

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 614, Page 2, Section 477.180, Line 2, by
2 inserting immediately after said line the following:

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4 "566.088. 1. The provisions of this section shall be known as "Carrie's Law".

5 2. A person commits the crime of sexual exploitation by a person of higher authority if such
6 person is or holds oneself out to be in any higher authority than the victim, whether such authority is
7 related to a professional license, or is recognized or upheld as an authority figure within the scope of
8 his or her relationship with a specific group or body of individuals or constituencies and engages in
9 sexual conduct, as defined in section 566.010, with another person who is not the individual's spouse
10 and the sexual conduct occurred:

11 (1) Following a documented pattern of efforts to seduce the victim over a period of time; and

12 (2) During the course of a meeting in which the victim sought or received instruction,
13 counseling, advice, therapy, aid, or comfort from the person or within one hundred twenty days after
14 such meeting has ended; or

15 (3) During a period of time in which the victim was meeting on an ongoing basis with the
16 person of higher authority to seek or receive instruction, counseling, advice, therapy, aid, or comfort
17 from the person; or

18 (4) While the person was in a position of trust or authority over the victim and used that
19 position of trust or authority to engage in the sexual conduct.

20 3. Consent by the victim is not a defense under this section.

21 4. Sexual exploitation by a person of higher authority is a class B misdemeanor unless the
22 person used the relationship to solicit or collect anything of monetary value from the victim or on
23 behalf of the victim, or such monetary collection was solicited or required by the structure of the
24 group or body of individuals bestowing such authority, in which case such sexual exploitation shall
25 be a class A misdemeanor." ; and

26
27 Further amend the title, enacting clause and intersectional references accordingly.

Action Taken _____ Date _____