

SECOND REGULAR SESSION

HOUSE BILL NO. 2357

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BYRNES.

5372H.01I

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to purchasing of prepaid mobile devices, with penalty provisions.

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

Section A. Chapter 407, RSMo, is amended by adding thereto one new section, to be
2 known as section 407.3450, to read as follows:

407.3450. 1. As used in this section, the following terms mean:

2 **(1) "Minor", an individual under eighteen years of age;**

3 **(2) "Person", an individual who is not the parent or legal guardian of a minor;**

4 **(3) "Prepaid mobile device", a cellular telephone or other communication device**
5 **for which the mobile device user purchases a set allotment of wireless communication**
6 **services;**

7 **(4) "Wireless communication services", any mobile service that is provided for**
8 **profit and makes interconnected service available to the public.**

9 **2. (1) No minor shall purchase a prepaid mobile device or refill a prepaid mobile**
10 **device with wireless communication services on a previously purchased prepaid mobile**
11 **device.**

12 **(2) No person shall purchase a prepaid mobile device or refill a prepaid mobile**
13 **device with wireless communication services on a previously purchased prepaid mobile**
14 **device for a minor.**

15 **3. (1) A violation under subdivision (1) of subsection 2 of this section shall be an**
16 **infraction.**

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.

17 **(2) For the first violation under subdivision (2) of subsection 2 of this section, the**
18 **person shall be guilty of a class D misdemeanor. For a second and any subsequent**
19 **violation of subdivision (2) of subsection 2 of this section, or if the person has a history of**
20 **crimes against children, the person shall be guilty of a class A misdemeanor.**

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