

SECOND REGULAR SESSION

# SENATE BILL NO. 562

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR ONDER.

Pre-filed December 1, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4045S.011

## AN ACT

To repeal section 571.015, RSMo, and to enact in lieu thereof one new section relating to the offense of armed criminal action.

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

Section A. Section 571.015, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 571.015, to read as follows:

571.015. 1. Except as provided in subsection 4 of this section, any person  
2 who commits any felony under the laws of this state by, with, or through the use,  
3 assistance, or aid of a dangerous instrument or deadly weapon is also guilty of  
4 the crime of armed criminal action and, upon conviction, shall be punished by  
5 imprisonment by the department of corrections and human resources for a term  
6 of not less than **[three] five** years. The punishment imposed pursuant to this  
7 subsection shall be in addition to any punishment provided by law for the crime  
8 committed by, with, or through the use, assistance, or aid of a dangerous  
9 instrument or deadly weapon. No person convicted under this subsection shall  
10 be eligible for parole, probation, conditional release or suspended imposition or  
11 execution of sentence for a period of three calendar years.

12 2. Any person convicted of a second offense of armed criminal action shall  
13 be punished by imprisonment by the department of corrections and human  
14 resources for a term of not less than **[five] ten** years. The punishment imposed  
15 pursuant to this subsection shall be in addition to any punishment provided by  
16 law for the crime committed by, with, or through the use, assistance, or aid of a  
17 dangerous instrument or deadly weapon. No person convicted under this  
18 subsection shall be eligible for parole, probation, conditional release or suspended  
19 imposition or execution of sentence for a period of five calendar years.

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

20           3. Any person convicted of a third or subsequent offense of armed criminal  
21 action shall be punished by imprisonment by the department of corrections and  
22 human resources for a term of not less than [ten] **fifteen** years. The punishment  
23 imposed pursuant to this subsection shall be in addition to any punishment  
24 provided by law for the crime committed by, with, or through the use, assistance,  
25 or aid of a dangerous instrument or deadly weapon. No person convicted under  
26 this subsection shall be eligible for parole, probation, conditional release or  
27 suspended imposition or execution of sentence for a period of ten calendar years.

28           4. The provisions of this section shall not apply to the felonies defined in  
29 sections 564.590, 564.610, 564.620, 564.630, and 564.640.

✓

Bill

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