

Subject Eliminating the statute of limitations for criminal sexual conduct offenses

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Overview

Minnesota's statute of limitations section for criminal cases includes five provisions that apply to criminal sexual conduct (CSC):

1. If (a) DNA evidence was collected and preserved; (b) the crime was sex trafficking or first through third degree CSC; and (c) the crime was chargeable on or after August 1, 2000, there is no statute of limitations.
2. If (a) no DNA was collected; (b) the victim was under 18; and (c) the crime was sex trafficking or first through fourth degree CSC, the statute of limitations is *either* nine years after the commission of the offense *or* three years after the offense was reported to law enforcement, whichever is later.
3. If (a) no DNA was collected; (b) the victim was over 18; and (c) the crime was first through third degree CSC, the statute of limitations is nine years after the commission of the offense.
4. If (a) no DNA was collected; (b) the victim was over 18; and (c) the crime was fourth degree CSC, the statute of limitations is three years after the commission of the offense.
5. For all fifth degree felony offenses (repeated offenses that would otherwise be a misdemeanor), the statute of limitations is three years.

This bill eliminates the statute of limitations for sex trafficking and first through fourth degree criminal sexual conduct offenses.

Summary

Section	Description
1	<p>Limitations.</p> <p>Eliminates the existing statutes of limitations that apply in sex trafficking and first through fourth degree criminal sexual conduct offenses and provides that criminal charges for those offenses can be brought at any time after the commission of the offense.</p>



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