

AN ACT

To repeal section 568.052, RSMo, and to enact in lieu thereof one new section relating to leaving a child unattended in a motor vehicle, with penalty provisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

Section A. Section 568.052, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 568.052, to read as follows:

568.052. 1. As used in this section, the following terms mean:

(1) "Collision", the act of a motor vehicle coming into contact with an object or a person;

(2) "Injury", physical harm to the body of a person;

(3) "Motor vehicle", any automobile, truck, truck-tractor, or any motor bus or motor-propelled vehicle not exclusively operated or driven on fixed rails or tracks;

(4) "Unattended", not accompanied by an individual fourteen years of age or older.

2. A person commits the crime of leaving a child unattended in a motor vehicle in the first degree if such person knowingly leaves a child ten years of age or less unattended in a motor vehicle and such child fatally injures another person by causing a motor vehicle collision or by causing the motor vehicle to

fatally injure a pedestrian. Such person shall be guilty of a class C felony.

3. A person commits the crime of leaving a child unattended in a motor vehicle in the second degree if such person knowingly leaves a child ten years of age or less unattended in a motor vehicle and such child injures another person by causing a motor vehicle collision or by causing the motor vehicle to injure a pedestrian. Such person shall be guilty of a class A misdemeanor.

4. A person commits the crime of leaving a child unattended in a motor vehicle in the third degree if such person knowingly leaves a child ten years of age or less unattended in a motor vehicle under conditions that present a risk to the child's health or safety, or when the engine of the motor vehicle is running or the keys to the motor vehicle are anywhere in the passenger compartment of the vehicle. Such person shall be guilty of a class C misdemeanor.