

SECOND REGULAR SESSION

# SENATE BILL NO. 911

97TH GENERAL ASSEMBLY

---

---

INTRODUCED BY SENATOR LIBLA.

Read 1st time February 24, 2014, and ordered printed.

TERRY L. SPIELER, Secretary.

6137S.011

---

---

## AN ACT

To repeal section 569.130, RSMo, and to enact in lieu thereof one new section relating to the ability of tenants to inject the issue of claim of right.

---

---

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

Section A. Section 569.130, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 569.130, to read as follows:

569.130. 1. A person does not commit an offense by damaging, tampering  
2 with, operating, riding in or upon, or making connection with property of another  
3 if he **or she** does so under a claim of right and has reasonable grounds to believe  
4 he **or she** has such a right.

5 2. The defendant shall have the burden of injecting the issue of claim of  
6 right.

7 3. **No person who, as a tenant, willfully or wantonly destroys,**  
8 **defaces, damages, impairs, or removes any part of a leased structure or**  
9 **dwelling unit, or the facilities, equipment, or appurtenances thereof,**  
10 **may inject the issue of claim of right.**

✓