

HOUSE BILL No. 5095

September 25, 2001, Introduced by Reps. Richner, Jansen, Allen, Scranton, Mortimer, Drolet and Birkholz and referred to the Committee on Criminal Justice.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 24 of chapter VII (MCL 767.24), as amended by 1987 PA 255.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

CHAPTER VII

1

2 Sec. 24. (1) An indictment for the crime of murder may be

3 found at any period after the death of the person alleged to have

4 been murdered. Indictments for the crimes of kidnapping, extor-

5 tion, assault with intent to commit murder, and conspiracy to

6 commit murder shall be found and filed within 10 years after the

7 commission of the offense. Except as otherwise provided in

8 ~~subsection~~ SUBSECTIONS (2) AND (3), all other indictments shall

9 be found and filed within 6 years after the commission of the

10 offense. However, any period during which the party charged did

1 not usually and publicly reside within this state shall not be
2 considered part of the time within which the respective indict-
3 ments shall be found and filed.

4 (2) Notwithstanding subsection (1), if an alleged victim was
5 under 18 years of age at the time of the commission of the
6 offense, an indictment for an offense under section 145c or 520b
7 to 520g of the Michigan penal code, ~~Act No. 328 of the Public~~
8 ~~Acts of 1931, being sections 750.145c and 750.520b to 750.520g of~~
9 ~~the Michigan Compiled Laws~~ 1931 PA 328, MCL 750.145C AND
10 750.520B TO 750.520G, may be found and filed within 6 years after
11 the commission of the offense or by the alleged victim's
12 twenty-first birthday, whichever is later.

13 (3) NOTWITHSTANDING SUBSECTION (1) OR (2), AN INDICTMENT FOR
14 AN OFFENSE UNDER SECTION 520E(1)(E) OF THE MICHIGAN PENAL CODE,
15 1931 PA 328, MCL 750.520E, MAY BE FOUND AND FILED WITHIN 8 YEARS
16 AFTER THE RELATIONSHIP IN WHICH THE ACTOR WAS PROVIDING MENTAL
17 HEALTH SERVICES OR TREATMENT TO THE VICTIM HAS ENDED.