

SB3534



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB3534

Introduced 2/14/2020, by Sen. Rachelle Crowe

SYNOPSIS AS INTRODUCED:

720 ILCS 5/3-5

from Ch. 38, par. 3-5

Amends the Criminal Code of 2012. Provides that a prosecution for theft by deception of a victim 60 years of age or older or a person with a disability under the theft statute may be commenced within 7 years of the last act committed in furtherance of the crime (rather than 3 years after the commission of the offense).

LRB101 20369 RLC 69915 b

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 2012 is amended by changing
5 Section 3-5 as follows:

6 (720 ILCS 5/3-5) (from Ch. 38, par. 3-5)

7 Sec. 3-5. General limitations.

8 (a) A prosecution for: (1) first degree murder, attempt to
9 commit first degree murder, second degree murder, involuntary
10 manslaughter, reckless homicide, a violation of subparagraph
11 (F) of paragraph (1) of subsection (d) of Section 11-501 of the
12 Illinois Vehicle Code for the offense of aggravated driving
13 under the influence of alcohol, other drug or drugs, or
14 intoxicating compound or compounds, or any combination thereof
15 when the violation was a proximate cause of a death, leaving
16 the scene of a motor vehicle accident involving death or
17 personal injuries under Section 11-401 of the Illinois Vehicle
18 Code, failing to give information and render aid under Section
19 11-403 of the Illinois Vehicle Code, concealment of homicidal
20 death, treason, arson, residential arson, aggravated arson,
21 forgery, child pornography under paragraph (1) of subsection
22 (a) of Section 11-20.1, or aggravated child pornography under
23 paragraph (1) of subsection (a) of Section 11-20.1B, or (2) any

1 offense involving sexual conduct or sexual penetration, as
2 defined by Section 11-0.1 of this Code may be commenced at any
3 time.

4 (a-5) A prosecution for theft of property exceeding
5 \$100,000 in value under Section 16-1, identity theft under
6 subsection (a) of Section 16-30, aggravated identity theft
7 under subsection (b) of Section 16-30, financial exploitation
8 of an elderly person or a person with a disability under
9 Section 17-56; theft by deception of a victim 60 years of age
10 or older or a person with a disability under Section 16-1; or
11 any offense set forth in Article 16H or Section 17-10.6 may be
12 commenced within 7 years of the last act committed in
13 furtherance of the crime.

14 (b) Unless the statute describing the offense provides
15 otherwise, or the period of limitation is extended by Section
16 3-6, a prosecution for any offense not designated in subsection
17 (a) or (a-5) must be commenced within 3 years after the
18 commission of the offense if it is a felony, or within one year
19 and 6 months after its commission if it is a misdemeanor.

20 (Source: P.A. 100-149, eff. 1-1-18; 100-863, eff. 8-14-18;
21 101-130, eff. 1-1-20.)