AN ACT

To amend chapter 569, RSMo, by adding thereto one new section relating to criminal offenses involving critical infrastructure facilities, with penalty provisions.

Section A. Chapter 569, RSMo, is amended by adding thereto one new section, to be known as section 569.086, to read as follows:

569.086. 1. As used in this section, "critical infrastructure facility" means any of the following facilities that are under construction or operational: a petroleum or alumina refinery; critical electric infrastructure, as defined in 18 CFR Section 118.113(c)(3) including, but not limited to, an electrical power generating facility, substation, switching station, electrical control center, or electric power lines and associated equipment infrastructure; a chemical, polymer, or rubber manufacturing facility; a water intake structure, water storage facility, water treatment plant, wastewater treatment plant, wastewater pumping facility, or pump station; a natural gas compressor station; a liquid natural gas terminal or storage facility; a telecommunications central switching office; wireless telecommunications infrastructure, including cell towers, telephone poles and lines, including fiber optic lines; a port, railroad switching yard, railroad tracks, trucking terminal, or other freight transportation facility; a gas processing plant, including a plant used in the processing, treatment, or fractionation of natural gas or natural gas liquids; a transmission facility used by a federally licensed radio or television station; a steelmaking facility that uses an electric arc furnace to make steel; a facility identified and regulated by the United States Department of Transportation as a hazardous material facility; a facility used for the storage of explosives, as defined in section 6302.030; a dam, including an impoundment; a nuclear reactor; a pipeline; or a facility used in the production, processing, or treatment of any of the following: coal; metallic minerals; nonmetallic minerals; coalbed methane; oil, petroleum, or natural gas; or biomass fuels.

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

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States Department of Homeland Security Chemical Facility Anti-
Terrorism Standards (CFATS) program; a dam that is regulated by the
state or federal government; a natural gas distribution utility facility
including, but not limited to, natural gas distribution and transmission
mains and services, pipeline interconnections, a city gate or town
border station, metering station, aboveground piping, a regulator
station, and a natural gas storage facility; a crude oil or refined
products storage and distribution facility including, but not limited to,
valve sites, pipeline interconnection, pump station, metering station,
below or aboveground pipeline or piping and truck loading or
offloading facility, a grain mill or processing facility; a generation,
transmission, or distribution system of broadband internet access; or
any aboveground portion of an oil, gas, hazardous liquid or chemical
pipeline, tank, railroad facility, or other storage facility that is
enclosed by a fence, other physical barrier, or is clearly marked with
signs prohibiting trespassing, that are obviously designed to exclude
intruders.

2. A person commits the offense of trespass on a critical
infrastructure facility if he or she unlawfully trespasses or enters
property containing a critical infrastructure facility without the
permission of the owner of the property or lawful occupant
thereof. The offense of trespass on a critical infrastructure facility is
a class B misdemeanor. If it is determined that the intent of the
trespasser is to damage, destroy, vandalize, deface, tamper with
equipment, or impede or inhibit operations of the facility, the person
shall be guilty of a class A misdemeanor.

3. A person commits the offense of damage of a critical
infrastructure if he or she damages, destroys, vandalizes, defaces, or
tampers with equipment in a critical infrastructure facility. The
offense of damage of a critical infrastructure facility is a class C felony.

4. If an organization is found to be a conspirator with persons
who are found to have committed any of the offenses set forth in
subsection 2 or 3 of this section, the conspiring organization shall be
punished by a fine that is ten times the amount of the fine attached to
the offense set forth in subsection 2 or 3 of this section.