

SECOND REGULAR SESSION

HOUSE BILL NO. 1487

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SELF.

Read 1st time February 16, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4646L.011

AN ACT

To repeal section 565.110, RSMo, and to enact in lieu thereof one new section relating to kidnapping of a child, with penalty provisions and an emergency clause.

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

Section A. Section 565.110, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 565.110, to read as follows:

565.110. 1. A person commits the crime of kidnapping if he **or she** unlawfully removes another without his **or her** consent from the place where he **or she** is found or unlawfully confines another without his **or her** consent for a substantial period, for the purpose of

(1) Holding that person for ransom or reward, or for any other act to be performed or not performed for the return or release of that person; or

(2) Using the person as a shield or as a hostage; or

(3) Interfering with the performance of any governmental or political function; or

(4) Facilitating the commission of any felony or flight thereafter; or

(5) Inflicting physical injury on or terrorizing the victim or another.

2. **A person commits the crime of kidnapping if he or she unlawfully removes a child under the age of fourteen without the consent of his or her parent or guardian from the place where he or she is found or unlawfully confines a child under the age of fourteen without the consent of his or her parent or guardian for a substantial period of time.**

3. Kidnapping is a class A felony unless committed under subdivision (4) or (5) of subsection 1 in which cases it is a class B felony.

Section B. Because immediate action is necessary to protect the children of this state from kidnapping the repeal and reenactment of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared

4 to be an emergency act within the meaning of the constitution, and the repeal and reenactment
5 of section A of this act shall be in full force and effect upon its passage and approval.