

FIRST REGULAR SESSION

HOUSE BILL NO. 741

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES VIEBROCK (Sponsor), DENISON, WELLS, SCHAAF,
PRATT AND WOOD (Co-sponsors).

1916L.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 570, RSMo, by adding thereto one new section relating to stealing leased property, with a penalty provision.

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

Section A. Chapter 570, RSMo, is amended by adding thereto one new section, to be
2 known as section 570.035, to read as follows:

570.035. 1. As used in this section the following terms shall mean:

2 **(1) "Lease", a written instrument in which one or more persons leases or rents**
3 **personal property from another person or persons;**

4 **(2) "Leased property", includes any personal property that is leased or rented;**

5 **(3) "Leases", the act of leasing or renting personal property to or from another;**

6 **(4) "Lessee", the person who is leasing or renting personal property from another;**

7 **(5) "Lessor", the person who is leasing or renting personal property to another.**

8 **2. A person commits the crime of stealing leased property if such person leases**
9 **personal property under a written instrument and:**

10 **(1) With the intent to place the property beyond the control of the lessor conceals**
11 **or aids or abets the concealment of the property or any part thereof; or**

12 **(2) Sells, conveys, or encumbers the property or any part thereof without the**
13 **written consent of the lessor, without informing the person to whom the lessee sells,**
14 **conveys, or encumbers that the same is subject to such lease and with the intent to deprive**
15 **the lessor of possession thereof; or**

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.

16 **(3) Does not return the property to the lessor at the end of the lease term, plus any**
17 **agreed upon extensions, with intent to wrongfully deprive the lessor of possession of the**
18 **property; or**

19 **(4) Returns the property to the lessor at the end of the lease term, plus any agreed**
20 **upon extensions, but does not pay the lease charges agreed upon in the written instrument,**
21 **with the intent to wrongfully deprive the lessor of the agreed upon charges.**

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23 **For the purpose of subsection 2 of this section, the value of the property must be at least**
24 **one hundred dollars.**

25 **3. Evidence that a lessee used a false, fictitious, or not current name, address, or**
26 **place of employment in obtaining the property or that a lessee fails or refuses to return the**
27 **property or pay the lease charges to the lessor within seven days after written demand for**
28 **the return has been sent by certified mail, return receipt requested, to the address the**
29 **person set forth in the lease agreement, or in the absence of the address, to the person's last**
30 **known place of residence, shall be evidence of intent to violate the provisions of this section.**

31 **4. Stealing leased property is a class A misdemeanor unless the value of the leased**
32 **property stolen exceeds one thousand dollars in which case it is a class D felony.**

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