

**Adopted
AMENDMENT NO 1 PROPOSED TO**

House Bill No. 405

BY: Senator(s) Fillingane

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

6 **SECTION 1.** Section 99-1-5, Mississippi Code of 1972, as
7 amended by Senate Bill No. 2337, 2023 Regular Session, is amended
8 as follows:
9 99-1-5. (1) (a) The passage of time shall never bar
10 prosecution against any person for the offenses of murder,
11 manslaughter, aggravated assault, aggravated domestic violence,
12 kidnapping, arson, burglary, forgery, counterfeiting, robbery,
13 larceny, rape, embezzlement, obtaining money or property under
14 false pretenses or by fraud, felonious abuse or battery of a child
15 as described in Section 97-5-39, touching or handling a child for



16 lustful purposes as described in Section 97-5-23, sexual battery
17 of a child as described in Section 97-3-95(1)(c), (d) or (2),
18 exploitation of children as described in Section 97-5-33,
19 promoting prostitution under Section 97-29-51(2) when the person
20 involved is a minor, or any human trafficking offense as described
21 in Section 97-3-54.1(1)(a), (1)(b) or (1)(c), Section 97-3-54.2,
22 or Section 97-3-54.3.

23 (b) A person shall not be prosecuted * * * for
24 felonious assistance-program fraud, as described in Section
25 97-19-71, or for felonious abuse of vulnerable persons, as
26 described in Sections 43-47-18 and 43-47-19, unless the
27 prosecution for the offense is commenced within five (5) years
28 next after the commission thereof.

29 (c) A person shall not be prosecuted for larceny of
30 timber as described in Section 97-17-59, unless the prosecution
31 for the offense is commenced within six (6) years next after the
32 commission thereof.

33 (d) The time limitation on prosecution for conspiracy,
34 as described in Section 97-1-1, shall be the same as for the
35 underlying offense for which the defendant is accused of
36 conspiring to commit.

37 (e) A person shall not be prosecuted for bribery as
38 defined in Section 97-11-11, unless the prosecution for the
39 offense is commenced within five (5) years after the commission
40 thereof.



41 (2) A person shall not be prosecuted for any other offense
42 not listed in this section unless the prosecution for the offense
43 is commenced within two (2) years next after the commission
44 thereof.

45 (3) Nothing contained in this section shall bar any
46 prosecution against any person who shall abscond or flee from
47 justice, or shall absent himself from this state or out of the
48 jurisdiction of the court, or so conduct himself that he cannot be
49 found by the officers of the law, or that process cannot be served
50 upon him.

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

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 99-1-5, MISSISSIPPI CODE OF 1972, AS
2 AMENDED BY SENATE BILL NO. 2337, 2023 REGULAR SESSION, TO REVISE
3 THE STATUTE OF LIMITATIONS FOR BRIBERY OF A CANDIDATE TO FIVE
4 YEARS; AND FOR RELATED PURPOSES.

