

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 1371, Page 88, Section 197.1004, Line 14,
2 by deleting all of said line and inserting in lieu thereof the following:

3
4 "section [660.250] 197.1000 shall be referred to the appropriate state or local authorities."; and

5
6 Further amend said bill, Page 157, Section 302.458, Line 5, by deleting all of said line and inserting
7 in lieu thereof the following:

8
9 "ignition interlock devices in full compliance with sections [577.600 to 577.614] 302.440"; and

10
11 Further amend said bill, Page 177, Section 306.111, Line 1, by deleting all of said line and inserting
12 in lieu thereof the following:

13
14 "306.111. [1.] A person commits the [crime] offense of negligent operation of a vessel if when"; and

15
16 Further amend said bill, Page 349, Section 566.086, Lines 4 through 7, by deleting all of said lines
17 and inserting in lieu thereof the following:

18
19 "(2) A student teacher;

20 (3) An employee of the school;

21 (4) A volunteer of the school or of an organization working with the school on a project or
22 program who is not a student at the [public] school;"; and

23
24 Further amend said bill, Pages 352-354, Section 566.125, Lines 1-72, by deleting all of said section
25 and lines and inserting in lieu thereof the following:

26
27 "[558.018.] 566.125. 1. The court shall sentence a person to an extended term of imprisonment if it
28 finds the defendant is a persistent sexual offender and has been found guilty of attempting to commit
29 or committing the following offenses:

30 (1) Statutory rape in the first degree or statutory sodomy in the first degree;

31 (2) Rape in the first degree or sodomy in the first degree [attempted or committed on or after
32 August 28, 2013];

33 (3) Forcible rape [committed or attempted any time during the period of August 13, 1980 to
34 August 27, 2013];

35 (4) Forcible sodomy [committed or attempted any time during the period of January 1, 1995
36 to August 27, 2013];

Action Taken _____ Date _____

1 (5) Rape [committed or attempted before August 13, 1980];

2 (6) Sodomy [committed or attempted before January 1, 1995].

3 2. A "persistent sexual offender" is one who has previously been found guilty of attempting
4 to commit or committing any of the offenses listed in subsection 1 of this section or one who has
5 previously been found guilty of an offense in another jurisdiction which would constitute any of the
6 offenses listed in subsection 1 of this section.

7 3. The term of imprisonment for one found to be a persistent sexual offender shall be
8 imprisonment for life without eligibility for probation or parole. Subsection 4 of section 558.019
9 shall not apply to any person imprisoned under this subsection, and "imprisonment for life" shall
10 mean imprisonment for the duration of the person's natural life.

11 4. The court shall sentence a person to an extended term of imprisonment as provided for in
12 this section if it finds the defendant is a predatory sexual offender and has been found guilty of
13 committing or attempting to commit any of the offenses listed in subsection 1 of this section or
14 committing child molestation in the first or second degree [when classified as a class B felony] or
15 sexual abuse when classified as a class B felony [to an extended term of imprisonment as provided
16 for in this section if it finds the defendant is a predatory sexual offender].

17 5. For purposes of this section, a "predatory sexual offender" is a person who:

18 (1) Has previously been found guilty of committing or attempting to commit any of the
19 offenses listed in subsection 1 of this section, or committing child molestation in the first or second
20 degree [when classified as a class B felony] or sexual abuse when classified as a class B felony; or

21 (2) Has previously committed an act which would constitute an offense listed in subsection 4
22 of this section, whether or not the act resulted in a conviction; or

23 (3) Has committed an act or acts against more than one victim which would constitute an
24 offense or offenses listed in subsection 4 of this section, whether or not the defendant was charged
25 with an additional offense or offenses as a result of such act or acts.

26 6. A person found to be a predatory sexual offender shall be imprisoned for life with
27 eligibility for parole, however subsection 4 of section 558.019 shall not apply to persons found to be
28 predatory sexual offenders for the purposes of determining the minimum prison term or the length of
29 sentence as defined or used in such subsection. Notwithstanding any other provision of law, in no
30 event shall a person found to be a predatory sexual offender receive a final discharge from parole.

31 7. Notwithstanding any other provision of law, the court shall set the minimum time
32 required to be served before a predatory sexual offender is eligible for parole, conditional release or
33 other early release by the department of corrections. The minimum time to be served by a person
34 found to be a predatory sexual offender who:

35 (1) Has previously been found guilty of committing or attempting to commit any of the
36 offenses listed in subsection 1 of this section and is found guilty of committing or attempting to
37 commit any of the offenses listed in subsection 1 of this section shall be any number of years but not
38 less than thirty years;

39 (2) Has previously [pleaded guilty to or has] been found guilty of child molestation in the
40 first or second degree [when classified as a class B felony] or sexual abuse when classified as a class
41 B felony and is found guilty of attempting to commit or committing any of the offenses listed in
42 subsection 1 of this section shall be any number of years but not less than fifteen years;

43 (3) Has previously been found guilty of committing or attempting to commit any of the
44 offenses listed in subsection 1 of this section, or committing child molestation in the first or second
45 degree [when classified as a class B felony] or sexual abuse when classified as a class B felony shall
46 be any number of years but not less than fifteen years;

47 (4) Has previously [pleaded guilty to or has] been found guilty of child molestation in the
48 first or second degree [when classified as a class B felony] or sexual abuse when classified as a class

1 B felony, and [pleads guilty to or] is found guilty of child molestation in the first or second degree
 2 [when classified as a class B felony] or sexual abuse when classified as a class B felony shall be any
 3 number of years but not less than fifteen years;

4 (5) Is found to be a predatory sexual offender pursuant to subdivision (2) or (3) of
 5 subsection 5 of this section shall be any number of years within the range to which the person could
 6 have been sentenced pursuant to the applicable law if the person was not found to be a predatory
 7 sexual offender.

8 8. Notwithstanding any provision of law to the contrary, the department of corrections, or
 9 any division thereof, may not furlough an individual found to be and sentenced as a persistent sexual
 10 offender or a predatory sexual offender."; and

11
 12 Further amend said bill, Page 375, Section 569.040, Lines 2-3, by deleting all of said lines and
 13 inserting in lieu thereof the following:

14
 15 "if he or she:

16 (1) Knowingly damages a building or inhabitable structure, and when any person is then";
 17 and

18
 19 Further amend said bill and page, Section 569.050, Line 4, by deleting all of said line and inserting
 20 in lieu thereof the following:

21
 22 "2. A person does not commit [a crime] an offense under this section if:"; and

23
 24 Further amend said bill, Page 427, Section 571.041, Line 7, by deleting the word "effect" on said
 25 line, and inserting in lieu thereof the word "affect"; and

26
 27 Further amend said bill, Page 428, Section 571.041, Line 36, by deleting the word "or" on said line;
 28 and

29
 30 Further amend said bill, page, and section, Line 37, by inserting immediately after the word
 31 "attorney" on said line the following:

32
 33 ", or any person appointed by a court to be a special prosecutor"; and

34
 35 Further amend said bill, Pages 445-446, Section 573.090, Lines 1-21, by deleting all of said section
 36 and lines; and

37
 38 Further amend said bill, Page 485, Section 577.012, Lines 45-46, by deleting all of said lines and
 39 inserting in lieu thereof the following:

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 41 "6. A person found guilty of the offense of driving with excessive blood alcohol content shall"; and

42
 43 Further amend said bill, page and section, Line 50, by deleting all of said line and inserting in lieu
 44 thereof the following:

45
 46 "7. A person found guilty of driving with excessive blood alcohol content:"; and

47
 48 Further amend said bill, Page 508, Section 577.080, Line 2, by deleting all of said line and inserting

1 in lieu thereof the following:

2
3 "vessel, or trailer if he or she knowingly abandons any [motor] vehicle, vessel, or trailer [on]"; and

4
5 Further amend said bill, Page 512, Section 577.599, Line 4, by inserting after the word "court" on
6 said line the following:

7
8 "or department of revenue"; and

9
10 Further amend said bill, Page 517, Section 578.009, Line 1, by deleting all of said line and inserting
11 in lieu thereof the following:

12
13 "578.009. 1. A person [is guilty] commits the offense of animal neglect if he or she"; and

14
15 Further amend said bill, Page 559, Section 579.170, Line 21, by deleting all of said line and inserting
16 in lieu thereof the following:

17
18 "offender and is found guilty of a class C, D, or E felony under this chapter to the"; and

19
20 Further amend said bill and page, Section 579.175, Line 1, by deleting all of said line and inserting
21 in lieu thereof the following:

22
23 "[195.280.] 579.175. Any [peace] law enforcement officer of the state of Missouri, or of any
24 political"; and

25
26 Further amend said bill, Page 607, Section 573.013, Line 13, by inserting after all of said section and
27 line the following:

28
29 [573.090. 1. Video cassettes or other video reproduction devices, or the jackets, cases
30 or coverings of such video reproduction devices shall be displayed or maintained in a
31 separate area if the same are pornographic for minors as defined in section 573.010, or if:

32 (1) Taken as a whole and applying contemporary community standards, the average person
33 would find that it has a tendency to cater or appeal to morbid interest in violence for persons
34 under the age of seventeen; and

35 (2) It depicts violence in a way which is patently offensive to the average person applying
36 contemporary adult community standards with respect to what is suitable for persons under
37 the age of seventeen; and

38 (3) Taken as a whole, it lacks serious literary, artistic, political, or scientific value for persons
39 under the age of seventeen.

40 2. Any video cassettes or other video reproduction devices meeting the description in
41 subsection 1 of this section shall not be rented or sold to a person under the age of seventeen
42 years.

43 3. Any violation of the provisions of subsection 1 or 2 of this section shall be punishable as
44 an infraction, unless such violation constitutes furnishing pornographic materials to minors as
45 defined in section 573.040, in which case it shall be punishable as a class A misdemeanor or
46 class D felony as prescribed in section 573.040, or unless such violation constitutes
47 promoting obscenity in the second degree as defined in section 573.030, in which case it shall
48 be punishable as a class A misdemeanor or class D felony as prescribed in section 573.030.];

1 and

2

3 Further amend said bill by amending the title, enacting clause, and intersectional references
4 accordingly.