

# SENATE BILL NO. 619

## 101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR BERNSKOETTER.

2763S.01H

ADRIANE D. CROUSE, Secretary

### AN ACT

To repeal section 575.205, RSMo, and to enact in lieu thereof one new section relating to the offense of tampering with electronic monitoring equipment, with penalty provisions.

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

Section A. Section 575.205, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 575.205,  
3 to read as follows:

575.205. 1. A person commits the offense of tampering  
2 with electronic monitoring equipment if he or she  
3 intentionally removes, alters, tampers with, damages, [or]  
4 destroys, **fails to charge, or otherwise disables** electronic  
5 monitoring equipment which a court or the **parole** board [of  
6 probation and parole] has required such person to wear.

7 2. This section does not apply to the owner of the  
8 equipment or an agent of the owner who is performing  
9 ordinary maintenance or repairs on the equipment.

10 3. The offense of tampering with electronic monitoring  
11 equipment is a class D felony.

12 4. **The offense of tampering with electronic monitoring**  
13 **equipment if a person fails to charge or otherwise disables**  
14 **electronic monitoring equipment is a class E felony, unless**  
15 **the offense for which the person was placed on electronic**  
16 **monitoring was a misdemeanor, in which case it is a class A**  
17 **misdemeanor.**

✓

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**