

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 43, Page 41, Section
2 537.046, Line 22, by inserting after said section and line the following:

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4 "566.149. 1. Any person who has been found guilty of:

5 (1) Violating any of the provisions of this chapter or the provisions of section 568.020,
6 incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of
7 section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual
8 performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a
9 sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.037,
10 possession of child pornography; section 573.025, promoting child pornography; or section 573.040,
11 furnishing pornographic material to minors; or

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

14
15 shall not be present in or loiter within five hundred feet of any school building, on real property
16 comprising any school, or in any conveyance owned, leased, or contracted by a school to transport
17 students to or from school or a school-related activity when persons under the age of eighteen are
18 present in the building, on the grounds, or in the conveyance, unless the offender is a parent, legal
19 guardian, or custodian of a student present in the building and has met the conditions set forth in
20 subsection 2 of this section.

21 2. No parent, legal guardian, or custodian who has been found guilty of violating any of the
22 offenses listed in subsection 1 of this section shall be present in any school building, on real
23 property comprising any school, or in any conveyance owned, leased, or contracted by a school to
24 transport students to or from school or a school-related activity when persons under the age of
25 eighteen are present in the building, on the grounds or in the conveyance unless the parent, legal
26 guardian, or custodian has permission to be present from the superintendent or school board, with
27 consultation from a local law enforcement agency, or in the case of a private school from the
28 principal, with consultation from a local law enforcement agency. In the case of a public school, if
29 permission is granted, the superintendent or school board president must inform the principal of the
30 school where the sex offender will be present and secure a designated member of law enforcement,
31 a public school employee, or an elected member of the school board to supervise the parent.

32 Permission may be granted by the superintendent, school board, or in the case of a private school
33 from the principal for more than one event at a time, such as a series of events, however, the parent,
34 legal guardian, or custodian must obtain permission for any other event he or she wishes to attend
35 for which he or she has not yet had permission granted.

36 3. For purposes of this section, the local law enforcement agency shall be a law enforcement

Action Taken _____ Date _____

1 agency with jurisdiction that contains all or a part of the school district.

2 4. Regardless of the person's knowledge of his or her proximity to school property or a
3 school-related activity, violation of the provisions of this section is a class A misdemeanor."; and

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