

By: Representatives Staples, Akins, Chism,
Ellington, Fleming, Mims, Sullivan

To: Judiciary B

HOUSE BILL NO. 1322

1 AN ACT TO AMEND SECTION 99-1-5, MISSISSIPPI CODE OF 1972, TO
2 REMOVE THE TIME LIMITATION ON PROSECUTION OF CERTAIN SEXUAL
3 OFFENSES AGAINST CHILDREN; 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, felonious abuse or battery of a child
12 as described in Section 97-5-39, touching or handling a child for
13 lustful purposes as described in Section 97-5-23, sexual battery
14 of a child as described in Section 97-3-95(1)(c), (d) or (2) or
15 exploitation of children as described in Section 97-5-33, carnal
16 knowledge of a stepchild, adopted child or child of a cohabitating
17 partner as described in Section 97-5-41, procuring sexual
18 servitude of a minor as described in Section 97-3-54.1 or enticing
19 a child for concealment, prostitution or marriage as described in
20 Section 97-5-5, unless the prosecution for such offense be
21 commenced within two (2) years next after the commission thereof,
22 but nothing contained in this section shall bar any prosecution
23 against any person who shall abscond or flee from justice, or
24 shall absent himself from this state or out of the jurisdiction of
25 the court, or so conduct himself that he cannot be found by the
26 officers of the law, or that process cannot be served upon him.

27 **SECTION 2.** This act shall take effect and be in force from
28 and after July 1, 2007.