

By: Representatives Snowden, Denny, Staples, Chism, Ellington, Davis, Howell, Bondurant, Wells-Smith, Rotenberry, Fillingane, Zuber, Carlton, Parker To: Judiciary B

HOUSE BILL NO. 825

1 AN ACT TO AMEND SECTION 99-1-5, MISSISSIPPI CODE OF 1972, TO
2 EXEMPT RICO PROSECUTIONS FROM THE TIME LIMITATION ON PROSECUTIONS;
3 AND FOR RELATED PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** Section 99-1-5, Mississippi Code of 1972, is
6 amended as follows:

7 99-1-5. A person shall not be prosecuted for any offense,
8 with the exception of murder, manslaughter, aggravated assault,
9 kidnapping, arson, burglary, forgery, counterfeiting, robbery,
10 larceny, rape, embezzlement, obtaining money or property under
11 false pretenses or by fraud, violations of the Racketeer
12 Influenced and Corrupt Organization Act (RICO), felonious abuse or
13 battery of a child as described in Section 97-5-39, touching or
14 handling a child for lustful purposes as described in Section
15 97-5-23, sexual battery of a child as described in Section
16 97-3-95(1)(c), (d) or (2) or exploitation of children as described
17 in Section 97-5-33, unless the prosecution for such offense be
18 commenced within two (2) years next after the commission thereof,
19 but nothing contained in this section shall bar any prosecution
20 against any person who shall abscond or flee from justice, or
21 shall absent himself from this state or out of the jurisdiction of
22 the court, or so conduct himself that he cannot be found by the
23 officers of the law, or that process cannot be served upon him.

24 **SECTION 2.** This act shall take effect and be in force from
25 and after July 1, 2006.