

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 834, Page 1, Section A, Line 5, by inserting after all of said section and line the
3 following:
4

5 "210.1500. 1. When a child is located by a police officer or law enforcement official and
6 there is reasonable cause to suspect the child may be a victim of sex trafficking or severe forms of
7 trafficking as those terms are defined under 22 U.S.C. Section 7102, the police officer or law
8 enforcement official shall immediately cause a report to be made to the children's division in
9 accordance with section 210.115. Upon receipt of a report by the children's division and if the
10 children's division determines that the report merits an investigation, the reporting official and the
11 children's division shall ensure the immediate safety of the child and shall coinvestigate the
12 complaint to its conclusion.

13 2. If the police officer or law enforcement official has reasonable cause to believe that the
14 child is in imminent danger of suffering serious physical harm or a threat to life as a result of abuse
15 or neglect due to sex trafficking or sexual exploitation and such officer or official has reasonable
16 cause to believe the harm or threat to life may occur before a juvenile court is able to issue a
17 temporary protective custody order or before a juvenile officer is able to take the child into
18 protective custody, the police officer or law enforcement official may take or retain temporary
19 protective custody of the child without the consent of the child's parent or parents, guardian, or any
20 other person legally responsible for the child's care, as provided under section 210.125.

21 3. If the child is already under the jurisdiction of the court under paragraph (a) of
22 subdivision (1) of subsection 1 of section 211.031 and in the legal custody of the children's division,
23 the police officer or law enforcement official, along with the children's division, shall secure
24 placement for the child in the least restrictive setting in order to ensure the safety of the child from
25 further sex trafficking or severe forms of trafficking.

26 4. The children's division and the reporting officer or official shall ensure a referral is made
27 to the child advocacy center for a forensic interview and an evaluation, as necessary to ensure the
28 medical safety of the child, by a SAFE CARE provider as defined under section 334.950. The child
29 shall be assessed utilizing a validated screening tool specific to sex trafficking to ensure the
30 appropriate resources are secured for the treatment of the child.

Action Taken _____ Date _____

1 5. For purposes of this section, multidisciplinary teams shall be used when conducting an
 2 investigation. Multidisciplinary teams shall be used in providing protective or preventive social
 3 services, including the services of law enforcement upon the request by the department of social
 4 services, a liaison of the local public school, the juvenile officer, the juvenile court, and other
 5 agencies, both public and private, to secure appropriate services to meet the needs of the child.

6 210.1505. 1. There is hereby created the "Statewide Council on Sex Trafficking and Sexual
 7 Exploitation of Children" to consist of the following members:

8 (1) The following four members of the general assembly:

9 (a) Two members of the senate, with one member to be appointed by the president pro
 10 tempore of the senate and one member to be appointed by the minority floor leader of the senate;
 11 and

12 (b) Two members of the house of representatives, with one member to be appointed by the
 13 speaker of the house of representatives and one member to be appointed by the minority floor leader
 14 of the house of representatives;

15 (2) The director of the children's division or his or her designee;

16 (3) The director of the department of public safety or his or her designee;

17 (4) The director of the department of mental health or his or her designee;

18 (5) The director of the office of prosecution services or his or her designee;

19 (6) The superintendent of the Missouri state highway patrol or his or her designee;

20 (7) The executive director of the statewide network of child advocacy organizations
 21 specializing in the prevention of child abuse or neglect or his or her designee;

22 (8) The executive director of the statewide coalition against domestic and sexual violence or
 23 his or her designee;

24 (9) The executive director of the Missouri Juvenile Justice Association or his or her
 25 designee;

26 (10) The director of the attorney general's human trafficking task force or his or her
 27 designee;

28 (11) Two representatives from agencies providing services to victims of child sex trafficking
 29 and sexual exploitation who reflect the geographic diversity of the state and who shall be appointed
 30 by the director of the department of social services; and

31 (12) A member of the judiciary, who shall be appointed by the supreme court.

32 2. A majority of the members of the council shall constitute a quorum. The council shall
 33 hold its first meeting within thirty days after the council's creation and organize by selecting a chair
 34 and a vice chair. The council shall meet at the call of the chair.

35 3. The council shall:

36 (1) Collect and analyze data relating to sex trafficking and sexual exploitation of children,
 37 including the number of reports made to the children's division under section 210.115, any
 38 information obtained from phone calls to the national sex trafficking hotline, the number of reports
 39 made to law enforcement, arrests, prosecution rates, and any other data important for any

1 recommendations of the council. State departments and council members shall provide relevant
 2 data as requested by the council to fulfill the council's duties; and

3 (2) Collect feedback from stakeholders, practitioners, and leadership throughout the state in
 4 order to develop best practices and procedures regarding the response to sex trafficking and sexual
 5 exploitation of children, including identification and assessment of victims; response and treatment
 6 coordination and collaboration across systems; trauma-informed, culturally competent victim-
 7 centered services; training for professionals in all systems; and investigating and prosecuting
 8 perpetrators.

9 4. The department of social services shall provide administrative support to the council.

10 5. On or before December 31, 2023, the council shall submit a report of the council's
 11 activities to the governor and general assembly and the joint committee on child abuse and neglect
 12 under section 21.771. The report shall include recommendations for priority needs and actions,
 13 including statutory or regulatory changes relating to the response to sex trafficking and sexual
 14 exploitation of children and services for child victims.

15 6. The council shall expire on December 31, 2023.

16 211.031. 1. Except as otherwise provided in this chapter, the juvenile court or the family
 17 court in circuits that have a family court as provided in [~~sections 487.010 to 487.190~~] chapter 487
 18 shall have exclusive original jurisdiction in proceedings:

19 (1) Involving any child who may be a resident of or found within the county and who is
 20 alleged to be in need of care and treatment because:

21 (a) The parents, or other persons legally responsible for the care and support of the child,
 22 neglect or refuse to provide proper support, education which is required by law, medical, surgical or
 23 other care necessary for his or her well-being; except that reliance by a parent, guardian or custodian
 24 upon remedial treatment other than medical or surgical treatment for a child shall not be construed
 25 as neglect when the treatment is recognized or permitted pursuant to the laws of this state;

26 (b) The child is otherwise without proper care, custody or support;

27 (c) The child was living in a room, building or other structure at the time such dwelling was
 28 found by a court of competent jurisdiction to be a public nuisance pursuant to section 195.130; or

29 (d) The child is in need of mental health services and the parent, guardian or custodian is
 30 unable to afford or access appropriate mental health treatment or care for the child;

31 (2) Involving any child who may be a resident of or found within the county and who is
 32 alleged to be in need of care and treatment because:

33 (a) The child while subject to compulsory school attendance is repeatedly and without
 34 justification absent from school;

35 (b) The child disobeys the reasonable and lawful directions of his or her parents or other
 36 custodian and is beyond their control;

37 (c) The child is habitually absent from his or her home without sufficient cause, permission,
 38 or justification;

39 (d) The behavior or associations of the child are otherwise injurious to his or her welfare or

1 to the welfare of others; or

2 (e) The child is charged with an offense not classified as criminal, or with an offense
3 applicable only to children; except that, the juvenile court shall not have jurisdiction over any child
4 fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or
5 regulation, the violation of which does not constitute a felony, or any child who is alleged to have
6 violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco
7 product;

8 (3) Involving any child who is alleged to have violated a state law or municipal ordinance,
9 or any person who is alleged to have violated a state law or municipal ordinance prior to attaining
10 the age of eighteen years, in which cases jurisdiction may be taken by the court of the circuit in
11 which the child or person resides or may be found or in which the violation is alleged to have
12 occurred; except that, the juvenile court shall not have jurisdiction over any child fifteen years of
13 age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation
14 of which does not constitute a felony, and except that the juvenile court shall have concurrent
15 jurisdiction with the municipal court over any child who is alleged to have violated a municipal
16 curfew ordinance, and except that the juvenile court shall have concurrent jurisdiction with the
17 circuit court on any child who is alleged to have violated a state or municipal ordinance or
18 regulation prohibiting possession or use of any tobacco product;

19 (4) For the adoption of a person;

20 (5) For the commitment of a child to the guardianship of the department of social services as
21 provided by law; ~~and~~

22 (6) Involving an order of protection pursuant to chapter 455 when the respondent is less than
23 eighteen years of age; and

24 (7) Involving a child who has been a victim of sex trafficking or sexual exploitation.

25 2. Transfer of a matter, proceeding, jurisdiction or supervision for a child who resides in a
26 county of this state shall be made as follows:

27 (1) Prior to the filing of a petition and upon request of any party or at the discretion of the
28 juvenile officer, the matter in the interest of a child may be transferred by the juvenile officer, with
29 the prior consent of the juvenile officer of the receiving court, to the county of the child's residence
30 or the residence of the person eighteen years of age for future action;

31 (2) Upon the motion of any party or on its own motion prior to final disposition on the
32 pending matter, the court in which a proceeding is commenced may transfer the proceeding of a
33 child to the court located in the county of the child's residence, or the county in which the offense
34 pursuant to subdivision (3) of subsection 1 of this section is alleged to have occurred for further
35 action;

36 (3) Upon motion of any party or on its own motion, the court in which jurisdiction has been
37 taken pursuant to subsection 1 of this section may at any time thereafter transfer jurisdiction of a
38 child to the court located in the county of the child's residence for further action with the prior
39 consent of the receiving court;

1 (4) Upon motion of any party or upon its own motion at any time following a judgment of
2 disposition or treatment pursuant to section 211.181, the court having jurisdiction of the cause may
3 place the child under the supervision of another juvenile court within or without the state pursuant to
4 section 210.570 with the consent of the receiving court;

5 (5) Upon motion of any child or his or her parent, the court having jurisdiction shall grant
6 one change of judge pursuant to Missouri supreme court rules;

7 (6) Upon the transfer of any matter, proceeding, jurisdiction or supervision of a child,
8 certified copies of all legal and social documents and records pertaining to the case on file with the
9 clerk of the transferring juvenile court shall accompany the transfer.

10 3. In any proceeding involving any child taken into custody in a county other than the
11 county of the child's residence, the juvenile court of the county of the child's residence shall be
12 notified of such taking into custody within seventy-two hours.

13 4. When an investigation by a juvenile officer pursuant to this section reveals that the only
14 basis for action involves an alleged violation of section 167.031 involving a child who alleges to be
15 home schooled, the juvenile officer shall contact a parent or parents of such child to verify that the
16 child is being home schooled and not in violation of section 167.031 before making a report of such
17 a violation. Any report of a violation of section 167.031 made by a juvenile officer regarding a
18 child who is being home schooled shall be made to the prosecuting attorney of the county where the
19 child legally resides.

20 5. The disability or disease of a parent shall not constitute a basis for a determination that a
21 child is a child in need of care or for the removal of custody of a child from the parent without a
22 specific showing that there is a causal relation between the disability or disease and harm to the
23 child."; and

24
25 Further amend said bill, Page 18, Section 559.115, Line 77, by inserting after all of said section and
26 line the following:

27
28 "567.020. 1. A person commits the offense of prostitution if he or she engages in or offers
29 or agrees to engage in sexual conduct with another person in return for something of value to be
30 received by any person.

31 2. The offense of prostitution is a class B misdemeanor unless the person knew prior to
32 performing the act of prostitution that he or she was infected with HIV in which case prostitution is
33 a class B felony. The use of condoms is not a defense to this offense.

34 3. As used in this section, "HIV" means the human immunodeficiency virus that causes
35 acquired immunodeficiency syndrome.

36 4. The judge may order a drug and alcohol abuse treatment program for any person found
37 guilty of prostitution, either after trial or upon a plea of guilty, before sentencing. For the class B
38 misdemeanor offense, upon the successful completion of such program by the defendant, the court
39 may at its discretion allow the defendant to withdraw the plea of guilty or reverse the verdict and

enter a judgment of not guilty. For the class B felony offense, the court shall not allow the defendant to withdraw the plea of guilty or reverse the verdict and enter a judgment of not guilty. The judge, however, has discretion to take into consideration successful completion of a drug or alcohol treatment program in determining the defendant's sentence.

5. ~~[In addition to the affirmative defense provided in subsection 2 of section 566.223, it shall be an affirmative defense to prosecution pursuant to this section that the defendant]~~ A person shall not be certified as an adult or adjudicated as a delinquent for the offense of prostitution under this section if the person was under the age of eighteen [and was acting under the coercion, as defined in section 566.200, of an agent] at the time [of] the offense [charged] occurred. In such cases where the ~~[defendant]~~ person was under the age of eighteen, the ~~[defendant]~~ person shall be classified as a victim of abuse, as defined under section 210.110, and such abuse shall be reported immediately to the children's division, as required under section 210.115 and to the juvenile officer for appropriate services, treatment, investigation, and other proceedings as provided under chapters 207, 210, and 211. Upon request, the local law enforcement agency and the prosecuting attorney shall assist the children's division and the juvenile officer in conducting the investigation.

573.010. As used in this chapter the following terms shall mean:

(1) "Adult cabaret", a nightclub, bar, juice bar, restaurant, bottle club, or other commercial establishment, regardless of whether alcoholic beverages are served, which regularly features persons who appear semi-nude;

(2) "Characterized by", describing the essential character or dominant theme of an item;

(3) "Child", any person under the age of fourteen;

(4) "Child pornography":

(a) Any obscene material or performance depicting sexual conduct, sexual contact as defined in section 566.010, or a sexual performance and which has as one of its participants or portrays as an observer of such conduct, contact, or performance a minor; or

(b) Any visual depiction, including any photograph, film, video, picture, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of sexually explicit conduct where:

a. The production of such visual depiction involves the use of a minor engaging in sexually explicit conduct;

b. Such visual depiction is a digital image, computer image, or computer-generated image that is, or is indistinguishable from, that of a minor engaging in sexually explicit conduct, in that the depiction is such that an ordinary person viewing the depiction would conclude that the depiction is of an actual minor engaged in sexually explicit conduct; or

c. Such visual depiction has been created, adapted, or modified to show that an identifiable minor is engaging in sexually explicit conduct. "Identifiable minor" means a person who was a minor at the time the visual depiction was created, adapted, or modified; or whose image as a minor was used in creating, adapting, or modifying the visual depiction; and who is recognizable as an actual person by the person's face, likeness, or other distinguishing characteristic, such as a unique

1 birthmark or other recognizable feature. The term "identifiable minor" shall not be construed to
2 require proof of the actual identity of the identifiable minor;

3 (5) "Employ", "employee", or "employment", any person who performs any service on the
4 premises of a sexually oriented business, on a full-time, part-time, or contract basis, whether or not
5 the person is denominated an employee, independent contractor, agent, or otherwise. Employee
6 does not include a person exclusively on the premises for repair or maintenance of the premises or
7 for the delivery of goods to the premises;

8 (6) "Explicit sexual material", any pictorial or three-dimensional material depicting human
9 masturbation, deviate sexual intercourse, sexual intercourse, direct physical stimulation or unclothed
10 genitals, sadomasochistic abuse, or emphasizing the depiction of postpubertal human genitals;
11 provided, however, that works of art or of anthropological significance shall not be deemed to be
12 within the foregoing definition;

13 (7) "Furnish", to issue, sell, give, provide, lend, mail, deliver, transfer, circulate,
14 disseminate, present, exhibit or otherwise provide;

15 (8) "Material", anything printed or written, or any picture, drawing, photograph, motion
16 picture film, videotape or videotape production, or pictorial representation, or any recording or
17 transcription, or any mechanical, chemical, or electrical reproduction, or stored computer data, or
18 anything which is or may be used as a means of communication. Material includes undeveloped
19 photographs, molds, printing plates, stored computer data and other latent representational objects;

20 (9) "Minor", any person less than eighteen years of age;

21 (10) "Nudity" or "state of nudity", the showing of the human genitals, pubic area, vulva,
22 anus, anal cleft, or the female breast with less than a fully opaque covering of any part of the nipple
23 or areola;

24 (11) "Obscene", any material or performance if, taken as a whole:

25 (a) Applying contemporary community standards, its predominant appeal is to prurient
26 interest in sex; and

27 (b) The average person, applying contemporary community standards, would find the
28 material depicts or describes sexual conduct in a patently offensive way; and

29 (c) A reasonable person would find the material lacks serious literary, artistic, political or
30 scientific value;

31 (12) "Operator", any person on the premises of a sexually oriented business who causes the
32 business to function, puts or keeps the business in operation, or is authorized to manage the business
33 or exercise overall operational control of the business premises. A person may be found to be
34 operating or causing to be operated a sexually oriented business whether or not such person is an
35 owner, part owner, or licensee of the business;

36 (13) "Performance", any play, motion picture film, videotape, dance or exhibition performed
37 before an audience of one or more;

38 (14) "Pornographic for minors", any material or performance if the following apply:

39 (a) The average person, applying contemporary community standards, would find that the

1 material or performance, taken as a whole, has a tendency to cater or appeal to a prurient interest of
2 minors; and

3 (b) The material or performance depicts or describes nudity, sexual conduct, the condition of
4 human genitals when in a state of sexual stimulation or arousal, or sadomasochistic abuse in a way
5 which is patently offensive to the average person applying contemporary adult community standards
6 with respect to what is suitable for minors; and

7 (c) The material or performance, taken as a whole, lacks serious literary, artistic, political, or
8 scientific value for minors;

9 (15) "Premises", the real property upon which a sexually oriented business is located, and
10 all appurtenances thereto and buildings thereon, including but not limited to the sexually oriented
11 business, the grounds, private walkways, and parking lots or parking garages or both;

12 (16) "Promote", to manufacture, issue, sell, provide, mail, deliver, transfer, transmute,
13 publish, distribute, circulate, disseminate, present, exhibit, or advertise, or to offer or agree to do the
14 same, by any means including a computer;

15 (17) "Regularly", the consistent and repeated doing of the act so described;

16 (18) "Sadomasochistic abuse", flagellation or torture by or upon a person as an act of sexual
17 stimulation or gratification;

18 (19) "Semi-nude" or "state of semi-nudity", the showing of the female breast below a
19 horizontal line across the top of the areola and extending across the width of the breast at such point,
20 or the showing of the male or female buttocks. Such definition includes the lower portion of the
21 human female breast, but shall not include any portion of the cleavage of the female breasts
22 exhibited by a bikini, dress, blouse, shirt, leotard, or similar wearing apparel provided the areola is
23 not exposed in whole or in part;

24 (20) "Sexual conduct", actual or simulated, normal or perverted acts of human masturbation;
25 deviate sexual intercourse; sexual intercourse; or physical contact with a person's clothed or
26 unclothed genitals, pubic area, buttocks, or the breast of a female in an act of apparent sexual
27 stimulation or gratification or any sadomasochistic abuse or acts including animals or any latent
28 objects in an act of apparent sexual stimulation or gratification;

29 (21) "Sexually explicit conduct", actual or simulated:

30 (a) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-anal,
31 whether between persons of the same or opposite sex;

32 (b) Bestiality;

33 (c) Masturbation;

34 (d) Sadistic or masochistic abuse; or

35 (e) Lascivious exhibition of the genitals or pubic area of any person;

36 (22) "Sexually oriented business" includes:

37 (a) An adult bookstore or adult video store. "Adult bookstore" or "adult video store" means
38 a commercial establishment which, as one of its principal business activities, offers for sale or rental
39 for any form of consideration any one or more of the following: books, magazines, periodicals, or

1 other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, digital
2 video discs, slides, or other visual representations which are characterized by their emphasis upon
3 the display of specified sexual activities or specified anatomical areas. A principal business activity
4 exists where the commercial establishment:

- 5 a. Has a substantial portion of its displayed merchandise which consists of such items; or
- 6 b. Has a substantial portion of the wholesale value of its displayed merchandise which
7 consists of such items; or
- 8 c. Has a substantial portion of the retail value of its displayed merchandise which consists of
9 such items; or
- 10 d. Derives a substantial portion of its revenues from the sale or rental, for any form of
11 consideration, of such items; or
- 12 e. Maintains a substantial section of its interior business space for the sale or rental of such
13 items; or
- 14 f. Maintains an adult arcade. "Adult arcade" means any place to which the public is
15 permitted or invited wherein coin-operated or slug-operated or electronically, electrically, or
16 mechanically controlled still or motion picture machines, projectors, or other image-producing
17 devices are regularly maintained to show images to five or fewer persons per machine at any one
18 time, and where the images so displayed are characterized by their emphasis upon matter exhibiting
19 specified sexual activities or specified anatomical areas;

20 (b) An adult cabaret;

21 (c) An adult motion picture theater. "Adult motion picture theater" means a commercial
22 establishment where films, motion pictures, video cassettes, slides, or similar photographic
23 reproductions, which are characterized by their emphasis upon the display of specified sexual
24 activities or specified anatomical areas are regularly shown to more than five persons for any form
25 of consideration;

26 (d) A semi-nude model studio. "Semi-nude model studio" means a place where persons
27 regularly appear in a state of semi-nudity for money or any form of consideration in order to be
28 observed, sketched, drawn, painted, sculptured, photographed, or similarly depicted by other
29 persons. Such definition shall not apply to any place where persons appearing in a state of semi-
30 nudity do so in a modeling class operated:

- 31 a. By a college, junior college, or university supported entirely or partly by taxation;
- 32 b. By a private college or university which maintains and operates educational programs in
33 which credits are transferable to a college, junior college, or university supported entirely or partly
34 by taxation; or
- 35 c. In a structure:
 - 36 (i) Which has no sign visible from the exterior of the structure and no other advertising that
37 indicates a semi-nude person is available for viewing; and
 - 38 (ii) Where, in order to participate in a class, a student must enroll at least three days in
39 advance of the class;

(e) A sexual encounter center. "Sexual encounter center" means a business or commercial enterprise that, as one of its principal purposes, purports to offer for any form of consideration physical contact in the form of wrestling or tumbling between two or more persons when one or more of the persons is semi-nude;

(23) "Sexual performance", any performance, or part thereof, which includes sexual conduct by a child who is less than ~~seventeen~~ eighteen years of age;

(24) "Specified anatomical areas" include:

(a) Less than completely and opaquely covered: human genitals, pubic region, buttock, and female breast below a point immediately above the top of the areola; and

(b) Human male genitals in a discernibly turgid state, even if completely and opaquely covered;

(25) "Specified sexual activity", includes any of the following:

(a) Intercourse, oral copulation, masturbation, or sodomy; or

(b) Excretory functions as a part of or in connection with any of the activities described in paragraph (a) of this subdivision;

(26) "Substantial", at least thirty percent of the item or items so modified;

(27) "Visual depiction", includes undeveloped film and videotape, and data stored on computer disk or by electronic means which is capable of conversion into a visual image.

573.024. 1. A person commits the offense of enabling sexual exploitation of a minor if such person acting with criminal negligence permits or allows any violation of section 566.210, 566.211, 573.020, 573.023, 573.025, 573.030, 573.035, 573.200, or 573.205.

2. The offense of enabling sexual exploitation of a minor is a class E felony for the first offense and a class C felony for a second or subsequent offense.

3. If the person guilty of the offense of enabling sexual exploitation of a minor is an owner of a business or the owner's agent and the business provided the location or locations for such exploitation, the business location or locations shall be required to close for up to one year for the first offense, and the length of time shall be determined by the court. For a second offense, such business location or locations shall permanently close. As used in this section, "business" shall include, but is not limited to, a hotel or massage parlor and "owner's agent" shall be any person empowered to manage the owner's business location or locations.

573.206. 1. A person commits the offense of patronizing a sexual performance by a child if such person obtains, solicits, or participates in a sexual performance by a child under eighteen years of age.

2. The offense of patronizing a sexual performance by a child is a class C felony.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within three business days, appear in person to the chief law enforcement officer of the county or city not within a county if there is a change to any of the following information:

(1) Name;

(2) Residence;

- 1 (3) Employment, including status as a volunteer or intern;
- 2 (4) Student status; or
- 3 (5) A termination to any of the items listed in this subsection.

4 2. Any person required to register under sections 589.400 to 589.425 shall, within three
5 business days, notify the chief law enforcement official of the county or city not within a county of
6 any changes to the following information:

- 7 (1) Vehicle information;
- 8 (2) Temporary lodging information;
- 9 (3) Temporary residence information;
- 10 (4) Email addresses, instant messaging addresses, and any other designations used in
11 internet communications, postings, or telephone communications; or
- 12 (5) Telephone or other cellular number, including any new forms of electronic
13 communication.

14 3. The chief law enforcement official in the county or city not within a county shall
15 immediately forward the registration changes described under subsections 1 and 2 of this section to
16 the Missouri state highway patrol within three business days.

17 4. If any person required by sections 589.400 to 589.425 to register changes such person's
18 residence or address to a different county or city not within a county, the person shall appear in
19 person and shall inform both the chief law enforcement official with whom the person last registered
20 and the chief law enforcement official of the county or city not within a county having jurisdiction
21 over the new residence or address in writing within three business days of such new address and
22 phone number, if the phone number is also changed. If any person required by sections 589.400 to
23 589.425 to register changes his or her state, territory, the District of Columbia, or foreign country, or
24 federal, tribal, or military jurisdiction of residence, the person shall appear in person and shall
25 inform both the chief law enforcement official with whom the person was last registered and the
26 chief law enforcement official of the area in the new state, territory, the District of Columbia, or
27 foreign country, or federal, tribal, or military jurisdiction having jurisdiction over the new residence
28 or address within three business days of such new address. Whenever a registrant changes
29 residence, the chief law enforcement official of the county or city not within a county where the
30 person was previously registered shall inform the Missouri state highway patrol of the change within
31 three business days. When the registrant is changing the residence to a new state, territory, the
32 District of Columbia, or foreign country, or federal, tribal, or military jurisdiction, the Missouri state
33 highway patrol shall inform the responsible official in the new state, territory, the District of
34 Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence within three
35 business days.

36 5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this
37 section, shall report in person to the chief law enforcement official annually in the month of their
38 birth to verify the information contained in their statement made pursuant to section 589.407. Tier I
39 sexual offenders include:

- 1 (1) Any offender who has been adjudicated for the offense of:
- 2 (a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of
- 3 age or older;
- 4 (b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the
- 5 punishment is less than one year;
- 6 (c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a
- 7 year;
- 8 (d) Kidnapping in the second degree under section 565.120 with sexual motivation;
- 9 (e) Kidnapping in the third degree under section 565.130;
- 10 (f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree
- 11 under section 566.115 if the punishment is less than one year;
- 12 (g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable
- 13 person;
- 14 (h) Sexual ~~[contact with a prisoner or offender]~~ conduct in the course of public duty under
- 15 section 566.145 if the victim is eighteen years of age or older;
- 16 (i) Sex with an animal under section 566.111;
- 17 (j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is
- 18 eighteen years of age or older;
- 19 (k) Possession of child pornography under section 573.037;
- 20 (l) Sexual misconduct in the first degree under section 566.093;
- 21 (m) Sexual misconduct in the second degree under section 566.095;
- 22 (n) Child molestation in the second degree under section 566.068 as it existed prior to
- 23 January 1, 2017, if the punishment is less than one year; or
- 24 (o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;
- 25 (2) Any offender who is or has been adjudicated in any other state, territory, the District of
- 26 Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a
- 27 sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this
- 28 subsection or, if not comparable to those in this subsection, comparable to those described as tier I
- 29 offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child
- 30 Protection and Safety Act of 2006, Pub. L. 109-248.

31 6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this
 32 section, shall report semiannually in person in the month of their birth and six months thereafter to
 33 the chief law enforcement official to verify the information contained in their statement made
 34 pursuant to section 589.407. Tier II sexual offenders include:

- 35 (1) Any offender who has been adjudicated for the offense of:
- 36 (a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to
- 37 seventeen years of age;
- 38 (b) Child molestation in the third degree under section 566.069 if the victim is between
- 39 thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Patronizing a sexual performance by a child under section 573.206;

(k) Sexual [contact with a prisoner or offender] conduct in the course of public duty under section 566.145 if the victim is thirteen to seventeen years of age;

~~[(k)]~~ (l) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

~~[(4)]~~ (m) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

~~[(m)]~~ (n) Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section ~~[566.123]~~ 566.125 or a persistent sexual offender as defined in section ~~[566.124]~~ 566.125;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

- 1 (e) Sodomy in the first degree under section 566.060;
- 2 (f) Statutory sodomy under section 566.062;
- 3 (g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;
- 4 (h) Sodomy in the second degree under section 566.061;
- 5 (i) Sexual misconduct involving a child under section 566.083 if the offense is a second or
- 6 subsequent offense;
- 7 (j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen
- 8 years of age;
- 9 (k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years
- 10 of age, excluding kidnapping by a parent or guardian;
- 11 (l) Child kidnapping under section 565.115;
- 12 (m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree
- 13 under section 566.115 if the punishment is greater than a year;
- 14 (n) Incest under section 568.020;
- 15 (o) Endangering the welfare of a child in the first degree under section 568.045 with sexual
- 16 intercourse or deviate sexual intercourse with a victim under eighteen years of age;
- 17 (p) Child molestation in the first degree under section 566.067;
- 18 (q) Child molestation in the second degree under section 566.068;
- 19 (r) Child molestation in the third degree under section 566.069 if the victim is under thirteen
- 20 years of age;
- 21 (s) Promoting prostitution in the first degree under section 567.050 if the victim is under
- 22 eighteen years of age;
- 23 (t) Promoting prostitution in the second degree under section 567.060 if the victim is under
- 24 eighteen years of age;
- 25 (u) Promoting prostitution in the third degree under section 567.070 if the victim is under
- 26 eighteen years of age;
- 27 (v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen
- 28 years of age;
- 29 (w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is
- 30 under eighteen years of age;
- 31 (x) Sexual trafficking of a child in the first degree under section 566.210;
- 32 (y) Sexual trafficking of a child in the second degree under section 566.211;
- 33 (z) Genital mutilation of a female child under section 568.065;
- 34 (aa) Statutory rape in the second degree under section 566.034;
- 35 (bb) Child molestation in the fourth degree under section 566.071 if the victim is under
- 36 thirteen years of age;
- 37 (cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of
- 38 imprisonment of more than a year;
- 39 (dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;

(ee) Patronizing prostitution under section 567.030 if the victim is under eighteen years of age;

~~[(ee)]~~ (ff) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;

~~[(ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;]~~

(gg) Sexual ~~[intercourse with a prisoner or offender]~~ conduct in the course of public duty under section 566.145;

(hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;

(ii) Use of a child in a sexual performance under section 573.200; or

(jj) Promoting a sexual performance by a child under section 573.205;

(3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;

(4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or

(5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri registrants who work, including as a volunteer or unpaid intern, or attend any school whether public or private, including any secondary school, trade school, professional school, or institution of higher education, on a full-time or part-time basis or have a temporary residence in this state shall be required to report in person to the chief law enforcement officer in the area of the state where they work, including as a volunteer or unpaid intern, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

9. If a person who is required to register as a sexual offender under sections 589.400 to 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

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