

The House Committee on Special Judiciary offers the following substitute to HB 190:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 3 of Title 17 of the Official Code of Georgia Annotated, relating to
2 limitation on prosecutions, so as to change provisions relating to limitations on prosecution
3 of certain offenses involving a victim under 16 years of age; to provide for related matters;
4 to provide for an effective date and applicability; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 3 of Title 17 of the Official Code of Georgia Annotated, relating to limitation on
9 prosecutions, is amended by striking subsection (a) of Code Section 17-3-2.1, relating to
10 limitation on prosecution of certain offenses involving a victim under 16 years of age, and
11 inserting in lieu thereof the following:

12 "(a) If the victim of a violation of:

13 (1) Code Section 16-5-70, relating to cruelty to children;

14 (2) Code Section 16-6-1, relating to rape;

15 (3) Code Section 16-6-2, relating to sodomy and aggravated sodomy;

16 (4) Code Section 16-6-3, relating to statutory rape;

17 (5) Code Section 16-6-4, relating to child molestation and aggravated child molestation;

18 (6) Code Section 16-6-5, relating to enticing a child for indecent purposes; or

19 (7) Code Section 16-6-22, relating to incest,

20 is under 16 years of age on the date of the violation, the applicable period within which a
21 prosecution must be commenced under Code Section 17-3-1 or other applicable statute
22 shall not begin to run until the victim has reached the age of ~~16~~ 18 or the violation is
23 reported to a law enforcement agency, prosecuting attorney, or other governmental agency,
24 whichever occurs earlier. Such law enforcement agency or other governmental agency shall
25 promptly report such allegation to the appropriate prosecuting attorney."

