

SECOND REGULAR SESSION

HOUSE BILL NO. 2065

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE NEELY.

4815H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 557.035, RSMo, and to enact in lieu thereof one new section relating to hate offenses, with penalty provisions.

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

Section A. Section 557.035, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 557.035, to read as follows:

557.035. 1. For all violations of section 565.054 or 565.090, subdivision (1) of subsection 1 of section 569.100, or subdivision (1), (2), (3), (4), (6), (7) or (8) of subsection 1 of section 571.030, which the state believes to be knowingly motivated because of **the** race, color, religion, national origin, sex, sexual orientation, **political affiliation**, or disability of the victim or victims, the state may charge the offense or offenses under this section, and the violation is a class D felony.

2. For all violations of section 565.056; subdivision (1) of subsection 1 of section 569.090; subdivision (1) of subsection 1 of section 569.120; section 569.140; or section 574.050; which the state believes to be knowingly motivated because of **the** race, color, religion, national origin, sex, sexual orientation, **political affiliation**, or disability of the victim or victims, the state may charge the offense or offenses under this section, and the violation is a class E felony.

3. The court shall assess punishment in all of the cases in which the state pleads and proves any of the motivating factors listed in this section.

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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.