

FIRST REGULAR SESSION

# SENATE BILL NO. 34

99TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR CUNNINGHAM.

Pre-filed December 1, 2016, and ordered printed.

ADRIANE D. CROUSE, Secretary.

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## AN ACT

To amend chapter 577, RSMo, by adding thereto one new section relating to the offense of illegal reentry, with penalty provisions and an effective date.

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

Section A. Chapter 577, RSMo, is amended by adding thereto one new  
2 section, to be known as section 577.685, to read as follows:

**577.685. 1. An illegal alien commits the offense of illegal reentry  
2 if he or she has been removed from the United States for any of the  
3 reasons listed under 8 U.S.C. Section 1326(b) and thereafter:**

4 **(1) Enters this state and commits a misdemeanor offense of  
5 assault or domestic assault under chapter 565 or any felony offense; or**

6 **(2) Commits an offense in any other state that would be  
7 considered a misdemeanor offense of assault or domestic assault under  
8 chapter 565 or a felony offense under the laws of this state, and  
9 thereafter enters this state.**

10 **2. The offense of illegal reentry is a class C felony.**

11 **3. Any person in charge of a facility in which an illegal alien is  
12 detained upon arrest for the offense of illegal reentry shall transfer  
13 custody of such illegal alien to the United States Immigration and  
14 Customs Enforcement as soon as practicable.**

Section B. The enactment of section 577.685 of this act shall become  
2 effective on January 1, 2018.

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