

**SUBSTITUTE FOR
SENATE BILL NO. 948**

A bill to amend 1927 PA 175, entitled
"The code of criminal procedure,"
by amending section 24 of chapter VII (MCL 767.24), as amended by
2001 PA 6.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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CHAPTER VII

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Sec. 24. (1) An indictment for murder, or criminal sexual
conduct in the first degree, OR A VIOLATION OF CHAPTER LXXXIII-A
OF THE MICHIGAN PENAL CODE, 1931 PA 328, MCL 750.543A TO
750.543Z, or a violation of chapter XXXIII of the Michigan penal
code, 1931 PA 328, MCL 750.200 to 750.212a, that is punishable by
life imprisonment may be found and filed at any time.
(2) An indictment for a violation or attempted violation of
section 145c, 520c, 520d, 520e, or 520g of the Michigan penal

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1 code, 1931 PA 328, MCL 750.145c, 750.520c, 750.520d, 750.520e,
2 and 750.520g, may be found and filed as follows:

3 (a) Except as otherwise provided in subdivision (b), an
4 indictment may be found and filed within 10 years after the
5 offense is committed or by the alleged victim's twenty-first
6 birthday, whichever is later.

7 (b) If evidence of the violation is obtained and that evi-
8 dence contains DNA that is determined to be from an unidentified
9 individual, an indictment against that individual for the viola-
10 tion may be found and filed at any time after the offense is
11 committed. However, after the individual is identified, the
12 indictment shall be found and filed within 10 years after the
13 individual is identified or by the alleged victim's twenty-first
14 birthday, whichever is later.

15 (c) As used in this subsection:

16 (i) "DNA" means human deoxyribonucleic acid.

17 (ii) "Identified" means the individual's legal name is known
18 and he or she has been determined to be the source of the DNA.

19 (3) An indictment for kidnapping, extortion, assault with
20 intent to commit murder, attempted murder, manslaughter, conspir-
21 acy to commit murder, or first-degree home invasion shall be
22 found and filed within 10 years after the offense is committed.

23 (4) All other indictments shall be found and filed within 6
24 years after the offense is committed.

25 (5) Any period during which the party charged did not usu-
26 ally and publicly reside within this state is not part of the

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1 time within which the respective indictments shall be found and
2 filed.

3 Enacting section 1. This amendatory act does not take
4 effect unless Senate Bill No. 930 of the 91st Legislature is
5 enacted into law.