

IN THE SENATE

SENATE BILL NO. 1346

BY JUDICIARY AND RULES COMMITTEE

1 AN ACT
2 RELATING TO THE TIME OF COMMENCING CRIMINAL ACTIONS; AMENDING SECTION
3 19-401, IDAHO CODE, TO PROVIDE THAT THERE SHALL BE NO STATUTE OF LIMITA-
4 TIONS FOR THE CRIME OF INCEST; AND DECLARING AN EMERGENCY AND PROVIDING
5 AN EFFECTIVE DATE.

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 19-401, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 19-401. NO STATUTE OF LIMITATIONS FOR CERTAIN FELONIES. Notwithstand-
10 ing any other provision of law, there is no limitation of time within which a
11 prosecution for the following crimes must be commenced:

- 12 (1) Murder;
- 13 (2) Voluntary manslaughter;
- 14 (3) Rape pursuant to section 18-6101(3) through (10), Idaho Code;
- 15 (4) Sexual abuse of a child or lewd conduct with a child as set forth in
16 sections 18-1506 and 18-1508, Idaho Code; ~~or~~
- 17 (5) An act of terrorism as set forth in sections 18-8102, 18-8103,
18 18-3322, 18-3323 and 18-3324, Idaho Code; or
- 19 (6) Incest as set forth in section 18-6601, Idaho Code.

20 SECTION 2. An emergency existing therefor, which emergency is hereby
21 declared to exist, this act shall be in full force and effect on and after
22 July 1, 2024.