

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/Senate Bill No. 966, Page 46, Section 455.095, Line 2

of said page, by inserting immediately after said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction

1 in a grade or grades not higher than the twelfth grade, or any
2 child care facility that is licensed under chapter 210, or any
3 child care facility as defined in section 210.201 that is exempt
4 from state licensure but subject to state regulation under
5 section 210.252 and holds itself out to be a child care facility,
6 where the school or facility is in existence at the time the
7 individual begins to reside at the location. Such person shall
8 also not reside within one thousand feet of the property line of
9 the residence of a former victim of such person.

10 2. If such person has already established a residence and a
11 public school, a private school, or child care facility is
12 subsequently built or placed within one thousand feet of such
13 person's residence, or a former victim subsequently resides on
14 property with a property line within one thousand feet of such
15 person's residence, then such person shall, within one week of
16 the opening of such public school, private school, or child care
17 facility, or the former victim residing on the property, notify
18 the county sheriff where such public school, private school, [or]
19 child care facility, or residence of a former victim is located
20 that he or she is now residing within one thousand feet of such
21 public school, private school, [or] child care facility, or
22 property line of the residence of a former victim, and shall
23 provide verifiable proof to the sheriff that he or she resided
24 there prior to the opening of such public school, private school,
25 or child care facility, or the former victim residing on the
26 property.

27 3. For purposes of this section, "resides" means sleeps in
28 a residence, which may include more than one location and may be
29 mobile or transitory.

1 4. For the purposes of the section, one thousand feet shall
2 be measured from the edge of the offender's property nearest the
3 public school, private school, child care facility, or former
4 victim to the nearest edge of the public school, private school,
5 child care facility, or former victim's property.

6 5. Violation of the provisions of subsection 1 of this
7 section is a class E felony except that the second or any
8 subsequent violation is a class B felony. Violation of the
9 provisions of subsection 2 of this section is a class A
10 misdemeanor except that the second or subsequent violation is a
11 class E felony."; and

12 Further amend the title and enacting clause accordingly.