

AMENDED IN ASSEMBLY MARCH 26, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 803**

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**Introduced by Assembly Member Strickland**

February 22, 2007

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An act to amend Section 801.1 of the Penal Code, relating to criminal procedure.

LEGISLATIVE COUNSEL'S DIGEST

AB 803, as amended, Strickland. Statute of limitations: sex crimes.

Existing law requires that prosecution for certain felony sex offenses commence within 10 years after commission of the offense. However, prosecution for certain felony sex offenses that are alleged to have been committed when the victim was under the age of 18 years may be commenced any time prior to the victim's 28th birthday.

This bill would ~~make technical, nonsubstantive changes to those provisions~~ *instead permit prosecution for certain felony sex crimes to be commenced at any time.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 801.1 of the Penal Code is amended to  
2 read:  
3 801.1. (a) Notwithstanding any other limitation of time  
4 described in this chapter, prosecution for a felony offense described  
5 in Section 261, 286, 288, 288.5, 288a, or 289, or Section 289.5,  
6 as enacted by Chapter 293 of the Statutes of 1991 relating to

1 penetration by an unknown object, that is alleged to have been  
2 committed when the victim was under the age of 18 years, may  
3 be commenced at any time ~~prior to the victim's 28th birthday.~~  
4 (b) Notwithstanding any other limitation of time described in  
5 this chapter, if subdivision (a) does not apply, prosecution for a  
6 felony offense described in subparagraph (A) of paragraph (2) of  
7 subdivision (a) of Section 290 shall be commenced within 10 years  
8 after commission of the offense.

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