

# SENATE BILL NO. 949

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRATTIN.

5657S.011

KRISTINA MARTIN, Secretary

## AN ACT

To amend chapter 575, RSMo, by adding thereto one new section relating to the offense of judicial malfeasance, with penalty provisions.

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

Section A. Chapter 575, RSMo, is amended by adding thereto  
2 one new section, to be known as section 575.340, to read as  
3 follows:

575.340. 1. A person commits the offense of judicial  
2 malfeasance if the person, while performing the duties of a  
3 judge in this state, releases an individual who is a prior  
4 offender or a persistent offender during the pendency of a  
5 criminal trial and such individual commits a felony during  
6 such release.

7 2. The offense of judicial malfeasance shall be a  
8 class E felony.

9 3. Any person charged or convicted with the offense of  
10 judicial malfeasance shall be referred to the commission on  
11 retirement, removal, and discipline for disqualification  
12 from acting as a judicial officer. Any person who pleads  
13 guilty or no contest to or is found guilty of the offense of  
14 judicial malfeasance shall be referred to the commission on  
15 retirement, removal, and discipline for removal and  
16 suspension by the Missouri supreme court.

17           4. The terms "prior offender" and "persistent  
18 offender" shall have the same meaning as such terms in  
19 section 558.016.

✓