

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 36, Page 5, Section 211.073, Line 53, by  
2 inserting immediately after said line the following:

3  
4 "566.093. 1. A person commits the crime of sexual misconduct in the second degree if such  
5 person:

6 (1) Exposes his or her genitals under circumstances in which he or she knows that his or her  
7 conduct is likely to cause affront or alarm;

8 (2) Has sexual contact in the presence of a third person or persons under circumstances in  
9 which he or she knows that such conduct is likely to cause affront or alarm; or

10 (3) Has sexual intercourse or deviate sexual intercourse in a public place in the presence of a  
11 third person.

12 2. Sexual misconduct in the second degree is a class B misdemeanor unless the actor has  
13 previously been convicted of an offense under this chapter, in which case it is a class A  
14 misdemeanor.

15 3. If such crime is committed by a person while incarcerated within a facility in the  
16 department of corrections system, it is a class D felony."; and

17  
18  
19 Further amend said bill by amending the title, enacting clause, and intersectional references  
20 accordingly.

Action Taken \_\_\_\_\_ Date \_\_\_\_\_