

## CONFERENCE COMMITTEE SUBSTITUTE

FOR

## HOUSE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 655

## AN ACT

To repeal sections 43.650, 451.090, 556.037, 589.400, 589.402, 589.403, 589.405, 589.407, 589.414, RSMo, and to enact in lieu thereof eleven new section relating to the protection of children.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

1           Section A. Sections 43.650, 451.090, 556.037, 589.400,  
2           589.402, 589.403, 589.405, 589.407, 589.414, RSMo, are repealed  
3           and eleven new section enacted in lieu thereof, to be known as  
4           sections 43.650, 451.090, 556.037, 589.400, 589.401, 589.402,  
5           589.403, 589.404, 589.405, 589.407, 589.414, to read as follows:

6           43.650. 1. The patrol shall, subject to appropriation,  
7           maintain a web page on the internet which shall be open to the  
8           public and shall include a registered sexual offender search  
9           capability.

10          2. Except as provided in subsections 4 and 5 of this  
11          section, the registered sexual offender search shall make it  
12          possible for any person using the internet to search for and find  
13          the information specified in subsection 4 of this section, if  
14          known, on offenders registered in this state pursuant to sections  
15          589.400 to 589.425[, except that only persons who have been  
16          convicted of, found guilty of or plead guilty to committing,

1 attempting to commit, or conspiring to commit sexual offenses  
2 shall be included on this website].

3 3. The registered sexual offender search shall include the  
4 capability to search for sexual offenders by name, zip code, and  
5 by typing in an address and specifying a search within a certain  
6 number of miles radius from that address.

7 4. Only the information listed in this subsection shall be  
8 provided to the public in the registered sexual offender search:

9 (1) The name and any known aliases of the offender;

10 (2) The date of birth and any known alias dates of birth of  
11 the offender;

12 (3) A physical description of the offender;

13 (4) The residence, temporary, work, and school addresses of  
14 the offender, including the street address, city, county, state,  
15 and zip code;

16 (5) Any photographs of the offender;

17 (6) A physical description of the offender's vehicles,  
18 including the year, make, model, color, and license plate number;

19 (7) The nature and dates of all offenses qualifying the  
20 offender to register, including the tier level assigned to the  
21 offender under sections 589.400 to 589.425;

22 (8) The date on which the offender was released from the  
23 department of mental health, prison, or jail, or placed on  
24 parole, supervised release, or probation for the offenses  
25 qualifying the offender to register;

26 (9) Compliance status of the offender with the provisions  
27 of section 589.400 to 589.425; and

28 (10) Any online identifiers, as defined in section 43.651,

1 used by the person. Such online identifiers shall not be  
2 included in the general profile of an offender on the web page  
3 and shall only be available to a member of the public by a search  
4 using the specific online identifier to determine if a match  
5 exists with a registered offender.

6 5. Juveniles required to register under subdivision (5) of  
7 subsection 1 of section 589.400 shall be exempt from public  
8 notification to include any adjudications from another state,  
9 territory, the District of Columbia, or foreign country or any  
10 federal, tribal, or military jurisdiction.

11 451.090. 1. No recorder shall[, in any event except as  
12 herein provided,] issue a license authorizing the marriage of any  
13 [person] male or female under [fifteen] sixteen years of age[;  
14 provided, however, that such license may be issued on order of a  
15 circuit or associate circuit judge of the county in which the  
16 license is applied for, such license being issued only for good  
17 cause shown and by reason of such unusual conditions as to make  
18 such marriage advisable] nor shall a license be issued  
19 authorizing the marriage of any male or female twenty-one years  
20 of age or older to a male or female under eighteen years of age.

21 2. No recorder shall issue a license authorizing the  
22 marriage of any male or female under the age of eighteen years  
23 [or of any female under the age of eighteen years], except with  
24 the consent of his or her custodial parent or guardian, which  
25 consent shall be given at the time, in writing, stating the  
26 residence of the person giving such consent, signed and sworn to  
27 before an officer authorized to administer oaths.

28 3. The recorder shall state in every license whether the

1 parties applying for same, one or either or both of them, are of  
2 age, or whether the male is under the age of eighteen years or  
3 the female under the age of eighteen years, and if the male is  
4 under the age of eighteen years or the female is under the age of  
5 eighteen years, the name of the custodial parent or guardian  
6 consenting to such marriage. Applicants shall provide proof of  
7 age to the recorder in the form of a certified copy of the  
8 applicant's birth certificate, passport, or other government-  
9 issued identification, which shall then be documented by the  
10 recorder.

11 556.037. 1. Notwithstanding the provisions of section  
12 556.036, prosecutions for unlawful sexual offenses involving a  
13 person eighteen years of age or under [must be commenced within  
14 thirty years after the victim reaches the age of eighteen unless  
15 the prosecutions are for rape in the first degree, forcible rape,  
16 attempted rape in the first degree, attempted forcible rape,  
17 sodomy in the first degree, forcible sodomy, kidnapping,  
18 kidnapping in the first degree, attempted sodomy in the first  
19 degree, or attempted forcible sodomy in which case such  
20 prosecutions] may be commenced at any time.

21 2. For purposes of this section, "sexual offenses" include,  
22 but are not limited to, all offenses for which registration is  
23 required under sections 589.400 to 589.425.

24 589.400. 1. Sections 589.400 to 589.425 shall apply to:

25 (1) Any person who, since July 1, 1979, has been or is  
26 hereafter [convicted of, been found guilty of, or pled guilty or  
27 nolo contendere to committing, attempting to commit, or  
28 conspiring to commit a felony offense of chapter 566, including

1 sexual trafficking of a child and sexual trafficking of a child  
2 under the age of twelve, or any offense of chapter 566 where the  
3 victim is a minor,] adjudicated for an offense referenced in  
4 section 589.414, unless such person is [exempted] exempt from  
5 registering under subsection [8] 9 or 10 of this section or  
6 section 589.401; [or]

7 (2) [Any person who, since July 1, 1979, has been or is  
8 hereafter convicted of, been found guilty of, or pled guilty or  
9 nolo contendere to committing, attempting to commit, or  
10 conspiring to commit one or more of the following offenses:  
11 kidnapping or kidnapping in the first degree when the victim was  
12 a child and the defendant was not a parent or guardian of the  
13 child; abuse of a child under section 568.060 when such abuse is  
14 sexual in nature; felonious restraint or kidnapping in the second  
15 degree when the victim was a child and the defendant is not a  
16 parent or guardian of the child; sexual contact or sexual  
17 intercourse with a resident of a nursing home or sexual conduct  
18 with a nursing facility resident or vulnerable person in the  
19 first or second degree; endangering the welfare of a child under  
20 section 568.045 when the endangerment is sexual in nature;  
21 genital mutilation of a female child, under section 568.065;  
22 promoting prostitution in the first degree; promoting  
23 prostitution in the second degree; promoting prostitution in the  
24 third degree; sexual exploitation of a minor; promoting child  
25 pornography in the first degree; promoting child pornography in  
26 the second degree; possession of child pornography; furnishing  
27 pornographic material to minors; public display of explicit  
28 sexual material; coercing acceptance of obscene material;

1 promoting obscenity in the first degree; promoting pornography  
2 for minors or obscenity in the second degree; incest; use of a  
3 child in a sexual performance; or promoting sexual performance by  
4 a child; or

5       [(3)] Any person who, since July 1, 1979, has been committed  
6 to the department of mental health as a criminal sexual  
7 psychopath; [or]

8       [(4)] (3) Any person who, since July 1, 1979, has been  
9 found not guilty as a result of mental disease or defect of any  
10 offense [listed] referenced in [subdivision (1) or (2) of this  
11 subsection] section 589.414; [or]

12       [(5)] (4) Any juvenile certified as an adult and  
13 transferred to a court of general jurisdiction who has been  
14 [convicted of, found guilty of, or has pleaded guilty or nolo  
15 contendere to committing, attempting to commit, or conspiring to  
16 commit a felony under chapter 566 which is equal to or more  
17 severe than aggravated sexual abuse under 18 U.S.C. Section 2241,  
18 which shall include any attempt or conspiracy to commit such  
19 offense;] adjudicated for an offense listed under section  
20 589.414;

21       [(6)] (5) Any juvenile fourteen years of age or older at  
22 the time of the offense who has been adjudicated for an offense  
23 which is equal to or more severe than aggravated sexual abuse  
24 under 18 U.S.C. Section 2241, which shall include any attempt or  
25 conspiracy to commit such offense;

26       [(7)] (6) Any person who is a resident of this state who  
27 has, since July 1, 1979, been or is hereafter [convicted of, been  
28 found guilty of, or pled guilty to or nolo contendere]

1 adjudicated in any other state, territory, the District of  
2 Columbia, or foreign country, or under federal, tribal, or  
3 military jurisdiction [to committing, attempting to commit, or  
4 conspiring to commit] for an offense which, if committed in this  
5 state, would [be a violation of chapter 566, or a felony  
6 violation of any offense listed in subdivision (2) of this  
7 subsection] constitute an offense listed under section 589.414,  
8 or has been or is required to register in another state,  
9 territory, the District of Columbia, or foreign country, or has  
10 been or is required to register under tribal, federal, or  
11 military law; or

12        [(8)] (7) Any person who has been or is required to  
13 register in another state, territory, the District of Columbia,  
14 or foreign country, or has been or is required to register under  
15 tribal, federal, or military law and who works or attends an  
16 educational institution, whether public or private in nature,  
17 including any secondary school, trade school, professional  
18 school, or institution of higher education on a full-time or on a  
19 part-time basis or has a temporary residence in Missouri. "Part-  
20 time" in this subdivision means for more than seven days in any  
21 twelve-month period.

22        2. Any person to whom sections 589.400 to 589.425 apply  
23 shall, within three business days of [conviction] adjudication,  
24 release from incarceration, or placement upon probation, register  
25 with the chief law enforcement official of the county or city not  
26 within a county in which such person resides unless such person  
27 has already registered in that county for the same offense. For  
28 any juvenile under subdivision (5) of subsection 1 of this

1 section, within three business days of adjudication or release  
2 from commitment to the division of youth services, the department  
3 of mental health, or other placement, such juvenile shall  
4 register with the chief law enforcement official of the county or  
5 city not within a county in which he or she resides unless he or  
6 she has already registered in such county or city not within a  
7 county for the same offense. Any person to whom sections 589.400  
8 to 589.425 apply if not currently registered in their county of  
9 residence shall register with the chief law enforcement official  
10 of such county or city not within a county within three business  
11 days. The chief law enforcement official shall forward a copy of  
12 the registration form required by section 589.407 to a city,  
13 town, village, or campus law enforcement agency located within  
14 the county of the chief law enforcement official[, if so  
15 requested. Such request may ask the chief law enforcement  
16 official to forward copies of all registration forms filed with  
17 such official. The chief law enforcement official may forward a  
18 copy of such registration form to any city, town, village, or  
19 campus law enforcement agency, if so requested].

20 3. The registration requirements of sections 589.400  
21 through 589.425 [are lifetime registration requirements] shall be  
22 as provided under subsection 4 of this section unless:

23 (1) All offenses requiring registration are reversed,  
24 vacated, or set aside;

25 (2) [The registrant is pardoned of the offenses requiring  
26 registration;

27 (3)] The registrant is no longer required to register and  
28 his or her name shall be removed from the registry under the



provisions of [subsection 6 of this] section 589.414; or

~~[(4)]~~ (3) The [registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the] court orders the removal or exemption of such person from the registry under section 589.401.

4. The registration requirements shall be as follows:

(1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;

(2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or

(3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry

1 under sections 589.400 to 589.425, the period during which the  
2 clean record shall be maintained is twenty-five years.

3 (3) In the case of a:

4 (a) Tier I sex offender, the reduction is five years;

5 (b) Tier III sex offender adjudicated delinquent, the  
6 reduction is from life to that period for which the clean record  
7 under paragraph (b) of subdivision (2) of this subsection is  
8 maintained.

9 6. For processing an initial sex offender registration the  
10 chief law enforcement officer of the county or city not within a  
11 county may charge the offender registering a fee of up to ten  
12 dollars.

13 **[5.]** 7. For processing any change in registration required  
14 pursuant to section 589.414 the chief law enforcement official of  
15 the county or city not within a county may charge the person  
16 changing their registration a fee of five dollars for each change  
17 made after the initial registration.

18 **[6.]** 8. Any person currently on the sexual offender  
19 registry [for being convicted of, found guilty of, or pleading  
20 guilty or nolo contendere to committing, attempting to commit, or  
21 conspiring to commit,] or who otherwise would be required to  
22 register for being adjudicated for the offense of felonious  
23 restraint of a nonsexual nature when the victim was a child and  
24 he or she was the parent or guardian of the child, nonsexual  
25 child abuse that was committed under section 568.060, or  
26 kidnapping of a nonsexual nature when the victim was a child and  
27 he or she was the parent or guardian of the child shall be  
28 removed from the registry. However, such person shall remain on

1 the sexual offender registry for any other offense for which he  
2 or she is required to register under sections 589.400 to 589.425.

3 [7.] 9. The following persons shall be exempt from  
4 registering as a sexual offender upon petition to the court of  
5 jurisdiction under section 589.401; except that, such person  
6 shall remain on the sexual offender registry for any other  
7 offense for which he or she is required to register under  
8 sections 589.400 to 589.425:

9 (1) Any person currently on the sexual offender registry  
10 [for having been convicted of, found guilty of, or having pleaded  
11 guilty or nolo contendere to committing, attempting to commit, or  
12 conspiring to commit promoting prostitution in the second degree,  
13 promoting prostitution in the third degree, public display of  
14 explicit sexual material, statutory rape in the second degree,  
15 and no physical force or threat of physical force was used in the  
16 commission of the crime may file a petition in the civil division  
17 of the circuit court in the county in which the offender was  
18 convicted or found guilty of or pled guilty or nolo contendere to  
19 committing, attempting to commit, or conspiring to commit the  
20 offense or offenses for the removal of his or her name from the  
21 sexual offender registry after ten years have passed from the  
22 date he or she was required to register] or who otherwise would  
23 be required to register for a sexual offense involving:

24 (a) Sexual conduct where no force or threat of force was  
25 directed toward the victim or any other individual involved, if  
26 the victim was an adult, unless the adult was under the custodial  
27 authority of the offender at the time of the offense; or

28 (b) Sexual conduct where no force or threat of force was

1 directed toward the victim, the victim was at least fourteen  
2 years of age, and the offender was not more than four years older  
3 than the victim at the time of the offense; or

4 (2) Any person currently required to register for the  
5 following sexual offenses:

6 (a) Promoting obscenity in the first degree under section  
7 573.020;

8 (b) Promoting obscenity in the second degree under section  
9 573.030;

10 (c) Furnishing pornographic materials to minors under  
11 section 573.040;

12 (d) Public display of explicit sexual material under  
13 section 573.060;

14 (e) Coercing acceptance of obscene material under section  
15 573.065;

16 (f) Trafficking for the purpose of slavery, involuntary  
17 servitude, peonage, or forced labor under section 566.206;

18 (g) Abusing an individual through forced labor under  
19 section 566.203;

20 (h) Contributing to human trafficking through the misuse of  
21 documentation under section 566.215; or

22 (i) Acting as an international marriage broker and failing  
23 to provide the information and notice as required under section  
24 578.475.

25 [8. Effective August 28, 2009,] 10. Any person currently on  
26 the sexual offender registry for having been [convicted of, found  
27 guilty of, or having pled guilty or nolo contendere to an offense  
28 included under subsection 1 of this section may file a petition

1 after two years have passed from the date the offender was  
2 convicted or found guilty of or pled guilty or nolo contendere to  
3 the offense or offenses in the civil division of the circuit  
4 court in the county in which the offender was convicted or found  
5 guilty of or pled guilty or nolo contendere to the offense or  
6 offenses for removal of his or her name from the registry if such  
7 person was nineteen years of age or younger and the victim was  
8 thirteen years of age or older at the time of the offense and no  
9 physical force or threat of physical force was used in the  
10 commission of the offense, unless such person meets the  
11 qualifications of this subsection, and such person was eighteen  
12 years of age or younger at the time of the offense, and is  
13 convicted or found guilty of or pleads guilty or nolo contendere  
14 to a violation of section 566.068, 566.090, 566.093, or 566.095  
15 when such offense is a misdemeanor, in which case, such person  
16 may immediately file a petition to remove or exempt his or her  
17 name from the registry upon his or her conviction or finding or  
18 pleading of guilty or nolo contendere to such offense]  
19 adjudicated for a tier I or II offense or adjudicated delinquent  
20 for a tier III offense or other comparable offenses listed under  
21 section 589.414 may file a petition under section 589.401.

22 [9. (1) The court may grant such relief under subsection 7  
23 or 8 of this section if such person demonstrates to the court  
24 that he or she has complied with the provisions of this section  
25 and is not a current or potential threat to public safety. The  
26 prosecuting attorney in the circuit court in which the petition  
27 is filed must be given notice, by the person seeking removal or  
28 exemption from the registry, of the petition to present evidence

1 in opposition to the requested relief or may otherwise  
2 demonstrate the reasons why the petition should be denied.  
3 Failure of the person seeking removal or exemption from the  
4 registry to notify the prosecuting attorney of the petition shall  
5 result in an automatic denial of such person's petition. If the  
6 prosecuting attorney is notified of the petition he or she shall  
7 make reasonable efforts to notify the victim of the crime for  
8 which the person was required to register of the petition and the  
9 dates and times of any hearings or other proceedings in  
10 connection with that petition.

11 (2) If the petition is denied, such person shall wait at  
12 least twelve months before petitioning the court again. If the  
13 court finds that the petitioner is entitled to relief, which  
14 removes or exempts such person's name from the registry, a  
15 certified copy of the written findings or order shall be  
16 forwarded by the court to the chief law enforcement official  
17 having jurisdiction over the offender and to the Missouri state  
18 highway patrol in order to have such person's name removed or  
19 exempted from the registry.]

20 [10.] 11. Any nonresident worker, including work as a  
21 volunteer or intern, or nonresident student shall register for  
22 the duration of such person's employment, including participation  
23 as a volunteer or intern, or attendance at any school of higher  
24 education [and is not entitled to relief under the provisions of  
25 subsection 9 of this section] whether public or private,  
26 including any secondary school, trade school, professional  
27 school, or institution of higher education on a full-time or  
28 part-time basis in this state unless granted relief under section

1 589.401. Any registered offender shall provide information  
2 regarding any place in which the offender is staying when away  
3 from his or her residence for seven or more days, including the  
4 period of time the offender is staying in such place. Any  
5 registered offender from another state who has a temporary  
6 residence in this state and resides more than seven days in a  
7 twelve-month period shall register for the duration of such  
8 person's temporary residency [and is not entitled to the  
9 provisions of subsection 9 of this section] unless granted relief  
10 under section 589.401.

11 [11. Any person whose name is removed or exempted from the  
12 sexual offender registry under subsection 7 or 8 of this section  
13 shall no longer be required to fulfill the registration  
14 requirements of sections 589.400 to 589.425, unless such person  
15 is required to register for committing another offense after  
16 being removed from the registry.]

17 589.401. 1. A person on the sexual offender registry may  
18 file a petition in the division of the circuit court in the  
19 county or city not within a county in which the offense requiring  
20 registration was committed to have his or her name removed from  
21 the sexual offender registry.

22 2. A person who is required to register in this state  
23 because of an offense that was adjudicated in another  
24 jurisdiction shall file his or her petition for removal according  
25 to the laws of the state, territory, tribal, or military  
26 jurisdiction, the District of Columbia, or foreign country in  
27 which his or her offense was adjudicated. Upon the grant of the  
28 petition for removal in the jurisdiction where the offense was

1 adjudicated, such judgment may be registered in this state by  
2 sending the information required under subsection 5 of this  
3 section as well as one authenticated copy of the order granting  
4 removal from the sexual offender registry in the jurisdiction  
5 where the offense was adjudicated to the court in the county or  
6 city not within a county in which the offender is required to  
7 register. On receipt of a request for registration removal, the  
8 registering court shall cause the order to be filed as a foreign  
9 judgment, together with one copy of the documents and  
10 information, regardless of their form. The petitioner shall be  
11 responsible for costs associated with filing the petition.

12 3. A person required to register as a tier III offender  
13 shall not file a petition under this section unless the  
14 requirement to register results from a juvenile adjudication.

15 4. The petition shall be dismissed without prejudice if the  
16 following time periods have not elapsed since the date the person  
17 was required to register for his or her most recent offense under  
18 sections 589.400 to 589.425:

19 (1) For a tier I offense, ten years;

20 (2) For a tier II offense, twenty-five years; or

21 (3) For a tier III offense adjudicated delinquent, twenty-  
22 five years.

23 5. The petition shall be dismissed without prejudice if it  
24 fails to include any of the following:

25 (1) The petitioner's:

26 (a) Full name, including any alias used by the individual;

27 (b) Sex;

28 (c) Race;



1       (d) Date of birth;

2       (e) Last four digits of the Social Security number;

3       (f) Address; and

4       (g) Place of employment, school, or volunteer status;

5       (2) The offense and tier of the offense that required the  
6 petitioner to register;

7       (3) The date the petitioner was adjudicated for the  
8 offense;

9       (4) The date the petitioner was required to register;

10       (5) The case number and court, including the county or city  
11 not within a county, that entered the original order for the  
12 adjudicated sex offense;

13       (6) Petitioner's fingerprints on an applicant fingerprint  
14 card;

15       (7) If the petitioner was pardoned or an offense requiring  
16 registration was reversed, vacated, or set aside, an  
17 authenticated copy of the order; and

18       (8) If the petitioner is currently registered under  
19 applicable law and has not been adjudicated for failure to  
20 register in any jurisdiction and does not have any charges  
21 pending for failure to register.

22       6. The petition shall name as respondents the Missouri  
23 state highway patrol and the chief law enforcement official in  
24 the county or city not within a county in which the petition is  
25 filed.

26       7. All proceedings under this section shall be governed  
27 under the Missouri supreme court rules of civil procedure.

28       8. The person seeking removal or exemption from the

1 registry shall provide the prosecuting attorney in the circuit  
2 court in which the petition is filed with notice of the petition.  
3 The prosecuting attorney may present evidence in opposition to  
4 the requested relief or may otherwise demonstrate the reasons why  
5 the petition should be denied. Failure of the person seeking  
6 removal or exemption from the registry to notify the prosecuting  
7 attorney of the petition shall result in an automatic denial of  
8 such person's petition.

9 9. The prosecuting attorney in the circuit court in which  
10 the petition is filed shall have access to all applicable records  
11 concerning the petitioner including, but not limited to, criminal  
12 history records, mental health records, juvenile records, and  
13 records of the department of corrections or probation and parole.

14 10. The prosecuting attorney shall make reasonable efforts  
15 to notify the victim of the crime for which the person was  
16 required to register of the petition and the dates and times of  
17 any hearings or other proceedings in connection with such  
18 petition.

19 11. The court shall not enter an order directing the  
20 removal of the petitioner's name from the sexual offender  
21 registry unless it finds the petitioner:

22 (1) Has not been adjudicated or does not have charges  
23 pending for any additional nonsexual offense for which  
24 imprisonment for more than one year may be imposed since the date  
25 the offender was required to register for his or her current tier  
26 level;

27 (2) Has not been adjudicated or does not have charges  
28 pending for any additional sex offense that would require

1 registration under sections 589.400 to 589.425 since the date the  
2 offender was required to register for his or her current tier  
3 level, even if the offense was punishable by less than one year  
4 imprisonment;

5 (3) Has successfully completed any required periods of  
6 supervised release, probation, or parole without revocation since  
7 the date the offender was required to register for his or her  
8 current tier level;

9 (4) Has successfully completed an appropriate sex offender  
10 treatment program as approved by a court of competent  
11 jurisdiction or the Missouri department of corrections; and

12 (5) Is not a current or potential threat to public safety.

13 12. In order to meet the criteria required by subdivisions  
14 (1) and (2) of subsection 11 of this section, the fingerprints  
15 filed in the case shall be examined by the Missouri state highway  
16 patrol. The petitioner shall be responsible for all costs  
17 associated with the fingerprint-based criminal history check of  
18 both state and federal files under section 43.530.

19 13. If the petition is denied due to an adjudication in  
20 violation of subdivision (1) or (2) of subsection 11 of this  
21 section, the petitioner shall not file a new petition under this  
22 section until:

23 (1) Fifteen years have passed from the date of the  
24 adjudication resulting in the denial of relief if the petitioner  
25 is classified as a tier I offender;

26 (2) Twenty-five years have passed from the date of  
27 adjudication resulting in the denial of relief if the petitioner  
28 is classified as a tier II offender; or

1       (3) Twenty-five years have passed from the date of the  
2 adjudication resulting in the denial of relief if the petitioner  
3 is classified as a tier III offender on the basis of a juvenile  
4 adjudication.

5       14. If the petition is denied due to the petitioner having  
6 charges pending in violation of subdivision (1) or (2) of  
7 subsection 11 of this section, the petitioner shall not file a  
8 new petition under this section until:

9       (1) The pending charges resulting in the denial of relief  
10 have been finally disposed of in a manner other than  
11 adjudication; or

12       (2) If the pending charges result in an adjudication, the  
13 necessary time period has elapsed under subsection 13 of this  
14 section.

15       15. If the petition is denied for reasons other than those  
16 outlined in subsection 11 of this section, no successive petition  
17 requesting such relief shall be filed for at least five years  
18 from the date the judgment denying relief is entered.

19       16. If the court finds the petitioner is entitled to have  
20 his or her name removed from the sexual offender registry, the  
21 court shall enter judgment directing the removal of the name. A  
22 copy of the judgment shall be provided to the respondents named  
23 in the petition.

24       17. Any person subject to the judgment requiring his or her  
25 name to be removed from the sexual offender registry is not  
26 required to register under sections 589.400 to 589.425 unless  
27 such person is required to register for an offense that was  
28 different from that listed on the judgment of removal.

1       18. The court shall not deny the petition unless the  
2       petition failed to comply with the provisions of sections 589.400  
3       to 589.425 or the prosecuting attorney provided evidence  
4       demonstrating the petition should be denied.

5       589.402. 1. The chief law enforcement officer of the  
6       county or city not within a county may maintain a web page on the  
7       internet, which shall be open to the public and shall include a  
8       registered sexual offender search capability.

9       2. Except as provided in subsections 4 and 5 of this  
10      section, the registered sexual offender search shall make it  
11      possible for any person using the internet to search for and find  
12      the information specified in subsection 3 of this section, if  
13      known, on offenders registered in this state pursuant to sections  
14      589.400 to 589.425[, except that only persons who have been  
15      convicted of, found guilty of, or plead guilty to committing,  
16      attempting to commit, or conspiring to commit sexual offenses  
17      shall be included on this website].

18      3. Only the information listed in this subsection shall be  
19      provided to the public in the registered sexual offender search:

20           (1) The name and any known aliases of the offender;

21           (2) The date of birth and any known alias dates of birth of  
22      the offender;

23           (3) A physical description of the offender;

24           (4) The residence, temporary, work, and school addresses of  
25      the offender, including the street address, city, county, state,  
26      and zip code;

27           (5) Any photographs of the offender;

28           (6) A physical description of the offender's vehicles,

1 including the year, make, model, color, and license plate number;

2 (7) The nature and dates of all offenses qualifying the  
3 offender to register, including the tier level assigned to the  
4 offender under sections 589.400 to 589.425;

5 (8) The date on which the offender was released from the  
6 department of mental health, prison, or jail, or placed on  
7 parole, supervised release, or probation for the offenses  
8 qualifying the offender to register;

9 (9) Compliance status of the offender with the provisions  
10 of sections 589.400 to 589.425; and

11 (10) Any online identifiers, as defined in section 43.651,  
12 used by the person. Such online identifiers shall not be  
13 included in the general profile of an offender on the web page  
14 and shall only be available to a member of the public by a search  
15 using the specific online identifier to determine if a match  
16 exists with a registered offender.

17 4. The chief law enforcement officer of any county or city  
18 not within a county may publish in any newspaper distributed in  
19 the county or city not within a county the sexual offender  
20 information provided under subsection 3 of this section for any  
21 offender residing in the county or city not within a county.

22 5. Juveniles required to register under subdivision (5) of  
23 subsection 1 of section 589.400 shall be exempt from public  
24 notification to include any adjudications from another state,  
25 territory, the District of Columbia, or foreign country or any  
26 federal, tribal, or military jurisdiction.

27 589.403. 1. Any person [to whom subsection 1 of section  
28 589.400 applies] who is required to register under sections

1 589.400 to 589.425 and who is paroled, discharged, or otherwise  
2 released from any correctional facility of the department of  
3 corrections [or], any mental health institution, private jail  
4 under section 221.095, or other private facility recognized by or  
5 contracted with the department of corrections or department of  
6 mental health where such person was confined shall:

7 (1) If the person plans to reside in this state, be  
8 informed by the official in charge of such correctional facility,  
9 private jail, or mental health institution of the person's  
10 possible duty to register pursuant to sections 589.400 to  
11 589.425. If such person is required to register pursuant to  
12 sections 589.400 to 589.425, the official in charge of the  
13 correctional facility, private jail, or the mental health  
14 institution shall complete the initial registration notification  
15 at least seven days prior to release and forward the offender's  
16 registration, within three business days of release, to the  
17 Missouri state highway patrol and the chief law enforcement  
18 official of the county or city not within a county where the  
19 person expects to reside upon discharge, parole, or release[.  
20 When the person lists an address where he or she expects to  
21 reside that is not in this state, the initial registration shall  
22 be forwarded to the Missouri state highway patrol.]; or

23 (2) If the person does not reside or plan to reside in  
24 Missouri, be informed by the official in charge of such  
25 correctional facility, private jail, or mental health institution  
26 of the person's possible duty to register under sections 589.400  
27 to 589.425. If such person is required to register under  
28 sections 589.400 to 589.425, the official in charge of the

1 correctional facility, private jail, or the mental health  
2 institution shall complete the initial registration notification  
3 at least seven days prior to release and forward the offender's  
4 registration, within three business days of release, to the  
5 Missouri state highway patrol and the chief law enforcement  
6 official within the county or city not within a county where the  
7 correctional facility, private jail, or mental health institution  
8 is located.

9       2. If the offender refuses to complete and sign the  
10 registration information as outlined in this section or fails to  
11 register with the chief law enforcement official within three  
12 business days as directed, the offender commits the offense of  
13 failure to register under section 589.425 within the jurisdiction  
14 where the correctional facility, private jail, or mental health  
15 institution is located.

16       589.404. As used in sections 589.400 to 589.425, the  
17 following terms mean:

18       (1) "Adjudicated" or "adjudication", adjudication of  
19 delinquency, a finding of guilt, plea of guilt, finding of not  
20 guilty due to mental disease or defect, or plea of nolo  
21 contendere to committing, attempting to commit, or conspiring to  
22 commit;

23       (2) "Adjudicated delinquent", a person found to have  
24 committed an offense that, if committed by an adult, would be a  
25 criminal offense;

26       (3) "Chief law enforcement official", the sheriff's office  
27 of each county or the police department of a city not within a  
28 county;



1       (4) "Offender registration", the required minimum  
2 informational content of sex offender registries, which shall  
3 consist of, but not be limited to, a full set of fingerprints on  
4 a standard sex offender registration card upon initial  
5 registration in Missouri, as well as all other forms required by  
6 the Missouri state highway patrol upon each initial and  
7 subsequent registration;

8       (5) "Residence", any place where an offender sleeps for  
9 seven or more consecutive or nonconsecutive days or nights within  
10 a twelve-month period;

11       (6) "Sex offender", any person who meets the criteria to  
12 register under sections 589.400 to 589.425 or the Sex Offender  
13 Registration and Notification Act, Title I of the Adam Walsh  
14 Child Protection and Safety Act of 2006, P.L. 109-248;

15       (7) "Sex offense", any offense which is listed under  
16 section 589.414 or comparable to those listed under section  
17 589.414 or otherwise comparable to offenses covered under the Sex  
18 Offender Registration and Notification Act, Title I of the Adam  
19 Walsh Child Protection and Safety Act of 2006, P.L. 109-248;

20       (8) "Sexual act", any type or degree of genital, oral, or  
21 anal penetration;

22       (9) "Sexual contact", any sexual touching of or contact  
23 with a person's body, either directly or through the clothing;

24       (10) "Sexual element", used for the purposes of  
25 distinguishing if sexual contact or a sexual act was committed.  
26 Authorities shall refer to information filed by the prosecutor,  
27 amended information filed by the prosecutor, indictment  
28 information filed by the prosecutor, or amended indictment

1 information filed by the prosecutor, the plea agreement, or court  
2 documentation to determine if a sexual element exists;

3 (11) "Signature", the name of the offender signed in  
4 writing or electronic form approved by the Missouri state highway  
5 patrol;

6 (12) "Student", an individual who enrolls in or attends the  
7 physical location of an educational institution, including a  
8 public or private secondary school, trade or professional school,  
9 or an institution of higher education;

10 (13) "Vehicle", any land vehicle, watercraft, or aircraft.

11 589.405. 1. Any person [to whom subsection 1 of section  
12 589.400 applies] who is required to register under sections  
13 589.400 to 589.425 and who is released on probation, discharged  
14 upon payment of a fine, or released after confinement in a county  
15 jail shall, prior to such release or discharge and at the time of  
16 adjudication, be informed of the possible duty to register  
17 pursuant to sections 589.400 to 589.425 by the court having  
18 jurisdiction over the case. If such person is required to  
19 register pursuant to sections 589.400 to 589.425 and is placed on  
20 probation, the court shall [obtain the address where the person  
21 expects to reside upon discharge, parole or release and shall]  
22 make it a condition of probation that the offender report[,]  
23 within three business days[, such address] to the chief law  
24 enforcement official of the county of adjudication or city not  
25 within a county [where the person expects to reside, upon  
26 discharge, parole or release] of adjudication to complete initial  
27 registration. If such offender is not placed on probation, the  
28 court shall:

1       (1) If the offender resides in Missouri, complete the  
2 initial notification of duty to register form approved by the  
3 state judicial records committee and the Missouri state highway  
4 patrol and forward the form within three business days to the  
5 Missouri state highway patrol and the chief law enforcement  
6 official in the county or city not within a county in which the  
7 offender resides; or

8       (2) If the offender does not reside in Missouri:

9       (a) Order the offender to report directly to the chief law  
10 enforcement official in the county or city not within a county  
11 where the adjudication was heard to register as provided in  
12 sections 589.400 to 589.425; and

13       (b) Complete the initial notification of duty to register  
14 form approved by the state judicial records committee and the  
15 Missouri state highway patrol and forward the form within three  
16 business days to the Missouri state highway patrol and the chief  
17 law enforcement official in the county or city not within a  
18 county where the offender was adjudicated.

19       2. If the offender resides in Missouri and refuses to  
20 complete and sign the registration information as provided in  
21 subdivision (1) of subsection 1 of this section, or if the  
22 offender resides outside of Missouri and refuses to directly  
23 report to the chief law enforcement official as provided in  
24 subdivision (2) of subsection 1 of this section, the offender  
25 commits the offense of failure to register under section 589.425.

26       589.407. 1. Any registration pursuant to sections 589.400  
27 to 589.425 shall consist of completion of an offender  
28 registration form developed by the Missouri state highway patrol

1 or other format approved by the Missouri state highway patrol.  
2 Such form shall consist of a statement, including the signature  
3 of the offender, and shall include, but is not limited to, the  
4 following:

5 (1) A statement in writing signed by the person, giving the  
6 name, address, date of birth, Social Security number, and phone  
7 number of the person, the license plate number and vehicle  
8 description, including the year, make, model, and color of each  
9 vehicle owned or operated by the offender, any online  
10 identifiers, as defined in section 43.651, used by the person,  
11 the place of employment of such person, enrollment within any  
12 institutions of higher education, the crime which requires  
13 registration, whether the person was sentenced as a persistent or  
14 predatory offender pursuant to section 566.125, the date, place,  
15 and a brief description of such crime, the date and place of the  
16 conviction or plea regarding such crime, the age and gender of  
17 the victim at the time of the offense and whether the person  
18 successfully completed the Missouri sexual offender program  
19 pursuant to section 589.040, if applicable;

20 (2) The fingerprints[, ] and palm prints[, and a photograph]  
21 of the person; [and]

22 (3) Unless the offender's appearance has not changed  
23 significantly, a photograph of such offender as follows:

24 (a) Quarterly if a tier III sex offender under section  
25 589.414. Such photograph shall be taken every ninety days  
26 beginning in the month of the person's birth;

27 (b) Semiannually if a tier II sex offender. Such  
28 photograph shall be taken in the month of the person's birth and

1 six months thereafter; and

2 (c) Yearly if a tier I sex offender. Such photograph shall  
3 be taken in the month of the person's birth; and

4 (4) A DNA sample from the individual, if a sample has not  
5 already been obtained.

6 2. The offender shall provide positive identification and  
7 documentation to substantiate the accuracy of the information  
8 completed on the offender registration form, including but not  
9 limited to the following:

10 (1) A photocopy of a valid driver's license or nondriver's  
11 identification card;

12 (2) A document verifying proof of the offender's residency;  
13 and

14 (3) A photocopy of the vehicle registration for each of the  
15 offender's vehicles.

16 3. The Missouri state highway patrol shall maintain all  
17 required registration information in digitized form.

18 4. Upon receipt of any changes to an offender's  
19 registration information contained in this section, the Missouri  
20 state highway patrol shall immediately notify all other  
21 jurisdictions in which the offender is either registered or  
22 required to register.

23 5. The offender shall be responsible for reviewing his or  
24 her existing registration information for accuracy at every  
25 regular in-person appearance and, if any inaccuracies are found,  
26 provide proof of the information in question.

27 6. The signed offender registration form shall serve as  
28 proof that the individual understands his or her duty to register

1 as a sexual offender under sections 589.400 to 589.425 and a  
2 statement to this effect shall be included on the form that the  
3 individual is required to sign at each registration.

4 589.414. 1. Any person required by sections 589.400 to  
5 589.425 to register shall, [not later than] within three business  
6 days [after each change of name, residence within the county or  
7 city not within a county at which the offender is registered,  
8 employment, or student status], appear in person to the chief law  
9 enforcement officer of the county or city not within a county  
10 [and inform such officer of all changes in the information  
11 required by the offender. The chief law enforcement officer  
12 shall immediately forward the registrant changes to the Missouri  
13 state highway patrol within three business days] if there is a  
14 change to any of the following information:

15 (1) Name;

16 (2) Residence;

17 (3) Employment, including status as a volunteer or intern;

18 (4) Student status; or

19 (5) A termination to any of the items listed in this  
20 subsection.

21 2. Any person required to register under sections 589.400  
22 to 589.425 shall, within three business days, notify the chief  
23 law enforcement official of the county or city not within a  
24 county of any changes to the following information:

25 (1) Vehicle information;

26 (2) Temporary lodging information;

27 (3) Temporary residence information;

28 (4) Email addresses, instant messaging addresses, and any

1 other designations used in internet communications, postings, or  
2 telephone communications; or

3 (5) Telephone or other cellular number, including any new  
4 forms of electronic communication.

5 3. The chief law enforcement official in the county or city  
6 not within a county shall immediately forward the registration  
7 changes described under subsections 1 and 2 of this section to  
8 the Missouri state highway patrol within three business days.

9 [2.] 4. If any person required by sections 589.400 to  
10 589.425 to register changes such person's residence or address to  
11 a different county or city not within a county, the person shall  
12 appear in person and shall inform both the chief law enforcement  
13 official with whom the person last registered and the chief law  
14 enforcement official of the county or city not within a county  
15 having jurisdiction over the new residence or address in writing  
16 within three business days of such new address and phone number,  
17 if the phone number is also changed. If any person required by  
18 sections 589.400 to 589.425 to register changes [their state] his  
19 or her state, territory, the District of Columbia, or foreign  
20 country, or federal, tribal, or military jurisdiction of  
21 residence, the person shall appear in person and shall inform  
22 both the chief law enforcement official with whom the person was  
23 last registered and the chief law enforcement official of the  
24 area in the new state, territory, the District of Columbia, or  
25 foreign country, or federal, tribal, or military jurisdiction  
26 having jurisdiction over the new residence or address within  
27 three business days of such new address. Whenever a registrant  
28 changes residence, the chief law enforcement official of the

1 county or city not within a county where the person was  
2 previously registered shall inform the Missouri state highway  
3 patrol of the change within three business days. When the  
4 registrant is changing the residence to a new state, territory,  
5 the District of Columbia, or foreign country, or federal, tribal,  
6 or military jurisdiction, the Missouri state highway patrol shall  
7 inform the responsible official in the new state, territory, the  
8 District of Columbia, or foreign country, or federal, tribal, or  
9 military jurisdiction of residence within three business days.

10 [3.] 5. Tier I sexual offenders, in addition to the  
11 requirements of subsections 1 [and 2] to 4 of this section, [the  
12 following offenders] shall report in person to the chief law  
13 enforcement [agency every ninety days] official annually in the  
14 month of their birth to verify the information contained in their  
15 statement made pursuant to section 589.407. Tier I sexual  
16 offenders include:

17 (1) Any offender [registered as a predatory or persistent  
18 sexual offender under the definitions found in section 566.125]  
19 who has been adjudicated for the offense of:

20 (a) Sexual abuse in the first degree under section 566.100  
21 if the victim is eighteen years of age or older;

22 (b) Sexual misconduct involving a child under section  
23 566.083 if it is a first offense and the punishment is less than  
24 one year;

25 (c) Sexual abuse in the second degree under section 566.101  
26 if the punishment is less than a year;

27 (d) Kidnapping in the second degree under section 565.120  
28 with sexual motivation;



1       (e) Kidnapping in the third degree under section 565.130;

2       (f) Sexual conduct with a nursing facility resident or  
3 vulnerable person in the first degree under section 566.115 if  
4 the punishment is less than one year;

5       (g) Sexual conduct under section 566.116 with a nursing  
6 facility resident or vulnerable person;

7       (h) Sexual contact with a prisoner or offender under  
8 section 566.145 if the victim is eighteen years of age or older;

9       (i) Sex with an animal under section 566.111;

10       (j) Trafficking for the purpose of sexual exploitation  
11 under section 566.209 if the victim is eighteen years of age or  
12 older;

13       (k) Possession of child pornography under section 573.037;

14       (l) Sexual misconduct in the first degree under section  
15 566.093;

16       (m) Sexual misconduct in the second degree under section  
17 566.095;

18       (n) Child molestation in the second degree under section  
19 566.068 as it existed prior to January 1, 2017, if the punishment  
20 is less than one year; or

21       (o) Invasion of privacy under section 565.252 if the victim  
22 is less than eighteen years of age;

23       (2) [Any offender who is registered for a crime where the  
24 victim was less than eighteen years of age at the time of the  
25 offense; and

26       (3) Any offender who has pled guilty or been found guilty  
27 pursuant to section 589.425 of failing to register or submitting  
28 false information when registering.

1           4.] Any offender who is or has been adjudicated in any  
2 other state, territory, the District of Columbia, or foreign  
3 country, or under federal, tribal, or military jurisdiction of an  
4 offense of a sexual nature or with a sexual element that is  
5 comparable to the tier I sexual offenses listed in this  
6 subsection or, if not comparable to those in this subsection,  
7 comparable to those described as tier I offenses under the Sex  
8 Offender Registration and Notification Act, Title I of the Adam  
9 Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

10           6. Tier II sexual offenders, in addition to the  
11 requirements of subsections 1 [and 2] to 4 of this section, [all  
12 registrants] shall report semiannually in person in the month of  
13 their birth and six months thereafter to the chief law  
14 enforcement [agency] official to verify the information contained  
15 in their statement made pursuant to section 589.407. [All  
16 registrants shall allow the chief law enforcement officer to take  
17 a current photograph of the offender in the month of his or her  
18 birth to the chief law enforcement agency.] Tier II sexual  
19 offenders include:

20           (1) Any offender who has been adjudicated for the offense  
21 of:

22           (a) Statutory sodomy in the second degree under section  
23 566.064 if the victim is sixteen to seventeen years of age;

24           (b) Child molestation in the third degree under section  
25 566.069 if the victim is between thirteen and fourteen years of  
26 age;

27           (c) Sexual contact with a student under section 566.086 if  
28 the victim is thirteen to seventeen years of age;

1       (d) Enticement of a child under section 566.151;  
2       (e) Abuse of a child under section 568.060 if the offense  
3 is of a sexual nature and the victim is thirteen to seventeen  
4 years of age;  
5       (f) Sexual exploitation of a minor under section 573.023;  
6       (g) Promoting child pornography in the first degree under  
7 section 573.025;  
8       (h) Promoting child pornography in the second degree under  
9 section 573.035;  
10       (i) Patronizing prostitution under section 567.030;  
11       (j) Sexual contact with a prisoner or offender under  
12 section 566.145 if the victim is thirteen to seventeen years of  
13 age;  
14       (k) Child molestation in the fourth degree under section  
15 566.071 if the victim is thirteen to seventeen years of age;  
16       (l) Sexual misconduct involving a child under section  
17 566.083 if it is a first offense and the penalty is a term of  
18 imprisonment of more than a year; or  
19       (m) Age misrepresentation with intent to solicit a minor  
20 under section 566.153;  
21       (2) Any person who is adjudicated of an offense comparable  
22 to a tier I offense listed in this section or failure to register  
23 offense under section 589.425 or comparable out-of-state failure  
24 to register offense and who is already required to register as a  
25 tier I offender due to having been adjudicated of a tier I  
26 offense on a previous occasion; or  
27       (3) Any person who is or has been adjudicated in any other  
28 state, territory, the District of Columbia, or foreign country,

1 or under federal, tribal, or military jurisdiction for an offense  
2 of a sexual nature or with a sexual element that is comparable to  
3 the tier II sexual offenses listed in this subsection or, if not  
4 comparable to those in this subsection, comparable to those  
5 described as tier II offenses under the Sex Offender Registration  
6 and Notification Act, Title I of the Adam Walsh Child Protection  
7 and Safety Act of 2006, Pub. L. 109-248.

8 7. Tier III sexual offenders, in addition to the  
9 requirements of subsections 1 to 4 of this section, shall report  
10 in person to the chief law enforcement official every ninety days  
11 to verify the information contained in their statement made under  
12 section 589.407. Tier III sexual offenders include:

13 (1) Any offender registered as a predatory sexual offender  
14 as defined in section 566.123 or a persistent sexual offender as  
15 defined in section 566.124;

16 (2) Any offender who has been adjudicated for the crime of:

17 (a) Rape in the first degree under section 566.030;

18 (b) Statutory rape in the first degree under section  
19 566.032;

20 (c) Rape in the second degree under section 566.031;

21 (d) Endangering the welfare of a child in the first degree  
22 under section 568.045 if the offense is sexual in nature;

23 (e) Sodomy in the first degree under section 566.060;

24 (f) Statutory sodomy under section 566.062;

25 (g) Statutory sodomy under section 566.064 if the victim is  
26 under sixteen years of age;

27 (h) Sodomy in the second degree under section 566.061;

28 (i) Sexual misconduct involving a child under section

1 566.083 if the offense is a second or subsequent offense;

2 (j) Sexual abuse in the first degree under section 566.100  
3 if the victim is under thirteen years of age;

4 (k) Kidnapping in the first degree under section 565.110 if  
5 the victim is under eighteen years of age, excluding kidnapping  
6 by a parent or guardian;

7 (l) Child kidnapping under section 565.115;

8 (m) Sexual conduct with a nursing facility resident or  
9 vulnerable person in the first degree under section 566.115 if  
10 the punishment is greater than a year;

11 (n) Incest under section 568.020;

12 (o) Endangering the welfare of a child in the first degree  
13 under section 568.045 with sexual intercourse or deviate sexual  
14 intercourse with a victim under eighteen years of age;

15 (p) Child molestation in the first degree under section  
16 566.067;

17 (q) Child molestation in the second degree under section  
18 566.068;

19 (r) Child molestation in the third degree under section  
20 566.069 if the victim is under thirteen years of age;

21 (s) Promoting prostitution in the first degree under  
22 section 567.050 if the victim is under eighteen years of age;

23 (t) Promoting prostitution in the second degree under  
24 section 567.060 if the victim is under eighteen years of age;

25 (u) Promoting prostitution in the third degree under  
26 section 567.070 if the victim is under eighteen years of age;

27 (v) Promoting travel for prostitution under section 567.085  
28 if the victim is under eighteen years of age;

1       (w) Trafficking for the purpose of sexual exploitation  
2 under section 566.209 if the victim is under eighteen years of  
3 age;

4       (x) Sexual trafficking of a child in the first degree under  
5 section 566.210;

6       (y) Sexual trafficking of a child in the second degree  
7 under section 566.211;

8       (z) Genital mutilation of a female child under section  
9 568.065;

10       (aa) Statutory rape in the second degree under section  
11 566.034;

12       (bb) Child molestation in the fourth degree under section  
13 566.071 if the victim is under thirteen years of age;

14       (cc) Sexual abuse in the second degree under section  
15 566.101 if the penalty is a term of imprisonment of more than a  
16 year;

17       (dd) Patronizing prostitution under section 567.030 if the  
18 offender is a persistent offender;

19       (ee) Abuse of a child under section 568.060 if the offense  
20 is of a sexual nature and the victim is under thirteen years of  
21 age;

22       (ff) Sexual contact with a prisoner or offender under  
23 section 566.145 if the victim is under thirteen years of age;

24       (gg) Sexual intercourse with a prisoner or offender under  
25 section 566.145;

26       (hh) Sexual contact with a student under section 566.086 if  
27 the victim is under thirteen years of age;

28       (ii) Use of a child in a sexual performance under section

1 573.200; or

2 (jj) Promoting a sexual performance by a child under  
3 section 573.205;

4 (3) Any offender who is adjudicated for a crime comparable  
5 to a tier I or tier II offense listed in this section or failure  
6 to register offense under section 589.425, or other comparable  
7 out-of-state failure to register offense, who has been or is  
8 already required to register as a tier II offender because of  
9 having been adjudicated for a tier II offense, two tier I  
10 offenses, or combination of a tier I offense and failure to  
11 register offense, on a previous occasion;

12 (4) Any offender who is adjudicated in any other state,  
13 territory, the District of Columbia, or foreign country, or under  
14 federal, tribal, or military jurisdiction for an offense of a  
15 sexual nature or with a sexual element that is comparable to a  
16 tier III offense listed in this section or a tier III offense  
17 under the Sex Offender Registration and Notification Act, Title I  
18 of the Adam Walsh Child Protection and Safety Act of 2006, Pub.  
19 L. 109-248; or

20 (5) Any offender who is adjudicated in Missouri for any  
21 offense of a sexual nature requiring registration under sections  
22 589.400 to 589.425 that is not classified as a tier I or tier II  
23 offense in this section.

24 [5.] 8. In addition to the requirements of subsections 1  
25 [and 2] to 7 of this section, all Missouri registrants who work,  
26 including as a volunteer or unpaid intern, or attend any school  
27 [or training] whether public or private, including any secondary  
28 school, trade school, professional school, or institution of

1 higher education, on a full-time or part-time basis [in any other  
2 state] or have a temporary residence in this state shall be  
3 required to report in person to the chief law enforcement officer  
4 in the area of the state where they work, including as a  
5 volunteer or unpaid intern, or attend any school or training and  
6 register in that state. "Part-time" in this subsection means for  
7 more than seven days in any twelve-month period.

8 [6.] 9. If a person[, ] who is required to register as a  
9 sexual offender under sections 589.400 to 589.425[, ] changes or  
10 obtains a new online identifier as defined in section 43.651, the  
11 person shall report such information in the same manner as a  
12 change of residence before using such online identifier.

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20 Scott Sifton

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Kurt Bahr