

FIRST REGULAR SESSION

# HOUSE BILL NO. 644

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES STORCH (Sponsor), DAUS, WRIGHT-JONES (63), VILLA, DONNELLY, SHOEMYER, LAMPE, WHORTON, BOYKINS, JOHNSON (61), RUCKER, SANDERS BROOKS, FRASER, OXFORD, CASEY AND JOLLY (Co-sponsors).

Read 1<sup>st</sup> time February 24, 2005 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

1573L.011

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### AN ACT

To repeal section 576.010, RSMo, and to enact in lieu thereof one new section relating to crime of bribery of a public servant, with a penalty provision.

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

Section A. Section 576.010, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 576.010, to read as follows:

576.010. 1. A person commits the crime of bribery of a public servant if he **or she** knowingly offers, confers or agrees to confer upon any public servant **or candidate for public office, or a corresponding political campaign committee, or any political party committee or legislative caucus of which he or she is a member, or any members of a legislative caucus of which he or she is a member**, any benefit, direct or indirect, in return for:

(1) The recipient's official vote, **support**, opinion, **appointment to public office, including any committee appointment**, recommendation, judgment, decision, action or exercise of discretion as a public servant; or

(2) The recipient's violation of a known legal duty as a public servant.

2. It is no defense that the recipient was not qualified to act in the desired way because he **or she** had not yet assumed office, or lacked jurisdiction, or for any other reason.

3. Bribery of a public servant is a class D felony.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.