

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 1800, Page 27, Section 484.125, Line 17,
2 by inserting after all of said section and line the following:

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4 "559.125. 1. The clerk of the court shall keep in a permanent file all applications for
5 probation or parole by the court, and shall keep in such manner as may be prescribed by the court
6 complete and full records of all presentence investigations requested, probations or paroles granted,
7 revoked or terminated and all discharges from probations or paroles. All court orders relating to any
8 presentence investigation requested and probation or parole granted under the provisions of this
9 chapter and sections 558.011 and 558.026 shall be kept in a like manner, and, if the defendant
10 subject to any such order is subject to an investigation or is under the supervision of the division of
11 probation and parole, a copy of the order shall be sent to the division of probation and parole. In
12 any county where a parole board ceases to exist, the clerk of the court shall preserve the records of
13 that parole board.

14 2. Information and data obtained by a probation or parole officer shall be privileged
15 information and shall not be receivable in any court. Such information shall not be disclosed
16 directly or indirectly to anyone other than the members of a parole board and the judge entitled to
17 receive reports, except the court, the division of probation and parole, or the parole board may in its
18 discretion permit the inspection of the report, or parts of such report, by the defendant, or offender
19 or his or her attorney, or other person having a proper interest therein. Information and data
20 obtained by a probation or parole officer is privileged information not receivable in any court unless
21 for lawful criminal matters.

22 3. The provisions of subsection 2 of this section notwithstanding, the presentence
23 investigation report shall be made available to the state and all information and data obtained in
24 connection with preparation of the presentence investigation report may be made available to the
25 state at the discretion of the court upon a showing that the receipt of the information and data is in
26 the best interest of the state.

27 566.150. 1. Any person who has been found guilty of:

28 (1) Violating any of the provisions of this chapter or the provisions of section 568.020,
29 incest; section 568.045, endangering the welfare of a child in the first degree; section 573.200, use
30 of a child in a sexual performance; section 573.205, promoting a sexual performance by a child;

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1 section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography;
2 section 573.037, possession of child pornography; or section 573.040, furnishing pornographic
3 material to minors; or

4 (2) Any offense in any other jurisdiction which, if committed in this state, would be a
5 violation listed in this section;

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7 shall not knowingly be present in or loiter within five hundred feet of any real property comprising
8 any public park with playground equipment, any Missouri state park, a public swimming pool,
9 athletic complex or athletic fields if such facilities exist for the primary use of recreation for
10 children, any museum if such museum holds itself out to the public as and exists with the primary
11 purpose of entertaining or educating children under eighteen years of age, or Missouri department of
12 conservation nature or education center properties.

13 2. The first violation of the provisions of this section is a class E felony.

14 3. A second or subsequent violation of this section is a class D felony.

15 4. Any person who has been found guilty of an offense under subdivision (1) or (2) of
16 subsection 1 of this section who is the parent, legal guardian, or custodian of a child under the age of
17 eighteen attending a program on the property of a nature or education center of the Missouri
18 department of conservation may receive permission from the nature or education center manager to
19 be present on the property with the child during the program."; and

20
21 Further amend said bill by amending the title, enacting clause, and intersectional references
22 accordingly.