

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 36, in the Title, Page 1, Line 3, by
2 deleting the word "juvenile"; and

3
4 FURTHER AMEND said bill, Section 211.073, Page 5, Line 53, by inserting after all of said Line:

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6 "566.088. 1. A person commits the crime of sexual exploitation by a clergyperson if such person is
7 or holds oneself out to be a clergyperson as defined in subsection 3 of this section, and engages in
8 sexual conduct, as defined in section 566.010, with another person who is not the clergyperson's
9 spouse, and the sexual conduct occurred:

10 (1) During the course of a meeting in which the victim sought or received religious, spiritual,
11 marital or relationship advice, counseling, therapy, aid, or comfort from the clergyperson or within
12 one hundred twenty days after such meeting; or

13 (2) During a period of time in which the victim was meeting on an ongoing basis with the
14 clergyperson to seek or receive religious, spiritual, marital or relationship advice, counseling,
15 therapy, aid, or comfort from the clergyperson; or

16 (3) While the clergyperson was in a position of trust or authority over the victim and used
17 that position of trust or authority to engage in the sexual conduct.

18 2. Consent by the victim is not a defense under this section.

19 3. As used in this section "clergyperson" means any person practicing as a minister of the
20 gospel, clergy, pastor, priest, bishop, cardinal, rabbi, Christian Science practitioner, or other person
21 serving in a similar capacity for any religious organization, as defined in section 352.400.

22 4. Sexual exploitation by a clergyperson is a class C felony."; and

23
24 Further amend said bill by amending the title, enacting clause, and intersectional references
25 accordingly.

Action Taken _____ Date _____