

SECOND REGULAR SESSION

# SENATE BILL NO. 1004

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHAEFER.

Read 1st time February 25, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

5164S.011

## AN ACT

To repeal section 568.045, RSMo, and to enact in lieu thereof one new section relating to endangering the welfare of a child in the first degree, with penalty provisions.

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

Section A. Section 568.045, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 568.045, to read as follows:

568.045. 1. **This law shall be called and may be cited as "Karra's and Jocelyn's Law".**

2. A person commits the crime of endangering the welfare of a child in the first degree if:

(1) The person knowingly acts in a manner that creates a substantial risk to the life, body, or health of a child less than seventeen years old; or

(2) The person knowingly engages in sexual conduct with a person under the age of seventeen years over whom the person is a parent, guardian, or otherwise charged with the care and custody;

(3) The person knowingly encourages, aids or causes a child less than seventeen years of age to engage in any conduct which violates the provisions of chapter 195, RSMo;

(4) Such person enlists the aid, either through payment or coercion, of a person less than seventeen years of age to unlawfully manufacture, compound, produce, prepare, sell, transport, test or analyze amphetamine or methamphetamine or any of their analogues, or to obtain any material used to manufacture, compound, produce, prepare, test or analyze amphetamine or methamphetamine or any of their analogues; or

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19           (5) Such person, in the presence of a person less than seventeen years of  
20 age or in a residence where a person less than seventeen years of age resides,  
21 unlawfully manufactures[,] or attempts to manufacture compounds, possesses,  
22 produces, prepares, sells, transports, tests or analyzes amphetamine or  
23 methamphetamine or any of their analogues.

24           **[2.] 3. Except as provided in subsection 4 of this section,**  
25 endangering the welfare of a child in the first degree is a class C felony unless  
26 the offense is committed as part of a ritual or ceremony, or except on a second or  
27 subsequent offense, in which case the crime is a class B felony.

28           **[3. This section shall be known as "Hope's Law".]**

29           **4. Endangering the welfare of a child in the first degree is a**  
30 **felony for which the authorized term of imprisonment shall not exceed**  
31 **twenty years, when committed under subdivision (1) of subsection 2 of**  
32 **this section and the person acts to create such substantial risk to the**  
33 **life, body, or health of a child by shaking a child under the age of five.**

✓  
Bill

Copy