

SB3684



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

SB3684

Introduced 2/5/2026, by Sen. Michael W. Halpin

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 aggravated kidnaping resulting in death may be commenced at any time.

LRB104 18061 RLC 31500 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
5 changing 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 crash involving death or personal
17 injuries under Section 11-401 of the Illinois Vehicle Code,
18 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, aggravated kidnaping resulting in death, child sexual
22 abuse material or child pornography under paragraph (1) of
23 subsection (a) of Section 11-20.1, or aggravated child

1 pornography under paragraph (1) of subsection (a) of Section
2 11-20.1B, or (2) any offense involving sexual conduct or
3 sexual penetration, as defined by Section 11-0.1 of this Code
4 may be commenced at any time.

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

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

21 (Source: P.A. 104-245, eff. 1-1-26.)