SECOND REGULAR SESSION

HOUSE BILL NO. 2190

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WEBBER.

AN ACT

To repeal section 575.153, RSMo, and to enact in lieu thereof one new section relating to the crime of disarming a peace officer or correctional officer, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 575.153, RSMo, is repealed and one new section enacted in lieu
2 thereof, to be known as section 575.153, to read as follows:

575.153. 1. A person commits the crime of disarming a peace officer, as defined in
2 section **[**590.100**] 590.010**, or a correctional officer if such person intentionally:
3   (1) Removes a firearm **[**or other**]** **,** deadly weapon**, or less-lethal weapon, to include**
4 **blunt impact, chemical or conducted energy devices, used in the performance of his or her**
5 **official duties** from the person of a peace officer or correctional officer while such officer is
6 acting within the scope of his or her official duties; or
7   (2) Deprives a peace officer or correctional officer of such officer's use of a firearm **[**or**]**
8 **,** deadly weapon**, or any other equipment described in subdivision (1) of this subsection**
9 while the officer is acting within the scope of his or her official duties.
10   2. The provisions of this section shall not apply when:
11   (1) The defendant does not know or could not reasonably have known that the person
12 he or she disarmed was a peace officer or correctional officer; or
13   (2) The peace officer or correctional officer was engaged in an incident involving
14 felonious conduct by the peace officer or correctional officer at the time the defendant disarmed
15 such officer.
16   3. Disarming a peace officer or correctional officer is a class C 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.