor: Mark B. Madsen

7 **LONG TITLE**

8 **General Description:**

9 This bill amends the criminal statute of limitations relating to child abuse homicide.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ provides that prosecution for first degree felony child abuse homicide or second
13 degree felony child abuse homicide may be commenced at any time.

14 **Monies Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 None

18 **Utah Code Sections Affected:**

19 AMENDS:

20 **76-1-301**, as last amended by Laws of Utah 2008, Chapter 129

22 *Be it enacted by the Legislature of the state of Utah:*

23 Section 1. Section **76-1-301** is amended to read:

24 **76-1-301. Offenses for which prosecution may be commenced at any time.**

25 Notwithstanding any other provisions of this code, prosecution for the following
26 offenses may be commenced at any time:

27 (1) capital felony;

28 (2) aggravated murder;

29 (3) murder;

- 30 (4) manslaughter;
- 31 (5) child abuse homicide [~~which is a second degree felony~~];
- 32 (6) aggravated kidnapping;
- 33 (7) child kidnapping;
- 34 (8) rape;
- 35 (9) rape of a child;
- 36 (10) object rape;
- 37 (11) object rape of a child;
- 38 (12) forcible sodomy;
- 39 (13) sodomy on a child;
- 40 (14) sexual abuse of a child;
- 41 (15) aggravated sexual abuse of a child; or
- 42 (16) aggravated sexual assault.