

**CHAPTERS 566, 567, 568, & 573 – SB491**

<b>Statute</b>	<b>Offense</b>	<b>Current Class</b>	<b>New Rank</b>
566.030	First degree rape - serious physical injury/displays deadly weapon or dangerous instrument/subjects victim to sexual intercourse with more than one person	Felony (15 – life)	No change
566.030	First degree rape - victim is less than 12 years of age/wantonly vile	Felony (LWOP)	No change
566.030	First degree rape - victim is less than 12 years of age	Felony (LWOP until offender has served 30 years or is 75 and served 15)	No change
566.031	Rape 2 <sup>nd</sup> degree	C Felony	D felony
566.032	Statutory rape 1st degree - sexual intercourse with a person less than 14 years old	Felony (5 – life)	No change
566.032	Statutory rape 1st degree - sexual intercourse with person less than 14 years old - serious physical injury/displays deadly weapon or dangerous instrument/subjects victim to sexual intercourse with more than one person/victim is less than 12 years of age	Felony (10-life)	No change
566.034	Statutory rape 2nd degree	C Felony	D felony
566.060	First degree sodomy - serious physical injury/displays deadly weapon or dangerous instrument/subjects victim to sexual intercourse with more than one person	Felony (10 – life)	No change
566.060	First degree sodomy - victim is less than 12 years of age/wantonly vile	Felony (LWOP)	No change
566.060	First degree sodomy - victim is less than 12 years of age	Felony (LWOP until offender has served 30 years or is 75 and served 15)	No change
566.060	First degree sodomy - deviate sexual intercourse by forcible compulsion	Felony (5 – life)	No change
566.061	Sodomy 2 <sup>nd</sup> degree	C Felony	D Felony
566.062	Statutory sodomy 1st degree - deviate sexual intercourse with person less than 14 years old	Felony (10 – life)	No change

**CHAPTERS 566, 567, 568, & 573 – SB491**

	- serious physical injury/displays deadly weapon or dangerous instrument/subjects victim to sexual intercourse with more than one person/victim is less than 12 years of age		
566.062	Statutory sodomy 1st degree - deviate sexual intercourse with a person less than 14 years old	Felony (5 – life)	No change
566.064	Statutory sodomy 2nd degree	C Felony	D felony
566.067	Child molestation 1st degree - victim is less than 12 years of age - the actor has previous conviction under Chapter 566 or inflicts serious physical injury/displays deadly weapon or dangerous instrument/offense is part of ritual or ceremony	A Felony (No probation/parole)	A felony – no limitation on probation/parole
566.067 / 566.069	Child molestation 1st degree / Child molestation 3rd degree - victim is less than 14 years of age	B Felony	C felony unless forcible compulsion, then B
566.068 / 566.071	Child molestation 2 <sup>nd</sup> degree / Child molestation 4 <sup>th</sup> degree – victim less than 17	A misdemeanor	D felony – adds element that offender is 21 years or older
566.068	Child molestation 2 <sup>nd</sup> degree – the actor has previous conviction under Chapter 566 or inflicts serious physical injury/displays deadly weapon or dangerous instrument/offense is part of ritual or ceremony	D felony	B felony – Person 21 years or older subjects under 17-year-old to sexual contact and aggravating circumstances
566.068	Child molestation 2 <sup>nd</sup> degree – victim less than 12	Used to fall under 1 <sup>st</sup> degree and it was a B felony	B felony
566.083	Sexual misconduct or attempt involving a child less than 15 years of age - 1st offense	D Felony	E felony
566.083	Sexual misconduct or attempt involving a child less than 15 years of age - 2nd or subsequent offense	C Felony	D felony
566.086	Sexual contact with student by teacher, student teacher, employee, contract employee, school official or volunteer	D Felony	E felony
566.093	Sexual misconduct 1 <sup>st</sup> degree	A Misdemeanor	No change

**CHAPTERS 566, 567, 568, & 573 – SB491**

566.100	Sexual abuse 1 <sup>st</sup> degree - serious physical injury/displays deadly weapon or dangerous instrument in threatening manner/subjects the victim to sexual contact with more than one person/victim is less than 14 years of age	B Felony	No change
566.100	Sexual abuse / Sexual abuse 1 <sup>st</sup> degree – sexual contact by forcible compulsion	C felony	No change
566.101	Sexual abuse 2 <sup>nd</sup> degree	A Misdemeanor	No change
566.101	Sexual abuse 2 <sup>nd</sup> degree - previous conviction under Chapter 566/display deadly weapon/part of ritual or ceremony	D Felony	E felony
566.103	Permitting online sexual solicitation	Felony (\$5,000 fine per day)	No change
566.111	Unlawful sex with an animal - previous conviction under Section 566.111 / 566.111 or similar offense in another jurisdiction	D Felony	E felony
566.111	Unlawful sex with an animal	A Misdemeanor	No change
566.115	Skilled nursing facility residents, sexual/deviate sexual intercourse– 1 <sup>st</sup> offense	A misdemeanor	No change (moved from 565.200)
566.115	Skilled nursing facility residents, sexual/deviate sexual intercourse– 2 <sup>nd</sup> offense	D felony	E felony (moved from 565.200)
565.200 / 566.116	Skilled nursing facility residents, sexual contact – 1 <sup>st</sup> offense	B misdemeanor	No change except move to new section
565.200 / 566.116	Skilled nursing facility residents, sexual contact – 2 <sup>nd</sup> or subsequent offense	A misdemeanor	No change except move to new section
566.145	Sexual contact with prisoner or offender by probation/parole officer/employee of a jail, prison or correctional facility	D Felony	E felony
566.147	Prior offender reside within 1000 feet of school or child care facility after conviction of or plea to a specified offense - 2 <sup>nd</sup> or subsequent offense	B Felony	No change
566.147	Prior offender reside within 1000 feet of school or child care facility after conviction of or plea to a specified offense - 1 <sup>st</sup> offense	D Felony	E felony

**CHAPTERS 566, 567, 568, & 573 – SB491**

566.147	Fail to notify sheriff of prior residency within 1000 feet of school or child care facility - 2nd or subsequent offense	D Felony	E felony
566.147	Fail to notify sheriff of prior residency within 1000 feet of school or child care facility - 1st offense	A Misdemeanor	No change
566.148	Sex offender physically present/loiter within 500 feet of a child care facility when child younger than 18 years of age is present	A Misdemeanor	No change
566.149	Offender under Section 566.149 present or loitering within 500 feet of a school building, school grounds or a conveyance to transport students	A Misdemeanor	No change
566.150	Sex offender physically present/loiter within 500 feet of a park with playground/pool - 2nd or subsequent offense	C Felony	D felony
566.150	Sex offender physically present/loiter within 500 feet of a park with playground/pool - 1st offense	D Felony	E felony
566.151	Enticement of a child (actor is 21 years of age or older and child is less than 15 years of age)	Felony (5-30 years, no probation/parole for 5 years)	No change
566.153	Age misrepresentation with intent to solicit minor (via the internet) for sexual misconduct	D Felony	E felony
566.155	Sex offender serving as coach/manager/trainer of any sports team when child less than 17 years of age is a member - 2nd or subsequent offense	C Felony	D felony
566.155	Sex offender serving as coach/manager/trainer of any sports team when child less than 17 years of age is a member - 1st offense	D Felony	E felony
566.203	Abuse through forced labor - death/kidnapping/sexual abuse (or attempt of)	Felony (5-life, \$250,000 fine)	No change
566.203	Abuse through forced labor	Felony (5-20, \$250,000 fine)	No change
566.206	Trafficking for the purposes of slavery/involuntary servitude/peonage or forced labor	Felony (5-life, \$250,000 fine)	No change

**CHAPTERS 566, 567, 568, & 573 – SB491**

566.206	Trafficking for the purposes of slavery/involuntary servitude/peonage or forced labor - death/kidnapping/sexual abuse	Felony (5-20, \$250,000 fine)	No change
566.209	Trafficking for the purposes of sexual exploitation	Felony (5-20, \$250,000 fine)	No change
566.209	Trafficking for the purposes of sexual exploitation - death/kidnapping/sexual abuse (or attempt of)	Felony (10-life \$250,000 fine)	No change
566.212/ 566.211	Sexual trafficking of a child (2 <sup>nd</sup> degree) under age 18 years - death/kidnapping/sexual abuse (or attempt of)	Felony (LWOP until 25 years)	No change
566.212 / 566.211	Sexual trafficking of a child (2 <sup>nd</sup> degree) under age 18	Felony (10-life, \$250,000 fine)	No change
566.213 / 566.210	Sexual trafficking of a child (1 <sup>st</sup> degree) less than 12 years of age	Felony (LWOP until 25 years)	No change
566.215	Contribute to human trafficking - misuse of documentation	D Felony	E felony
566.221 / 578.475	Willfully provide incomplete/false information regarding international marriage broker services	D Felony	E felony
566.221 /578.475	Failure of international marriage broker to provide notice/information required by Section 566.221 to recruits of broker	D Felony	E felony
567.020	Prostitution	B misdemeanor	No change
567.020	Prostitution - persistent offender	D Felony	E felony (see 567.110)
567.020	Actor knowingly infected with HIV performed an act of prostitution	B felony	No change
567.030	Patronizing prostitution - 14 years of age or younger / persistent offender	D Felony	E felony (see 567.110)
567.030	Patronizing prostitution - under the age of 18 but older than the age of 14	A misdemeanor	No change
567.030	Patronizing prostitution - 18 years of age or older	B misdemeanor	No change
567.050	Promoting prostitution 1st degree	B felony	No change
567.060	Promoting prostitution 2nd degree	C felony	D felony

**CHAPTERS 566, 567, 568, & 573 – SB491**

567.070	Promoting prostitution 3rd degree	D felony	E felony
567.085	Knowingly sell or offer travel services for the purpose of engaging in prostitution as defined in Section 567.010	C felony	D felony
568.010	Bigamy	A Misdemeanor	No change
568.020	Incest	D Felony	E felony
568.030	Abandonment of child 1st degree	B Felony	C felony
<b>568.030</b>	<b>Abandonment of child 1st degree – serious physical injury or death</b>	<b>New</b>	<b>B felony</b>
568.032	Abandonment of child 2nd degree	D Felony	No change
<b>568.032</b>	<b>Abandonment of child 2nd degree – serious physical injury or death</b>	<b>New</b>	<b>C felony</b>
568.040	Non-support, total arrears in excess of 12 monthly payments due under order of support	D Felony	E felony
568.040	Non-support	A Misdemeanor	No change
568.045	Endangering welfare of child 1st degree	C Felony	D felony
<b>568.045</b>	<b>Endangering welfare of child 1st degree – Serious physical injury</b>	<b>New</b>	<b>B felony</b>
<b>568.045</b>	<b>Endangering welfare of child 1st degree – death</b>	<b>New</b>	<b>A felony</b>
568.045	Endangering welfare of child in ritual/ceremony 1st degree / 2nd or subsequent offense / physical injury	B Felony	C felony
568.050	Endangering the welfare of a child 2nd degree	A Misdemeanor	No change
568.050	Endangering welfare of child in ritual/ceremony 2nd degree	D Felony	E felony
568.052 / 577.300	Leaving a child 10 (11) years of age or less unattended in motor vehicle causing motor vehicle collision/fatal injury to pedestrian 1st degree	C Felony	New C felony

**CHAPTERS 566, 567, 568, & 573 – SB491**

568.052	Leaving a child 10 (11) years of age or less unattended in motor vehicle causing motor vehicle collision/ injury to pedestrian 2nd degree	A Misdemeanor	No change
568.060	Abuse of child - resulting in death	A Felony	No change
568.060	Abuse of child - serious emotional (or physical) injury	B Felony	No change
568.060	Abuse of child	C Felony	D felony
568.065	Genital mutilation of a female child	B Felony	No change
568.070	Unlawful transaction with child	B Misdemeanor	No change
568.080 / 573.200	Use of child in sexual performance - serious emotional injury	B Felony	No change
568.080 / 573.200	Use of child in sexual performance	C Felony	New C felony
568.090 / 573.205	Promoting a sexual performance by a child	C Felony	New C felony
568.110 / 573.215	Failure to report child filmed in an act of sexual conduct	B Misdemeanor	No change
568.175	Trafficking in children	C Felony	D felony
573.020	Promoting obscenity 1st degree	D Felony	E felony
573.025	Promoting child pornography 1st degree	B Felony	No change
573.025	Promote child pornography to a minor 1st degree	A Felony	No change
573.030	Promoting pornography for minors or obscenity 2nd degree - 2nd or subsequent offense	D Felony	E felony
573.030	Promoting pornography for minors or obscenity 2nd degree	A Misdemeanor	No change
573.035	Promoting child pornography 2nd degree	C Felony	D felony
573.035	Promote child pornography to a minor 2nd degree	B Felony	No change

**CHAPTERS 566, 567, 568, & 573 – SB491**

573.037	Possession of child pornography - 2nd offense or possess more than 20	B Felony	No change
573.037	Possession of child pornography - 1st offense	C Felony	D felony
573.040	Furnishing pornographic material or attempt to furnish to a minor - 2 <sup>nd</sup> Offense	D Felony	E felony
573.040	Furnishing pornographic material or attempt to furnish to a minor	A Misdemeanor	No change
573.060	Public display of explicit sexual material - 2nd offense	D Felony	E felony
573.060	Public display of explicit sexual material	A Misdemeanor	No change
573.065	Coercing acceptance of obscene material	D Felony	E felony
573.090	Failure to maintain pornographic/morbid/violent videos in separate area/sales or rentals to juveniles	Infraction	No change
573.100	Making obscene/indecent commercial telephone messages - 2nd offense	D Felony	E felony
573.100	Making obscene or indecent commercial telephone messages	A Misdemeanor	No change
568.080 / 573.200	Use of child in sexual performance - serious emotional injury	B Felony	No change
568.080 / 573.200	Use of child in sexual performance	C Felony	New C felony
568.090 / 573.205	Promoting a sexual performance by a child	C Felony	New C felony
568.110 / 573.215	Failure to report child filmed in an act of sexual conduct	B Misdemeanor	No change
573.509	Person under age 19 dancing in an adult cabaret	A Misdemeanor	No change
573.509	Allow person under age 19 to dance in an adult cabaret	A Misdemeanor	No change
573.531	Violation of sexually oriented business requirements of this section	Misdemeanor - \$500 fine / 90 days jail	No change