For An Act To Be Entitled
AN ACT TO AMEND THE STATUTES OF LIMITATION FOR
FRAUDULENT INSURANCE ACTS; AND FOR OTHER PURPOSES.

Subtitle
TO AMEND THE STATUTES OF LIMITATION FOR
FRAUDULENT INSURANCE ACTS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 5-1-109(b), concerning the statute of
limitations for criminal offenses, is amended to read as follows:

(b) Except as otherwise provided in this section, a prosecution for
another offense shall be commenced within the following periods of limitation
after the offense’s commission:

(1)(A) Class Y felony or Class A felony, six (6) years.
(B) However, for rape, § 5-14-103, the period of
limitation is eliminated if biological evidence of the alleged perpetrator is
identified that is capable of producing a deoxyribonucleic acid (DNA)
profile;

(2)(A) Except as provided in subdivision (b)(2)(B)(i) of this
section, Class B felony, Class C felony, Class D felony, or an unclassified
felony, three (3) years,
(B)(i) Prosecution may be commenced for a violation of §
23-66-502 as follows:

(a) Within three (3) years of completion of
the last act taken to perpetrate alleged fraud; or
(b) Within five (5) years of any alleged
violation of § 23-66-502 involving a motor vehicle purposely used to cause a
motor vehicle accident for the purpose of filing an insurance claim.

(ii) If a prosecution could not be commenced within
the time period prescribed by subdivision (b)(2)(B)(i) of this section
because it was not reasonably possible to discover the alleged fraud at the
time of the violation, the time period prescribed shall be extended for a
period of three (3) years.

(iii) The period of limitation under this
subdivision (b)(2)(B) may not extend more than ten (10) years after the date
of the violation of § 23-66-502;

(3)(A) Misdemeanor or violation, one (1) year.

(B) However:

(i) For failure to notify by a mandated reporter in
the first degree, § 12-18-201, and failure to notify by a mandated reporter
in the second degree, § 12-18-202, the period of limitation is ten (10) years
after the child victim reaches eighteen (18) years of age if the child in
question was subject to child maltreatment; and

(ii) For a nine-point or greater violation of an
Arkansas State Game and Fish Commission regulation, the period of limitation
is three (3) years; and

(4) Municipal ordinance violation, one (1) year unless a
different period of time not to exceed three (3) years is set by ordinance of
the municipal government.

/s/Rapert

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