

2004 Statute of Limitations Legislation
Prepared by Smith Alling Lane on behalf of Applied Biosystems
(As of December, 2004)

ST	Bill	#	Sponsor	Summary	Status
FL	HB	1831	Barreiro	Authorizes the prosecution of specified sexual offenses within 1 year after the identity of the accused is established through analysis of DNA evidence	ENACTED
IL	HB	4063	Fritchey	Current law allows an unlimited statute of limitations for sex offenses for which DNA evidence exists and was entered into the database within 10 years crime. This bill further eliminates a requirement to report the crime within two years if the victim is murdered by the offender during the course of the offense.	ENACTED
KS	HB	2270	Corrections and Juvenile Justice	The statute of limitations for certain crimes against children committed by juveniles is extended to one year after the identity of the suspect is established by DNA testing.	Died in Committee
MA	HB	2102	Fallon	Eliminates the statute of limitations for prosecuting certain sex crimes if a DNA sample of the alleged perpetrator is collected and stored.	Study Ordered
MN	HB	386	Holberg	Eliminates the statute of limitations for prosecuting sex abuse against a minor if DNA evidence exists.	Failed concurrence
NH	HB	749	Belanger	The statute of limitations for criminal offenses is extended to one year after the identity of the suspect is established by DNA testing.	ENACTED
NY	HB	232	Lentol	If DNA evidence is available, the time limits for commencing criminal action are tolled for period that identity of defendant was unknown or unascertainable.	Died in Committee
NY	HB	2905	Klein	Eliminates the statute of limitations for rape in the first degree and sodomy in the first degree.	Died in Committee
NY	HB	5986	Brown	Eliminates the statute of limitations for certain violent felonies.	Died in Committee
NY	HB	7134	Silver	Permits "John Doe" indictments based on a DNA profile.	Passed Assembly, Died in Senate
NY	HB	7325	Nesbitt	Eliminates the statute of limitations for sex offenses that are qualifying offenses for the DNA database	Died in Committee
NY	SB	515	Balboni	If DNA evidence is available, the time limits for commencing criminal action are tolled for period that identity of defendant was unknown or unascertainable.	Died in Senate
NY	SB	4594	Krueger	Eliminates the statute of limitations for the prosecution of violent felonies involving a sexual offense	Died in Committee
NY	SB	5554	Skelos	Eliminates the statute of limitations for the prosecution of class B violent felonies. Expands database to include all convicted felons.	Passed Senate. Died in Assembly.

OK	HB	1473	Cargill	Extends the statute of limitations for certain sex crimes from 7 years to 15 years. (Current statute already removes the statute of limitations for certain sex crimes if DNA is available.)	Died in Committee
OK	SB	555	Nichols	Clarifies the current statute that eliminates the statute of limitations for certain sex crimes if DNA is available.	Died in Committee