

House _____ Amendment NO. _____

Offered By

1 AMEND House Substitute for House Committee Substitute for House Bill No. 876, Page 1, Section
2 A, Line 4, by inserting after said section and line the following:

3
4 "557.035. 1. For all violations of section 565.054 or 565.090, subdivision (1) of subsection
5 1 of section 569.100, or subdivision (1), (2), (3), (4), (6), (7) or (8) of subsection 1 of section
6 571.030, which the state believes to be knowingly motivated because of race, color, religion,
7 national origin, sex, sexual orientation or disability of the victim or victims, or because of the
8 victim's employment as a law enforcement officer or first responder, the state may charge the
9 offense or offenses under this section, and the violation is a class D felony.

10 2. For all violations of section 565.056; subdivision (1) of subsection 1 of section 569.090;
11 subdivision (1) of subsection 1 of section 569.120; section 569.140; or section 574.050; which the
12 state believes to be knowingly motivated because of race, color, religion, national origin, sex, sexual
13 orientation or disability of the victim or victims, or because of the victim's employment as a law
14 enforcement officer or first responder, the state may charge the offense or offenses under this
15 section, and the violation is a class E felony.

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

18 4. For purposes of this section, "first responder" means state and local law enforcement
19 personnel, fire department personnel, and emergency medical personnel who may be deployed to
20 terrorist attacks, catastrophic or natural disasters, and emergencies. "Law enforcement officer"
21 means any public servant having both the power and duty to make arrests for violations of the laws
22 of this state and federal law enforcement officers authorized to carry firearms and to make arrests
23 for violations of the laws of the United States."; and

24
25 Further amend said bill by amending the title, enacting clause, and intersectional references
26 accordingly.

Action Taken _____ Date _____