

ASSEMBLY BILL NO. 113—ASSEMBLYMEN HARDY, WHEELER, KASAMA, HAFEN, KRASNER; BILBRAY-AXELROD, COHEN, DICKMAN, DURAN, ELLISON, FLORES, GONZÁLEZ, GORELOW, HANSEN, LEAVITT, MARZOLA, MATTHEWS, C.H. MILLER, NGUYEN, O’NEILL, ORENTLICHER, ROBERTS, SUMMERS-ARMSTRONG, TITUS, TOLLES, TORRES AND YEAGER

FEBRUARY 11, 2021

JOINT SPONSORS: SENATORS BUCK, HAMMOND, HARDY, PICKARD; KIECKHEFER AND SEEVERS GANSERT

Referred to Committee on Judiciary

SUMMARY—Increases the limitation of time within which a criminal prosecution for sex trafficking must be commenced. (BDR 14-610)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to criminal procedure; increasing the limitation of time within which a criminal prosecution for sex trafficking must be commenced; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law provides that a criminal proceeding for sex trafficking must be
- 2 commenced within 4 years after the commission of the offense. (NRS 171.085)
- 3 **Section 3** of this bill increases the limitation of time within which a criminal
- 4 prosecution for sex trafficking must begin to 6 years after the commission of the
- 5 offense.
- 6 **Section 5** of this bill clarifies that the amendatory provisions of this bill apply
- 7 to a person who: (1) committed sex trafficking before July 1, 2021, if the applicable
- 8 statute of limitations has commenced but has not yet expired on July 1, 2021; or (2)
- 9 commits sex trafficking on or after July 1, 2021.



* A B 1 1 3 R 1 *

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 3. NRS 171.085 is hereby amended to read as follows:

171.085 Except as otherwise provided in NRS 171.080 to 171.084, inclusive, and 171.095, an indictment for:

1. Theft, robbery, burglary, forgery, arson, ~~[sex trafficking]~~ a violation of NRS 90.570, a violation punishable pursuant to paragraph (c) of subsection 3 of NRS 598.0999 or a violation of NRS 205.377 must be found, or an information or complaint filed, within 4 years after the commission of the offense.

2. Sexual assault must be found, or an information or complaint filed, within 20 years after the commission of the offense.

3. *Sex trafficking must be found, or an information or complaint filed, within 6 years after the commission of the offense.*

4. Any felony other than the felonies listed in subsections 1 , ~~[and]~~ 2 *and 3* must be found, or an information or complaint filed, within 3 years after the commission of the offense.

Sec. 4. (Deleted by amendment.)

Sec. 5. The amendatory provisions of this act apply to a person who:

1. Committed sex trafficking before July 1, 2021, if the applicable statute of limitations has commenced but has not yet expired on July 1, 2021; or

2. Commits sex trafficking on or after July 1, 2021.

Sec. 6. This act becomes effective on July 1, 2021.

