

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill Nos. 53 & 60, Page 89, Section 575.160, Line 6, by inserting after said section and line
3 the following:
4

5 "575.180. 1. A law enforcement officer commits the offense of failure to execute an arrest
6 warrant if, with the purpose of allowing any person charged with or convicted of a crime to escape,
7 he or she fails to execute any arrest warrant, capias, or other lawful process ordering apprehension
8 or confinement of such person, which he or she is authorized and required by law to execute.

9 2. The offense of failure to execute an arrest warrant is a class A misdemeanor, unless the
10 offense involved is a felony, in which case failure to execute an arrest warrant is a class E felony.

11 3. It shall be an affirmative defense to prosecution under this section that the law
12 enforcement officer acted under exigent circumstances in failing to execute an arrest warrant on a
13 person who has committed a misdemeanor offense under chapter 301, 302, 304, or 307 or a
14 misdemeanor traffic offense in another state."; and
15

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

Action Taken _____ Date _____