

# SENATE BILL NO. 1441

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR TRENT.

5831S.01I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 575.095 and 575.260, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the judiciary, with penalty provisions.

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

Section A. Sections 575.095 and 575.260, RSMo, are  
2 repealed and two new sections enacted in lieu thereof, to be  
3 known as sections 575.095 and 575.260, to read as follows:

575.095. 1. A person commits the offense of tampering  
2 with a judicial officer if, with the purpose to harass,  
3 intimidate or influence a judicial officer in the  
4 performance of such officer's official duties, such person:

5 (1) Threatens or causes harm to such judicial officer  
6 or members of such judicial officer's family;

7 (2) Uses force, threats, or deception against or  
8 toward such judicial officer or members of such judicial  
9 officer's family;

10 (3) Offers, conveys or agrees to convey any benefit  
11 direct or indirect upon such judicial officer or such  
12 judicial officer's family;

13 (4) Engages in conduct reasonably calculated to harass  
14 or alarm such judicial officer or such judicial officer's  
15 family, including stalking pursuant to section 565.225 or  
16 565.227;

17 (5) Disseminates through any means, including by  
18 posting on the internet, the judicial officer's or the

19 judicial officer's family's personal information. For  
20 purposes of this section, "personal information" includes a  
21 home address, home or mobile telephone number, personal  
22 email address, Social Security number, federal tax  
23 identification number, checking or savings account number,  
24 marital status, and identity of a child under eighteen years  
25 of age.

26 2. A judicial officer for purposes of this section  
27 shall be a judge or commissioner of a state or federal  
28 court, arbitrator, special master, juvenile officer, deputy  
29 juvenile officer, state prosecuting or circuit attorney,  
30 state assistant prosecuting or circuit attorney, juvenile  
31 court commissioner, state probation or parole officer, or  
32 referee.

33 3. A judicial officer's family for purposes of this  
34 section shall be:

35 (1) Such officer's spouse; or

36 (2) Such officer or such officer's spouse's ancestor  
37 or descendant by blood or adoption; or

38 (3) Such officer's stepchild, while the marriage  
39 creating that relationship exists.

40 4. The offense of tampering with a judicial officer is  
41 a class D felony.

42 5. If a violation of this section results in death or  
43 bodily injury to a judicial officer or a member of the  
44 judicial officer's family, the offense is a class B felony.

45 **6. No person convicted under this section shall be**  
46 **eligible for parole, probation, or conditional release.**

575.260. 1. A person commits the offense of tampering  
2 with a judicial proceeding if, with the purpose to influence  
3 the official action of a judge, juror, special master,  
4 referee, arbitrator, state prosecuting or circuit attorney,

5 state assistant prosecuting or circuit attorney, or attorney  
6 general in a judicial proceeding, he or she:

7 (1) Threatens or causes harm to any person or  
8 property; or

9 (2) Engages in conduct reasonably calculated to harass  
10 or alarm such official or juror; or

11 (3) Offers, confers, or agrees to confer any benefit,  
12 direct or indirect, upon such official or juror.

13 2. The offense of tampering with a judicial proceeding  
14 is a class D felony. **No person convicted under this section**  
15 **shall be eligible for parole, probation, or conditional**  
16 **release.**

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