

SECOND REGULAR SESSION

# HOUSE BILL NO. 3389

103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE CUPPS.

7300H.011

JOSEPH ENGLER, Chief Clerk

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## AN ACT

To repeal section 575.095, RSMo, and to enact in lieu thereof one new section relating to the offense of tampering with a judicial officer, with penalty provisions.

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

Section A. Section 575.095, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 575.095, to read as follows: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

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

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 officer or a  
29 member of the judicial officer's family, the offense is a class B felony.

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