

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 1632, Page 2, Section 478.003, Line 29,
2 by inserting after all of said section and line the following:

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4 *574.010. 1. A person commits the offense of peace disturbance if he or she:

5 (1) Unreasonably and knowingly disturbs or alarms another person or persons by:

6 (a) Loud noise; or

7 (b) Offensive language addressed in a face-to-face manner to a specific individual and
8 uttered under circumstances which are likely to produce an immediate violent response from a
9 reasonable recipient; or

10 (c) Threatening to commit a felonious act against any person under circumstances which are
11 likely to cause a reasonable person to fear that such threat may be carried out; or

12 (d) Fighting; or

13 (e) Creating a noxious and offensive odor;

14 (2) Is in a public place or on private property of another without consent and purposely
15 causes inconvenience to another person or persons by unreasonably and physically obstructing:

16 (a) Vehicular or pedestrian traffic; or

17 (b) The free ingress or egress to or from a public or private place.

18 2. Notwithstanding the provisions of paragraphs (a) to (e) of subdivision (1) of subsection 1
19 of this section, a person does not commit the offense of peace disturbance by creating a loud noise
20 or creating a noxious or offensive odor if such alleged noise or odor arises from or are attendant to:

21 (a) The raising, maintaining, or keeping livestock as defined in section 277.020, including
22 but not limited to any noise or odor made directly by or coming directly from any livestock;

23 (b) The planting, caring, maintaining, or harvesting of crops or hay; or

24 (c) The engine of a vehicle or tractor while engaged in normal business-related activities.

25 3. The offense of peace disturbance is a class B misdemeanor upon the first conviction.
26 Upon a second or subsequent conviction, peace disturbance is a class A misdemeanor. Upon a third
27 or subsequent conviction, a person shall be sentenced to pay a fine of no less than one thousand
28 dollars and no more than five thousand dollars.

29 574.010. 1. A person commits the crime of peace disturbance if:

30 (1) He unreasonably and knowingly disturbs or alarms another person or persons by:

31 (a) Loud noise; or

32 (b) Offensive language addressed in a face-to-face manner to a specific individual and
33 uttered under circumstances which are likely to produce an immediate violent response from a
34 reasonable recipient; or

35 (c) Threatening to commit a felonious act against any person under circumstances which are
36 likely to cause a reasonable person to fear that such threat may be carried out; or

Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

- 1 (d) Fighting; or
- 2 (e) Creating a noxious and offensive odor;
- 3 (2) He is in a public place or on private property of another without consent and purposely
- 4 causes inconvenience to another person or persons by unreasonably and physically obstructing:
- 5 (a) Vehicular or pedestrian traffic; or
- 6 (b) The free ingress or egress to or from a public or private place.

7 2. Notwithstanding the provisions of paragraphs (a) to (e) of subdivision (1) of subsection 1

8 of this section, a person does not commit the crime of peace disturbance by creating a loud noise or

9 creating a noxious or offensive odor if such alleged noise or odor arises from or are attendant to:

- 10 (a) The raising, maintaining, or keeping livestock as defined in section 277.020, including
- 11 but not limited to any noise or odor made directly by or coming directly from any livestock;
- 12 (b) The planting, caring, maintaining, or harvesting of crops or hay; or
- 13 (c) The engine of a vehicle or tractor while engaged in normal business-related activities.

14 3. Peace disturbance is a class B misdemeanor upon the first conviction. Upon a second or

15 subsequent conviction, peace disturbance is a class A misdemeanor. Upon a third or subsequent

16 conviction, a person shall be sentenced to pay a fine of no less than one thousand dollars and no

17 more than five thousand dollars."; and

18

19 Further amend said bill by amending the title, enacting clause, and intersectional references

20 accordingly.

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