

FIRST REGULAR SESSION

HOUSE BILL NO. 389

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE VEIT.

0803H.03I

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 575.095, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the disclosure of personal information, with penalty provisions.

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

Section A. Section 575.095, RSMo, is repealed and two new sections enacted in lieu thereof, to be known as sections 575.095 and 578.710, to read as follows:

575.095. 1. A person commits the offense of tampering with a judicial officer if, with the purpose to harass, intimidate or influence a judicial officer in the performance of such officer's official duties, such person:

(1) Threatens or causes harm to such judicial officer or members of such judicial officer's family;

(2) Uses force, threats, or deception against or toward such judicial officer or members of such judicial officer's family;

(3) Offers, conveys or agrees to convey any benefit direct or indirect upon such judicial officer or such judicial officer's family;

(4) Engages in conduct reasonably calculated to harass or alarm such judicial officer or such judicial officer's family, including stalking pursuant to section 565.225 or 565.227;

(5) Disseminates through any means, including by posting on the internet, the judicial officer's or the judicial officer's family's personal information. For purposes of this section, "personal information" includes a home address, home or mobile telephone number, personal email address, Social Security number, federal tax identification number, checking or savings account number, marital status, and identity of a child under eighteen years of age.

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.

18 2. A judicial officer for purposes of this section shall be a judge **or commissioner of**
19 **a state or federal court**, arbitrator, special master, juvenile officer, deputy juvenile officer,
20 state prosecuting or circuit attorney, state assistant prosecuting or circuit attorney, juvenile
21 court commissioner, state probation or parole officer, or referee.

22 3. A judicial officer's family for purposes of this section shall be:

23 (1) Such officer's spouse; or

24 (2) Such officer or such officer's spouse's ancestor or descendant by blood or
25 adoption; or

26 (3) Such officer's stepchild, while the marriage creating that relationship exists.

27 4. The offense of tampering with a judicial officer is a class D felony.

28 **5. If a violation of this section results in death or bodily injury to a judicial**
29 **officer or a member of the judicial officer's family, the offense is a class B felony.**

578.710. 1. For purposes of this section, the following terms mean:

2 (1) "Elected official", any elected member of state government or any political
3 subdivision thereof;

4 (2) "Personal information", the same meaning as defined in section 407.1500.

5 **2. A person commits the offense of unlawful disclosure of personally identifiable**
6 **information if he or she knowingly releases, publicizes, or otherwise publicly discloses**
7 **the name, home address, Social Security number, telephone number, or other personal**
8 **information of an elected official or a family member of the elected official with the**
9 **intent to harass, intimidate, or cause death or bodily injury to the elected official or a**
10 **family member of the elected official.**

11 **3. The offense of unlawful disclosure of personally identifiable information is a**
12 **class A misdemeanor. However, if a violation of this section is done with the intent to**
13 **influence an elected official in the performance of such official's official duties, the**
14 **offense is a class D felony.**

✓