

SECOND REGULAR SESSION

HOUSE BILL NO. 1759

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES STORCH (Sponsor), OXFORD, BAKER (25), BURNETT, ZIMMERMAN, ROORDA, SCHIEFFER, LAMPE, DARROUGH, WILDBERGER, TALBOY AND GRILL (Co-sponsors).

Read 1st time January 22, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4271L.01I

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.

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Section A. Section 576.010, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 576.010, to read as follows: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

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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.