

SECOND REGULAR SESSION

HOUSE BILL NO. 1894

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SCHARNHORST.

Read 1st time February 28, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5404L.01I

AN ACT

To amend chapter 566, RSMo, by adding thereto one new section relating to sexual offenders, with a penalty provision and an emergency clause.

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

Section A. Chapter 566, RSMo, is amended by adding thereto one new section, to be
2 known as section 566.149, to read as follows:

**566.149. 1. Any person who has pleaded guilty or nolo contendere to, or been
2 convicted of, or been found guilty of violating any of the provisions of this chapter or the
3 provisions of subsection 2 of section 568.020, RSMo, incest; section 568.045, RSMo,
4 endangering the welfare of a child in the first degree, subsection 2 of section 568.080,
5 RSMo, use of a child in a sexual performance; section 568.090, RSMo, promoting a sexual
6 performance by a child; section 573.023, RSMo, sexual exploitation of a minor, section
7 573.025, RSMo, promoting child pornography in the first degree, section 573.037, RSMo,
8 possession of child pornography, or section 573.040, RSMo, furnishing pornographic
9 material to minors; shall not enter onto property owned by any public school as defined
10 in section 160.011, RSMo, or any private school giving instruction in a grade or grades not
11 higher than the twelfth grade, or child-care facility as defined in section 210.201, RSMo,
12 unless the person is the parent, legal guardian, or custodian of a student or child attending
13 the school or child-care facility.**

**14 2. A parent, legal guardian, or custodian of a student or child attending any school
15 or child-care facility described in subsection 1 of this section who has pleaded guilty or nolo**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 contendere to, or been convicted of, or been found guilty of violating any of the sexual
17 offenses listed in subsection 1 of this section, shall notify the school or child-care facility,
18 in writing, at the time of registration or enrollment of the student or child in the school or
19 child-care facility, that such parent, legal guardian, or custodian is a sexual offender who
20 has violated one or more of the sexual offenses listed in subsection 1 of this section, and
21 shall specifically list the sexual offenses that he or she has violated.

22 3. A parent, legal guardian, or custodian entering any buildings owned by any
23 public school as defined in section 160.011, RSMo, or any private school giving instruction
24 in a grade or grades not higher than the twelfth grade, or child-care facility as defined in
25 section 210.201, RSMo, shall notify the administration and be accompanied by an employee
26 of the public or private school or child-care facility.

27 4. A parent, legal guardian, or custodian entering the parking, pick-up, or drop-off
28 areas of any public school as defined in section 160.011, RSMo, or any private school giving
29 instruction in a grade or grades not higher than twelfth grade, or child-care facility as
30 defined in section 210.201, RSMo, shall be permitted to do so at any time within fifteen
31 minutes before their child must be dropped off at the school or facility and within any time
32 fifteen minutes after the child is to be picked up from the school or facility. At no time
33 shall the parent, legal guardian, or custodian remain in the parking, pick-up, or drop-off
34 areas of the school or facility for longer than the fifteen minutes permitted without
35 notifying school administration.

36 5. Violation of the provisions of this section shall be a class D felony.

Section B. Because immediate action is necessary to protect Missouri's children from
2 sexual predators, section A of this act is deemed necessary for the immediate preservation of the
3 public health, welfare, peace, and safety, and is hereby declared to be an emergency act within
4 the meaning of the constitution, and section A of this act shall be in full force and effect upon
5 its passage and approval.

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