

By: Representatives Bain, Stamps

To: Judiciary B

HOUSE BILL NO. 405

1 AN ACT TO AMEND SECTION 99-1-5, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE STATUTE OF LIMITATIONS FOR BRIBERY OF A CANDIDATE TO
3 FIVE YEARS; 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. The passage of time shall never bar prosecution
8 against any person for the offenses of murder, manslaughter,
9 aggravated assault, aggravated domestic violence, kidnapping,
10 arson, burglary, forgery, counterfeiting, robbery, larceny, rape,
11 embezzlement, obtaining money or property under false pretenses or
12 by fraud, felonious abuse or battery of a child as described in
13 Section 97-5-39, touching or handling a child for lustful purposes
14 as described in Section 97-5-23, sexual battery of a child as
15 described in Section 97-3-95(1)(c), (d) or (2), exploitation of
16 children as described in Section 97-5-33, promoting prostitution
17 under Section 97-29-51(2) when the person involved is a minor, or
18 any human trafficking offense as described in Section



19 97-3-54.1(1) (a), (1) (b) or (1) (c), Section 97-3-54.2, or Section
20 97-3-54.3. A person shall not be prosecuted for conspiracy, as
21 described in Section 97-1-1, for felonious assistance-program
22 fraud, as described in Section 97-19-71, or for felonious abuse of
23 vulnerable persons, as described in Sections 43-47-18 and
24 43-47-19, unless the prosecution for the offense is commenced
25 within five (5) years next after the commission thereof. A person
26 shall not be prosecuted for bribery as defined in Section
27 97-11-11, unless the prosecution for the offense is commenced
28 within five (5) years after the commission thereof. A person
29 shall not be prosecuted for larceny of timber as described in
30 Section 97-17-59, unless the prosecution for the offense is
31 commenced within six (6) years next after the commission thereof.
32 A person shall not be prosecuted for any other offense not listed
33 in this section unless the prosecution for the offense is
34 commenced within two (2) years next after the commission thereof.
35 Nothing contained in this section shall bar any prosecution
36 against any person who shall abscond or flee from justice, or
37 shall absent himself from this state or out of the jurisdiction of
38 the court, or so conduct himself that he cannot be found by the
39 officers of the law, or that process cannot be served upon him.

40 **SECTION 2.** This act shall take effect and be in force from
41 and after July 1, 2023.

