

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill Nos. 1777, 2203, 2059 & 2502, Page 2,
2 Section 208.247, Line 42, by inserting after said section and line the following:

3
4 "211.058. 1. As used in this section, the following terms mean:

5 (1) "Custodial interrogation", any interrogation during which a:

6 (a) Reasonable person in the child's position would consider himself or herself to be in
7 custody; and

8 (b) Question is asked that is reasonably likely to elicit an incriminating response;

9 (2) "Deception", the knowing communication of false facts about evidence or unauthorized
10 statements regarding leniency by a person involved in a custodial interrogation of a child.

11 2. Any oral, written, or sign language confession of a child, who at the time of the
12 commission of a violation of the juvenile code or the general law was under eighteen years of age,
13 made as a result of a custodial interrogation conducted at a place of detention on or after August 28,
14 2024, shall be inadmissible as evidence against the child if during the custodial interrogation the
15 person involved in the custodial interrogation knowingly engaged in deception, unless a court finds
16 by clear and convincing evidence that the confession was not made as a result of the deception.";

17 and

18
19 Further amend said bill by amending the title, enacting clause, and intersectional references
20 accordingly.

Action Taken _____ Date _____