

1 AN ACT in relation to 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 1961 is amended by
5 changing Section 3-7 as follows:

6 (720 ILCS 5/3-7) (from Ch. 38, par. 3-7)

7 Sec. 3-7. Periods excluded from limitation.

8 The period within which a prosecution must be commenced
9 does not include any period in which:

10 (a) The defendant is not usually and publicly resident
11 within this State; or

12 (b) The defendant is a public officer and the offense
13 charged is theft of public funds while in public office; or

14 (c) A prosecution is pending against the defendant for
15 the same conduct, even if the indictment or information which
16 commences the prosecution is quashed or the proceedings
17 thereon are set aside, or are reversed on appeal; or

18 (d) A proceeding or an appeal from a proceeding relating
19 to the quashing or enforcement of a Grand Jury subpoena
20 issued in connection with an investigation of a violation of
21 a criminal law of this State is pending. However, the period
22 within which a prosecution must be commenced includes any
23 period in which the State brings a proceeding or an appeal
24 from a proceeding specified in this subsection (d); or-

25 (e) A material witness is placed on active military duty
26 or leave. In this subsection (e), "material witness"
27 includes, but is not limited to, the arresting officer,
28 occurrence witness, or the alleged victim of the offense.

29 (Source: P.A. 91-231, eff. 1-1-00.)