

FIRST REGULAR SESSION

# HOUSE BILL NO. 67

## 92ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE BRINGER.

Pre-filed December 6, 2002, and copies ordered printed.

TED WEDEL, Chief Clerk

0460L.011

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### AN ACT

To repeal section 568.045, RSMo, and to enact in lieu thereof one new section relating to endangering the welfare of a child, with penalty provisions.

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

Section A. Section 568.045, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 568.045, to read as follows:

568.045. 1. A person commits the crime of endangering the welfare of a child in the first degree if:

(1) The person knowingly acts in a manner that creates a substantial risk to the life, body, or health of a child less than seventeen years old; or

(2) The person knowingly engages in sexual conduct with a person under the age of seventeen years over whom the person is a parent, guardian, or otherwise charged with the care and custody;

(3) The person knowingly encourages, aids or causes a child less than seventeen years of age to engage in any conduct which violates the provisions of chapter 195, RSMo;

(4) **Such person enlists the aid, either through payment or coercion, of a person less than seventeen years of age to engage in any conduct which violates the provisions of chapter 195, RSMo;**

(5) **Such person enlists the aid, either through payment or coercion, of a person less than seventeen years of age to unlawfully manufacture, compound, produce, prepare, sell, distribute, deliver, transport, test or analyze amphetamine or methamphetamine or any of their analogues, or any substance controlled in section 195.017, RSMo, or to obtain any material used to**

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

17 manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine  
18 or any of their analogues, **or any substance controlled in section 195.017, RSMo;** or

19 ~~[(5)] (6)~~ Such person, in the presence of a person less than seventeen years of age,  
20 unlawfully manufactures, compounds, produces, prepares, sells, transports, tests or analyzes  
21 amphetamine or methamphetamine or any of their analogues, **or any substance controlled in**  
22 **section 195.017, RSMo.**

23 2. [Endangering] **Except as provided in subsections 3 and 4 of this section**  
24 **endangering** the welfare of a child in the first degree is a class D felony unless the offense is  
25 committed as part of a ritual or ceremony, or except on a second or subsequent offense, in which  
26 case the crime is a class C felony.

27 3. **A person who violates the provisions of subdivision (4) of subsection 1 of this**  
28 **section is guilty of a class C felony unless the offense is committed as part of a ritual or**  
29 **ceremony, or except on a second or subsequent offense, in which case the crime is a class**  
30 **B felony.**

31 4. **A person who violates the provisions of subdivisions (5) and (6) of subsection 1**  
32 **of this section is guilty of a class B felony unless the offense is committed as part of a ritual**  
33 **or ceremony, or except on a second or subsequent offense, in which case the crime is a class**  
34 **A felony.**