

SECOND REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 888

98TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR WALSH.

Read 1st time January 11, 2016, and ordered printed.

Read 2nd time January 20, 2016, and referred to the Committee on Seniors, Families and Children.

Reported from the Committee February 25, 2016, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up March 31, 2016. Read 3rd time and placed upon its final passage; bill passed.

ADRIANE D. CROUSE, Secretary.

5265S.01P

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## AN ACT

To repeal sections 589.660 and 589.663, RSMo, and to enact in lieu thereof two new sections relating to the address confidentiality program administered by the secretary of state.

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

Section A. Sections 589.660 and 589.663, RSMo, are repealed and two new  
2 sections enacted in lieu thereof, to be known as sections 589.660 and 589.663, to  
3 read as follows:

589.660. As used in sections 589.660 to 589.681, the following terms  
2 mean:

3 (1) "Address", a residential street address, school address, or work address  
4 of a person, as specified on the person's application to be a program participant;

5 (2) "Application assistant", an employee of a state or local agency, or of  
6 a nonprofit program that provides counseling, referral, shelter, or other  
7 specialized service to victims of domestic violence, rape, sexual assault, **human**  
8 **trafficking**, or stalking, who has been designated by the respective agency or  
9 program, and who has been trained and registered by the secretary of state to  
10 assist individuals in the completion of program participation applications;

11 (3) "Designated address", the address assigned to a program participant  
12 by the secretary;

13 (4) "Mailing address", an address that is recognized for delivery by the  
14 United States Postal Service;

15 (5) "Program", the address confidentiality program established in section

16 589.663;

17 (6) "Program participant", a person certified by the secretary of state as  
18 eligible to participate in the address confidentiality program;

19 (7) "Secretary", the secretary of state.

589.663. There is created in the office of the secretary of state a program  
2 to be known as the "Address Confidentiality Program" to protect victims of  
3 domestic violence, rape, sexual assault, **human trafficking**, or stalking by  
4 authorizing the use of designated addresses for such victims and their minor  
5 children. The program shall be administered by the secretary under the following  
6 application and certification procedures:

7 (1) An adult person, a parent or guardian acting on behalf of a minor, or  
8 a guardian acting on behalf of an incapacitated person may apply to the secretary  
9 to have a designated address assigned by the secretary to serve as the person's  
10 address or the address of the minor or incapacitated person;

11 (2) The secretary may approve an application only if it is filed with the  
12 office of the secretary in the manner established by rule and on a form prescribed  
13 by the secretary. A completed application shall contain:

14 (a) The application preparation date, the applicant's signature, and the  
15 signature and registration number of the application assistant who assisted the  
16 applicant in applying to be a program participant;

17 (b) A designation of the secretary as agent for purposes of service of  
18 process and for receipt of first-class mail, legal documents, and certified mail;

19 (c) A sworn statement by the applicant that the applicant has good reason  
20 to believe that he or she:

21 a. Is a victim of domestic violence, rape, sexual assault, **human**  
22 **trafficking**, or stalking; and

23 b. Fears further violent acts from his or her assailant;

24 (d) The mailing address where the applicant may be contacted by the  
25 secretary or a designee and the telephone number or numbers where the  
26 applicant may be called by the secretary or the secretary's designee; and

27 (e) One or more addresses that the applicant requests not be disclosed for  
28 the reason that disclosure will jeopardize the applicant's safety or increase the  
29 risk of violence to the applicant or members of the applicant's household;

30 (3) Upon receipt of a properly completed application, the secretary may  
31 certify the applicant as a program participant. A program participant is certified  
32 for four years following the date of initial certification unless the certification is

33 withdrawn or cancelled before that date. The secretary shall send notification of  
34 lapsing certification and a reapplication form to a program participant at least  
35 four weeks prior to the expiration of the program participant's certification;

36 (4) The secretary shall forward first class mail, legal documents, and  
37 certified mail to the appropriate program participants.

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