

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By  
\_\_\_\_\_

1 AMEND House Committee Substitute for House Bill No. 2042, Page 8, Section 559.117, Line 37,  
2 by inserting immediately after said section and line the following:

3  
4 "565.090. 1. A person commits the offense of harassment in the first degree if he or she,  
5 without good cause, engages in any act with the purpose to cause emotional distress to another  
6 person, and such act does cause such person to suffer emotional distress.

7 2. The offense of harassment in the first degree is a class E felony.

8 3. [~~This section shall not apply to activities of federal, state, county, or municipal law~~  
9 ~~enforcement officers conducting investigations of violation of federal, state, county, or municipal~~  
10 ~~law.] A law enforcement officer shall not be eligible to receive retirement benefits from his or her  
11 respective retirement system if such law enforcement officer is convicted of an offense under this  
12 section.~~

13 565.091. 1. A person commits the offense of harassment in the second degree if he or she,  
14 without good cause, engages in any act with the purpose to cause emotional distress to another  
15 person.

16 2. The offense of harassment in the second degree is a class A misdemeanor, unless the  
17 person has previously pleaded guilty to or been found guilty of a violation of this section, of any  
18 offense committed in violation of any county or municipal ordinance in any state, any state law, any  
19 federal law, or any military law which if committed in this state would be chargeable or indictable  
20 as a violation of any offense listed in this subsection, in which case it is a class E felony.

21 3. [~~This section shall not apply to activities of federal, state, county, or municipal law~~  
22 ~~enforcement officers conducting investigations of violations of federal, state, county, or municipal~~  
23 ~~law.] A law enforcement officer shall not be eligible to receive retirement benefits from his or her  
24 respective retirement system if such law enforcement officer is convicted of an offense under this  
25 section."; and~~

26  
27 Further amend said bill, Page 10, Section 566.062, Line 11, by inserting immediately after said  
28 section and line the following:

29  
30 "566.100. 1. A person commits the offense of sexual abuse in the first degree if he or she  
31 subjects another person to sexual contact when that person is incapacitated, incapable of consent, or  
32 lacks the capacity to consent, or by the use of forcible compulsion.

33 2. The offense of sexual abuse in the first degree is a class C felony unless the victim is less  
34 than fourteen years of age, or it is an aggravated sexual offense, in which case it is a class B felony.

35 3. The offense of sexual abuse in the first degree is a class B felony if the offender is a law  
36 enforcement officer who commits the offense while acting in an official capacity as a law

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1 enforcement officer.

2 4. A law enforcement officer shall not be eligible to receive retirement benefits from his or  
3 her respective retirement system if such law enforcement officer is convicted of an offense under  
4 this section.

5 566.101. 1. A person commits the offense of sexual abuse in the second degree if he or she  
6 purposely subjects another person to sexual contact without that person's consent.

7 2. The offense of sexual abuse in the second degree is a class A misdemeanor, unless it is an  
8 aggravated sexual offense, in which case it is a class E felony.

9 3. The offense of sexual abuse in the second degree is a class E felony if the offender is a  
10 law enforcement officer who commits the offense while acting in an official capacity as a law  
11 enforcement officer.

12 4. A law enforcement officer shall not be eligible to receive retirement benefits from his or  
13 her respective retirement system if such law enforcement officer is convicted of an offense under  
14 this section."; and

15  
16 Further amend said bill by amending the title, enacting clause, and intersectional references  
17 accordingly.