

HOUSE BILL NO. 2523

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BILLINGTON.

5277H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 569, RSMo, by adding thereto one new section relating to the offense of trespass by an illegal alien, with a penalty provision.

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

Section A. Chapter 569, RSMo, is amended by adding thereto one new section, to be known as section 569.089, to read as follows:

569.089. 1. A person commits the offense of trespass by an illegal alien if the person:

(1) Is eighteen years of age or older and has committed an act that qualifies as a class C misdemeanor or any higher category of offense on public or private land in this state; and

(2) Has not been issued an alien registration card, is not a temporary resident, is not a temporary visitor, or has willfully failed to register.

2. The offense of trespass by an illegal alien is a class E felony.

3. The provisions of this section shall not apply to a person who maintains authorization from the federal government to remain in the United States. A person shall be presumed to be a person who maintains authorization from the federal government to remain in the United States if the person has been issued a valid Missouri government identification or has a valid government-issued identification issued by another state.

4. A violation of this section shall not be used to establish probable cause for any other violation.

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

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.

18 **(1) "Alien registration card", the identification card given to lawful permanent**
19 **residents by the United States Citizenship and Immigration Services to identify them as**
20 **such;**

21 **(2) "Illegal alien", an alien who is not lawfully present in the United States**
22 **according to the terms of 8 U.S.C. Section 1101 et seq.**

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