

SECOND REGULAR SESSION

# HOUSE BILL NO. 1490

## 92ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES MAYER (Sponsor) AND BISHOP (Co-sponsor).

Read 1<sup>st</sup> time February 16, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4007L.011

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### AN ACT

To amend chapter 404, RSMo, by adding thereto one new section relating to misuse of a power of attorney, with penalty provisions.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 404, RSMo, is amended by adding thereto one new section, to be  
2 known as section 404.729, to read as follows:

**404.729. 1. A person commits the crime of misuse of a power of attorney if such  
2 person misuses a power of attorney in such a manner that it results in the unauthorized  
3 appropriation, sale, or transfer of funds, assets, or property for the benefit of someone  
4 other than the principal of the power of attorney.**

**5 2. Misuse of a power of attorney is a class A misdemeanor for a first offense unless  
6 the value of the funds, assets, or property is five hundred dollars or more in which case it  
7 is a class C felony. A second or subsequent offense is a class C felony.**