

# SENATE BILL NO. 906

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR COLEMAN.

3299S.02I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 190.142, 198.082, 211.326, 337.618, 491.075, 492.304, 537.046, 566.151, 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, 566.218, 567.030, and 590.050, RSMo, and to enact in lieu thereof twenty-four new sections relating to sexual exploitation of vulnerable persons, with penalty provisions.

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

Section A. Sections 190.142, 198.082, 211.326, 337.618, 491.075, 492.304, 537.046, 566.151, 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, 566.218, 567.030, and 590.050, RSMo, are repealed and twenty-four new sections enacted in lieu thereof, to be known as sections 27.120, 190.142, 198.082, 211.326, 335.059, 337.618, 407.2100, 491.075, 492.304, 537.046, 540.345, 566.151, 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, 566.218, 566.219, 566.300, 567.030, 589.700, and 590.050, to read as follows:

**27.120. 1. There is hereby created the "Counter Human Trafficking Task Force" to address the issue of human trafficking in Missouri.**

**2. The task force shall consist of the following members or their designee:**

- (1) The attorney general;**
- (2) The director of the department of social services;**
- (3) The director of the department of public safety;**
- (4) The director of the department of mental health;**

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

- 10           (5) The superintendent of the Missouri state highway  
11 patrol;
- 12           (6) The director of the office of prosecution services;
- 13           (7) Three members appointed by the governor who shall  
14 serve for terms of four years, shall serve until a successor  
15 is appointed, and a vacancy in the office of a member shall  
16 be filled by appointment for the remainder of the expired  
17 term:
- 18           (a) One member who is a law enforcement officer;
- 19           (b) One member who is an elected or appointed judge or  
20 a prosecuting attorney; and
- 21           (c) One member representing a counter human  
22 trafficking advocacy group;
- 23           (8) Two members of the house of representatives, with  
24 one appointed by the speaker of the house of representatives  
25 and one by the minority floor leader of the house of  
26 representatives, which shall include:
- 27           (a) One member who belongs to a committee with  
28 responsibility for crime prevention or public safety; and
- 29           (b) One member who belongs to a committee with  
30 responsibility for health or mental health policy;
- 31           (9) Two members of the senate, with one appointed by  
32 the president pro tempore of the senate and one appointed by  
33 the minority floor leader of the senate, which shall include:
- 34           (a) One member who belongs to a committee with  
35 responsibility for transportation, infrastructure, and  
36 public safety; and
- 37           (b) One member who belongs to a committee with a  
38 responsibility for health and welfare.
- 39           3. A majority of the members of the task force shall  
40 constitute a quorum. The task force shall be chaired by the  
41 attorney general or his or her designee. The task force

42 shall hold its first meeting within thirty days of August  
43 28, 2024, and hold subsequent meetings quarterly or upon the  
44 call of the chair. The members of the task force shall  
45 serve without compensation, but shall be entitled to  
46 necessary and actual expenses incurred in attending meetings  
47 of the task force.

48 4. The task force shall:

49 (1) Collect and distribute information on existing  
50 counter human trafficking resources;

51 (2) Research and report to the governor and general  
52 assembly on the state of human trafficking in Missouri by  
53 October thirty-first of each year; and

54 (3) Provide legislative recommendations to advance  
55 counter human trafficking efforts to the governor and  
56 general assembly by October thirty-first of each year.

57 5. The office of the attorney general shall provide  
58 administrative support to the task force.

190.142. 1. (1) For applications submitted before  
2 the recognition of EMS personnel licensure interstate  
3 compact under sections 190.900 to 190.939 takes effect, the  
4 department shall, within a reasonable time after receipt of  
5 an application, cause such investigation as it deems  
6 necessary to be made of the applicant for an emergency  
7 medical technician's license.

8 (2) For applications submitted after the recognition  
9 of EMS personnel licensure interstate compact under sections  
10 190.900 to 190.939 takes effect, an applicant for initial  
11 licensure as an emergency medical technician in this state  
12 shall submit to a background check by the Missouri state  
13 highway patrol and the Federal Bureau of Investigation  
14 through a process approved by the department of health and  
15 senior services. Such processes may include the use of

16 vendors or systems administered by the Missouri state  
17 highway patrol. The department may share the results of  
18 such a criminal background check with any emergency services  
19 licensing agency in any member state, as that term is  
20 defined under section 190.900, in recognition of the EMS  
21 personnel licensure interstate compact. The department  
22 shall not issue a license until the department receives the  
23 results of an applicant's criminal background check from the  
24 Missouri state highway patrol and the Federal Bureau of  
25 Investigation, but, notwithstanding this subsection, the  
26 department may issue a temporary license as provided under  
27 section 190.143. Any fees due for a criminal background  
28 check shall be paid by the applicant.

29 (3) The director may authorize investigations into  
30 criminal records in other states for any applicant.

31 2. The department shall issue a license to all levels  
32 of emergency medical technicians, for a period of five  
33 years, if the applicant meets the requirements established  
34 pursuant to sections 190.001 to 190.245 and the rules  
35 adopted by the department pursuant to sections 190.001 to  
36 190.245. The department may promulgate rules relating to  
37 the requirements for an emergency medical technician  
38 including but not limited to:

39 (1) Age requirements;

40 (2) Emergency medical technician and paramedic  
41 education and training requirements based on respective  
42 National Emergency Medical Services Education Standards and  
43 any modification to such curricula specified by the  
44 department through rules adopted pursuant to sections  
45 190.001 to 190.245 **and one hour annually of sex and human**  
46 **trafficking awareness training as provided in section**  
47 **566.300;**

48           (3) Paramedic accreditation requirements. Paramedic  
49 training programs shall be accredited as required by the  
50 National Registry of Emergency Medical Technicians;

51           (4) Initial licensure testing requirements. Initial  
52 paramedic licensure testing shall be through the national  
53 registry of EMTs;

54           (5) Continuing education and relicensure requirements;  
55 and

56           (6) Ability to speak, read and write the English  
57 language.

58           3. Application for all levels of emergency medical  
59 technician license shall be made upon such forms as  
60 prescribed by the department in rules adopted pursuant to  
61 sections 190.001 to 190.245. The application form shall  
62 contain such information as the department deems necessary  
63 to make a determination as to whether the emergency medical  
64 technician meets all the requirements of sections 190.001 to  
65 190.245 and rules promulgated pursuant to sections 190.001  
66 to 190.245.

67           4. All levels of emergency medical technicians may  
68 perform only that patient care which is:

69           (1) Consistent with the training, education and  
70 experience of the particular emergency medical technician;  
71 and

72           (2) Ordered by a physician or set forth in protocols  
73 approved by the medical director.

74           5. No person shall hold themselves out as an emergency  
75 medical technician or provide the services of an emergency  
76 medical technician unless such person is licensed by the  
77 department.

78           6. Any rule or portion of a rule, as that term is  
79 defined in section 536.010, that is created under the

80 authority delegated in this section shall become effective  
81 only if it complies with and is subject to all of the  
82 provisions of chapter 536 and, if applicable, section  
83 536.028. This section and chapter 536 are nonseverable and  
84 if any of the powers vested with the general assembly  
85 pursuant to chapter 536 to review, to delay the effective  
86 date, or to disapprove and annul a rule are subsequently  
87 held unconstitutional, then the grant of rulemaking  
88 authority and any rule proposed or adopted after August 28,  
89 2002, shall be invalid and void.

198.082. 1. Each certified nursing assistant hired to  
2 work in a skilled nursing or intermediate care facility  
3 after January 1, 1980, shall have successfully completed a  
4 nursing assistant training program approved by the  
5 department or shall enroll in and begin the first available  
6 approved training program which is scheduled to commence  
7 within ninety days of the date of the certified nursing  
8 assistant's employment and which shall be completed within  
9 four months of employment. Training programs shall be  
10 offered at any facility licensed by the department of health  
11 and senior services; any skilled nursing or intermediate  
12 care unit in a Missouri veterans home, as defined in section  
13 42.002; or any hospital, as defined in section 197.020.  
14 Training programs shall be reasonably accessible to the  
15 enrollees in each class. The program may be established by  
16 a skilled nursing or intermediate care facility, unit, or  
17 hospital; by a professional organization; or by the  
18 department, and training shall be given by the personnel of  
19 the facility, unit, or hospital; by a professional  
20 organization; by the department; by any community college;  
21 or by the vocational education department of any high school.

22           2. As used in this section the term "certified nursing  
23 assistant" means an employee who has completed the training  
24 required under subsection 1 of this section, who has passed  
25 the certification exam, and who is assigned by a skilled  
26 nursing or intermediate care facility, unit, or hospital to  
27 provide or assist in the provision of direct resident health  
28 care services under the supervision of a nurse licensed  
29 under the nursing practice law, chapter 335.

30           3. This section shall not apply to any person  
31 otherwise regulated or licensed to perform health care  
32 services under the laws of this state. It shall not apply  
33 to volunteers or to members of religious or fraternal orders  
34 which operate and administer the facility, if such  
35 volunteers or members work without compensation.

36           4. The training program requirements shall be defined  
37 in regulation by the department and shall require at least  
38 seventy-five classroom hours of training and one hundred  
39 hours supervised and on-the-job training. On-the-job  
40 training sites shall include supervised practical training  
41 in a laboratory or other setting in which the trainee  
42 demonstrates knowledge while performing tasks on an  
43 individual under the direct supervision of a registered  
44 nurse or a licensed practical nurse. The training shall be  
45 completed within four months of employment and may consist  
46 of normal employment as nurse assistants or hospital nursing  
47 support staff under the supervision of a licensed nurse.

48           5. Certified nursing assistants who have not  
49 successfully completed the nursing assistant training  
50 program prior to employment may begin duties as a certified  
51 nursing assistant and may provide direct resident care only  
52 if under the direct supervision of a licensed nurse prior to

53 completion of the seventy-five classroom hours of the  
54 training program.

55 6. The competency evaluation shall be performed in a  
56 facility, as defined in 42 CFR Sec. 483.5, or laboratory  
57 setting comparable to the setting in which the individual  
58 shall function as a certified nursing assistant.

59 7. Persons completing the training requirements of  
60 unlicensed assistive personnel under 19 CSR 30-20.125 or its  
61 successor regulation, and who have completed the competency  
62 evaluation, shall be allowed to sit for the certified  
63 nursing assistant examination and be deemed to have  
64 fulfilled the classroom and clinical standards for  
65 designation as a certified nursing assistant.

66 8. The department of health and senior services may  
67 offer additional training programs and certifications to  
68 students who are already certified as nursing assistants  
69 according to regulations promulgated by the department and  
70 curriculum approved by the board.

71 **9. Each certified nursing assistant shall annually**  
72 **complete one hour of sex and human trafficking awareness**  
73 **training as provided in section 566.300.**

211.326. 1. The state courts administrator shall:

2 (1) Evaluate existing services by establishing  
3 performance standards including performance standards for  
4 juvenile courts receiving diversion funds;

5 (2) Develop standards for orientation training for all  
6 new juvenile court professional personnel, including  
7 juvenile officers, deputy juvenile officers and other  
8 personnel deemed necessary by the state courts administrator;

9 (3) Develop standards for continuing education for  
10 existing juvenile court professional personnel, including



11 juvenile officers, deputy juvenile officers and other  
12 personnel deemed necessary by the state courts administrator;

13 (4) Develop a process to evaluate services and collect  
14 relevant outcome data;

15 (5) Develop a standardized assessment form for  
16 classifying juvenile offenders; and

17 (6) Develop guidelines for juvenile court judges to  
18 use in determining the length of time a child may be  
19 detained prior to informal adjustment or formal adjudication.

20 2. Standards, training and assessment forms developed  
21 pursuant to subsection 1 of this section shall be developed  
22 considering racial disparities in the juvenile justice  
23 system.

24 **3. Continuing education standards established under**  
25 **subdivision (3) of subsection 1 of this section shall**  
26 **include a requirement that each juvenile officer annually**  
27 **completes one hour of sex and human trafficking awareness**  
28 **training as provided in section 566.300.**

2 **335.059. Each registered nurse, licensed practical**  
3 **nurse, and advanced practice registered nurse licensed under**  
4 **this chapter shall annually complete one hour of sex and**  
5 **human trafficking awareness training as provided in section**  
6 **566.300.**

2 337.618. Each license issued pursuant to the  
3 provisions of sections 337.600 to 337.689 shall expire on a  
4 renewal date established by the director. The term of  
5 licensure shall be twenty-four months. The committee shall  
6 require a minimum number of thirty clock hours of continuing  
7 education for renewal of a license issued pursuant to  
8 sections 337.600 to 337.689, including two hours of suicide  
9 assessment, referral, treatment, and management training **and**  
10 **two hours of sex and human trafficking awareness training as**

10 **provided in section 566.300.** The committee shall renew any  
11 license upon application for a renewal, completion of the  
12 required continuing education hours and upon payment of the  
13 fee established by the committee pursuant to the provisions  
14 of section 337.612. As provided by rule, the board may  
15 waive or extend the time requirements for completion of  
16 continuing education for reasons related to health, military  
17 service, foreign residency, or for other good cause. All  
18 requests for waivers or extensions of time shall be made in  
19 writing and submitted to the board before the renewal date.

2047.2100. 1. **For purposes of this section, "child  
2 pornography" shall mean anything defined as child  
3 pornography in 18 U.S.C. Section 2256(8).**

4 2. (1) **Every internet service provider that provides  
5 service in the state of Missouri shall make all reasonable  
6 and technologically feasible efforts to block access to  
7 child pornography.**

8 (2) **Any person who becomes aware that information or  
9 material described in subdivision (1) of this subsection is  
10 accessible through internet service provided by an internet  
11 service provider in the state of Missouri may notify that  
12 internet service provider and request that it block access  
13 to that information or material. A person may provide this  
14 notification by:**

15 (a) **Calling the internet service provider's customer  
16 support number and providing a precise description and  
17 location of the information or material described in  
18 subdivision (1) of this subsection; or**

19 (b) **Mailing a letter to the internet service provider  
20 and providing a precise description and location of the  
21 information or material described in subdivision (1) of this  
22 subsection.**

23           **(3) Any internet service provider that knowingly and**  
24 **intentionally violates the provisions of this section shall**  
25 **be held liable for damages in the amount of ten thousand**  
26 **dollars for each and every occurrence if the entity fails to**  
27 **perform reasonable and technologically feasible efforts to**  
28 **block access to child pornography.**

          491.075. 1. A statement made by a child under the age  
2 of **[fourteen] eighteen**, or a vulnerable person, relating to  
3 an offense under chapter 565, 566, 568 or 573, performed by  
4 another, not otherwise admissible by statute or court rule,  
5 is admissible in evidence in criminal proceedings in the  
6 courts of this state as substantive evidence to prove the  
7 truth of the matter asserted if:

8           (1) The court finds, in a hearing conducted outside  
9 the presence of the jury that the time, content and  
10 circumstances of the statement provide sufficient indicia of  
11 reliability; and

12           (2) (a) The child or vulnerable person testifies at  
13 the proceedings; or

14           (b) The child or vulnerable person is unavailable as a  
15 witness; or

16           (c) The child or vulnerable person is otherwise  
17 physically available as a witness but the court finds that  
18 the significant emotional or psychological trauma which  
19 would result from testifying in the personal presence of the  
20 defendant makes the child or vulnerable person unavailable  
21 as a witness at the time of the criminal proceeding.

22           2. Notwithstanding subsection 1 of this section or any  
23 provision of law or rule of evidence requiring corroboration  
24 of statements, admissions or confessions of the defendant,  
25 and notwithstanding any prohibition of hearsay evidence, a  
26 statement by a child when under the age of **[fourteen]**

27 **eighteen**, or a vulnerable person, who is alleged to be  
28 victim of an offense under chapter 565, 566, 568 or 573 is  
29 sufficient corroboration of a statement, admission or  
30 confession regardless of whether or not the child or  
31 vulnerable person is available to testify regarding the  
32 offense.

33 3. A statement may not be admitted under this section  
34 unless the prosecuting attorney makes known to the accused  
35 or the accused's counsel his or her intention to offer the  
36 statement and the particulars of the statement sufficiently  
37 in advance of the proceedings to provide the accused or the  
38 accused's counsel with a fair opportunity to prepare to meet  
39 the statement.

40 4. Nothing in this section shall be construed to limit  
41 the admissibility of statements, admissions or confessions  
42 otherwise admissible by law.

43 5. For the purposes of this section, "vulnerable  
44 person" shall mean a person who, as a result of an  
45 inadequately developed or impaired intelligence or a  
46 psychiatric disorder that materially affects ability to  
47 function, lacks the mental capacity to consent, or whose  
48 developmental level does not exceed that of an ordinary  
49 child of **[fourteen] seventeen** years of age.

492.304. 1. In addition to the admissibility of a  
2 statement under the provisions of section 492.303, the  
3 visual and aural recording of a verbal or nonverbal  
4 statement of a child when under the age of **[fourteen]**  
5 **eighteen [who is alleged to be a victim of] or a vulnerable**  
6 **person, relating to** an offense under the provisions of  
7 chapter 565, 566 **[or]**, 568, **or 573 if performed by another,**  
8 is admissible into evidence if:

9           (1) No attorney for either party was present when the  
10 statement was made; except that, for any statement taken at  
11 a state-funded child assessment center as provided for in  
12 subsection 2 of section 210.001, an attorney representing  
13 the state of Missouri in a criminal investigation may, as a  
14 member of a multidisciplinary investigation team, observe  
15 the taking of such statement, but such attorney shall not be  
16 present in the room where the interview is being conducted;

17           (2) The recording is both visual and aural and is  
18 recorded on film or videotape or by other electronic means;

19           (3) The recording equipment was capable of making an  
20 accurate recording, the operator of the equipment was  
21 competent, and the recording is accurate and has not been  
22 altered;

23           (4) The statement was not made in response to  
24 questioning calculated to lead the child **or vulnerable**  
25 **person** to make a particular statement or to act in a  
26 particular way;

27           (5) Every voice on the recording is identified;

28           (6) The person conducting the interview of the child  
29 **or vulnerable person** in the recording is present at the  
30 proceeding and available to testify or be cross-examined by  
31 either party; and

32           (7) The defendant or the attorney for the defendant is  
33 afforded an opportunity to view the recording before it is  
34 offered into evidence.

35           2. If the child **or vulnerable person** does not testify  
36 at the proceeding, the visual and aural recording of a  
37 verbal or nonverbal statement of the child **or vulnerable**  
38 **person** shall not be admissible under this section unless the  
39 recording qualifies for admission under section 491.075.

40           3. If the visual and aural recording of a verbal or  
41 nonverbal statement of a child **or vulnerable person** is  
42 admissible under this section and the child **or vulnerable**  
43 **person** testifies at the proceeding, it shall be admissible  
44 in addition to the testimony of the child **or vulnerable**  
45 **person** at the proceeding whether or not it repeats or  
46 duplicates the child's **or vulnerable person's** testimony.

47           4. As used in this section, a nonverbal statement  
48 shall be defined as any demonstration of the child **or**  
49 **vulnerable person** by his or her actions, facial expressions,  
50 demonstrations with a doll or other visual aid whether or  
51 not this demonstration is accompanied by words.

52           5. For the purposes of this section, "**vulnerable**  
53 **person**" shall mean a person who, as a result of an  
54 **inadequately developed or impaired intelligence or a**  
55 **psychiatric disorder that materially affects the ability to**  
56 **function, lacks the mental capacity to consent, or whose**  
57 **developmental level does not exceed that of an ordinary**  
58 **child of seventeen years of age.**

537.046. 1. As used in this section, the following  
2 terms mean:

3           (1) "Childhood sexual abuse", any act committed by the  
4 defendant against the plaintiff which act occurred when the  
5 plaintiff was under the age of eighteen years and which act  
6 would have been a violation of section 566.030, **566.031**,  
7 566.040, 566.050, 566.060, **566.061**, 566.070, 566.080,  
8 566.090, 566.100, **566.101**, 566.110, [or] 566.120, [or  
9 section] **566.210, 566.211**, 568.020, **573.023, or 573.200**;

10           (2) "Injury" or "illness", either a physical injury or  
11 illness or a psychological injury or illness. A  
12 psychological injury or illness need not be accompanied by  
13 physical injury or illness.

14           2. Any action to recover damages from injury or  
15 illness caused by childhood sexual abuse **or tortious conduct**  
16 **that caused the victim to be a victim of childhood sexual**  
17 **abuse** in an action brought pursuant to this section shall be  
18 commenced within **[ten] twenty** years of the plaintiff  
19 attaining the age of twenty-one or within three years of the  
20 date the plaintiff discovers, or reasonably should have  
21 discovered, that the injury or illness was caused by  
22 childhood sexual abuse, whichever later occurs.

23           3. This section shall apply to any action commenced on  
24 or after August 28, **[2004, including any action which would**  
25 **have been barred by the application of the statute of**  
26 **limitation applicable prior to that date] 2024.**

**540.345. Law enforcement agencies shall have the power**  
2 **to subpoena in order to inquire into offenses involving**  
3 **trafficking of children or vulnerable persons without**  
4 **approval by a grand jury or the court.**

566.151. 1. A person twenty-one years of age or older  
2 commits the offense of enticement of a child if he or she  
3 persuades, solicits, coaxes, entices, or lures whether by  
4 words, actions or through communication via the internet or  
5 any electronic communication, any person who is less than  
6 **[fifteen] seventeen** years of age for the purpose of engaging  
7 in sexual conduct.

8           2. It is not a defense to a prosecution for a  
9 violation of this section that the other person was a peace  
10 officer masquerading as a minor.

11           3. Enticement of a child or an attempt to commit  
12 enticement of a child is a felony for which the authorized  
13 term of imprisonment shall be not less than five years and  
14 not more than thirty years. No person convicted under this  
15 section shall be eligible for parole, probation, conditional

16 release, or suspended imposition or execution of sentence  
17 for a period of five calendar years.

566.203. 1. A person commits the offense of abusing  
2 an individual through forced labor by knowingly providing or  
3 obtaining the labor or services of a person:

4 (1) By causing or threatening to cause serious  
5 physical injury to any person;

6 (2) By physically restraining or threatening to  
7 physically restrain another person;

8 (3) By blackmail;

9 (4) By means of any scheme, plan, or pattern of  
10 behavior intended to cause such person to believe that, if  
11 the person does not perform the labor services, the person  
12 or another person will suffer serious physical injury,  
13 physical restraint, or financial harm; or

14 (5) By means of the abuse or threatened abuse of the  
15 law or the legal process.

16 2. A person who is found guilty of the crime of abuse  
17 through forced labor shall not be required to register as a  
18 sexual offender pursuant to the provisions of section  
19 589.400, unless such person is otherwise required to  
20 register pursuant to the provisions of such section.

21 3. The offense of abuse through forced labor is a  
22 felony punishable by imprisonment for a term of years not  
23 less than five years and not more than twenty years and a  
24 fine not to exceed two hundred fifty thousand dollars. If  
25 death results from a violation of this section, or if the  
26 violation includes kidnapping or an attempt to kidnap,  
27 sexual abuse when punishable as a class B felony, or an  
28 attempt to commit sexual abuse when punishable as a class B  
29 felony, or an attempt to kill, it shall be punishable for a



30 term of years not less than five years or life and a fine  
31 not to exceed two hundred fifty thousand dollars.

32 **4. In addition to any fine imposed, the court shall**  
33 **enter a judgment of restitution in the amount of five**  
34 **thousand dollars in favor of the state of Missouri, payable**  
35 **to the human trafficking and sexual exploitation fund**  
36 **established under section 589.700, upon a plea of guilty or**  
37 **a finding of guilt for a violation of this section.**

566.206. 1. A person commits the offense of  
2 trafficking for the purposes of slavery, involuntary  
3 servitude, peonage, or forced labor if he or she knowingly  
4 recruits, entices, harbors, transports, provides, or obtains  
5 by any means, including but not limited to through the use  
6 of force, abduction, coercion, fraud, deception, blackmail,  
7 or causing or threatening to cause financial harm, another  
8 person for labor or services, for the purposes of slavery,  
9 involuntary servitude, peonage, or forced labor, or  
10 benefits, financially or by receiving anything of value,  
11 from participation in such activities.

12 2. A person who is found guilty of the offense of  
13 trafficking for the purposes of slavery, involuntary  
14 servitude, peonage, or forced labor shall not be required to  
15 register as a sexual offender pursuant to the provisions of  
16 section 589.400, unless he or she is otherwise required to  
17 register pursuant to the provisions of such section.

18 3. Except as provided in subsection 4 of this section,  
19 the offense of trafficking for the purposes of slavery,  
20 involuntary servitude, peonage, or forced labor is a felony  
21 punishable by imprisonment for a term of years not less than  
22 five years and not more than twenty years and a fine not to  
23 exceed two hundred fifty thousand dollars.

24           4. If death results from a violation of this section,  
25 or if the violation includes kidnapping or an attempt to  
26 kidnap, sexual abuse when punishable as a class B felony or  
27 an attempt to commit sexual abuse when the sexual abuse  
28 attempted is punishable as a class B felony, or an attempt  
29 to kill, it shall be punishable by imprisonment for a term  
30 of years not less than five years or life and a fine not to  
31 exceed two hundred fifty thousand dollars.

32           **5. In addition to any fine imposed, the court shall**  
33 **enter a judgment of restitution in the amount of five**  
34 **thousand dollars in favor of the state of Missouri, payable**  
35 **to the human trafficking and sexual exploitation fund**  
36 **established under section 589.700, upon a plea of guilty or**  
37 **a finding of guilt for a violation of this section.**

          566.209. 1. A person commits the crime of trafficking  
2 for the purposes of sexual exploitation if a person  
3 knowingly recruits, entices, harbors, transports, provides,  
4 advertises the availability of or obtains by any means,  
5 including but not limited to through the use of force,  
6 abduction, coercion, fraud, deception, blackmail, or causing  
7 or threatening to cause financial harm, another person for  
8 the use or employment of such person in a commercial sex  
9 act, sexual conduct, a sexual performance, or the production  
10 of explicit sexual material as defined in section 573.010,  
11 without his or her consent, or benefits, financially or by  
12 receiving anything of value, from participation in such  
13 activities.

14           2. The crime of trafficking for the purposes of sexual  
15 exploitation is a felony punishable by imprisonment for a  
16 term of years not less than five years and not more than  
17 twenty years and a fine not to exceed two hundred fifty  
18 thousand dollars. If a violation of this section was

19 effected by force, abduction, or coercion, the crime of  
20 trafficking for the purposes of sexual exploitation is a  
21 felony punishable by imprisonment for a term of years not  
22 less than ten years or life and a fine not to exceed two  
23 hundred fifty thousand dollars.

24 **3. In addition to any fine imposed, the court shall**  
25 **enter a judgment of restitution in the amount of five**  
26 **thousand dollars in favor of the state of Missouri, payable**  
27 **to the human trafficking and sexual exploitation fund**  
28 **established under section 589.700, upon a plea of guilty or**  
29 **a finding of guilt for a violation of this section.**

566.210. 1. A person commits the offense of sexual  
2 trafficking of a child in the first degree if he or she  
3 knowingly:

4 (1) Recruits, entices, harbors, transports, provides,  
5 or obtains by any means, including but not limited to  
6 through the use of force, abduction, coercion, fraud,  
7 deception, blackmail, or causing or threatening to cause  
8 financial harm, a person under the age of twelve to  
9 participate in a commercial sex act, a sexual performance,  
10 or the production of explicit sexual material as defined in  
11 section 573.010, or benefits, financially or by receiving  
12 anything of value, from participation in such activities;

13 (2) Causes a person under the age of twelve to engage  
14 in a commercial sex act, a sexual performance, or the  
15 production of explicit sexual material as defined in section  
16 573.010; or

17 (3) Advertises the availability of a person under the  
18 age of twelve to participate in a commercial sex act, a  
19 sexual performance, or the production of explicit sexual  
20 material as defined in section 573.010.

21           2. It shall not be a defense that the defendant  
22 believed that the person was twelve years of age or older.

23           3. The offense of sexual trafficking of a child in the  
24 first degree is a felony for which the authorized term of  
25 imprisonment is life imprisonment without eligibility for  
26 probation or parole until the offender has served not less  
27 than twenty-five years of such sentence. Subsection 4 of  
28 section 558.019 shall not apply to the sentence of a person  
29 who has been found guilty of sexual trafficking of a child  
30 less than twelve years of age, and "life imprisonment" shall  
31 mean imprisonment for the duration of a person's natural  
32 life for the purposes of this section.

33           **4. In addition to any fine imposed, the court shall**  
34 **enter a judgment of restitution in the amount of five**  
35 **thousand dollars in favor of the state of Missouri, payable**  
36 **to the human trafficking and sexual exploitation fund**  
37 **established under section 589.700, upon a plea of guilty or**  
38 **a finding of guilt for a violation of this section.**

566.211. 1. A person commits the offense of sexual  
2 trafficking of a child in the second degree if he or she  
3 knowingly:

4           (1) Recruits, entices, harbors, transports, provides,  
5 or obtains by any means, including but not limited to  
6 through the use of force, abduction, coercion, fraud,  
7 deception, blackmail, or causing or threatening to cause  
8 financial harm, a person under the age of eighteen to  
9 participate in a commercial sex act, a sexual performance,  
10 or the production of explicit sexual material as defined in  
11 section 573.010, or benefits, financially or by receiving  
12 anything of value, from participation in such activities;

13           (2) Causes a person under the age of eighteen to  
14 engage in a commercial sex act, a sexual performance, or the

15 production of explicit sexual material as defined in section  
16 573.010; or

17 (3) Advertises the availability of a person under the  
18 age of eighteen to participate in a commercial sex act, a  
19 sexual performance, or the production of explicit sexual  
20 material as defined in section 573.010.

21 2. It shall not be a defense that the defendant  
22 believed that the person was eighteen years of age or older.

23 3. The offense sexual trafficking of a child in the  
24 second degree is a felony punishable by imprisonment for a  
25 term of years not less than ten years or life and a fine not  
26 to exceed two hundred fifty thousand dollars if the child is  
27 under the age of eighteen. If a violation of this section  
28 was **committed by a parent or guardian of the victim or**  
29 **effected by force, abduction, or coercion, the crime of**  
30 **sexual trafficking of a child shall be a felony for which**  
31 **the authorized term of imprisonment is life imprisonment**  
32 **without eligibility for probation or parole until the**  
33 **defendant has served not less than twenty-five years of such**  
34 **sentence.**

35 4. **In addition to any fine imposed, the court shall**  
36 **enter a judgment of restitution in the amount of five**  
37 **thousand dollars in favor of the state of Missouri, payable**  
38 **to the human trafficking and sexual exploitation fund**  
39 **established under section 589.700, upon a plea of guilty or**  
40 **a finding of guilt for a violation of this section.**

566.215. 1. A person commits the offense of  
2 contributing to human trafficking through the misuse of  
3 documentation when he or she knowingly:

4 (1) Destroys, conceals, removes, confiscates, or  
5 possesses a valid or purportedly valid passport, government  
6 identification document, or other immigration document of

7 another person while committing offenses or with the intent  
8 to commit offenses, pursuant to sections 566.203 to 566.218;  
9 or

10 (2) Prevents, restricts, or attempts to prevent or  
11 restrict, without lawful authority, a person's ability to  
12 move or travel by restricting the proper use of  
13 identification, in order to maintain the labor or services  
14 of a person who is the victim of an offense committed  
15 pursuant to sections 566.203 to 566.218.

16 2. A person who is found guilty of the offense of  
17 contributing to human trafficking through the misuse of  
18 documentation shall not be required to register as a sexual  
19 offender pursuant to the provisions of section 589.400,  
20 unless he or she is otherwise required to register pursuant  
21 to the provisions of such section.

22 3. The offense of contributing to human trafficking  
23 through the misuse of documentation is a class E felony.

24 **4. In addition to any fine imposed, the court shall**  
25 **enter a judgment of restitution in the amount of five**  
26 **thousand dollars in favor of the state of Missouri, payable**  
27 **to the human trafficking and sexual exploitation fund**  
28 **established under section 589.700, upon a plea of guilty or**  
29 **a finding of guilt for a violation of this section.**

566.218. Notwithstanding sections 557.011, 558.019,  
2 and 559.021, a person found guilty of violating any  
3 provisions of section 566.203, 566.206, 566.209, 566.210,  
4 566.211, 566.212, 566.213, or 566.215 shall be ordered by  
5 the sentencing court to pay restitution to the victim of the  
6 offense regardless of whether the defendant is sentenced to  
7 a term of imprisonment or probation. The minimum  
8 restitution ordered by the court shall be in the amount  
9 determined by the court necessary to compensate the victim

10 for the value of the victim's labor and/or for the mental  
11 and physical rehabilitation of the victim and any child of  
12 the victim. **Such restitution may include the seizure of**  
13 **personal and real property.**

566.219. 1. Upon receiving a referral from a  
2 prosecuting attorney alleging any offense involving  
3 trafficking in chapter 566, the attorney general may  
4 commence prosecution of such offenses within sixty days of  
5 receiving the referral by filing a complaint, information,  
6 or indictment. Once the attorney general commences  
7 prosecution pursuant to this section, he or she may  
8 prosecute any additional offense that is part of the same  
9 course of conduct as the offense or offenses originally  
10 referred to the attorney general.

11 2. The attorney general, or one of his or her  
12 assistants, shall have the authority to request an  
13 examination before a grand jury and may sign indictments in  
14 a case referred to the attorney general pursuant to  
15 subsection 1 of this section.

566.300. 1. There shall be created within the office  
2 of the attorney general a sex and human trafficking training  
3 committee. The committee shall evaluate and set guidelines  
4 annually for sex and human trafficking awareness training.  
5 The committee shall consist of the following members:

6 (1) An assistant attorney general from the attorney  
7 general's office, who shall be the chairperson of the  
8 committee;

9 (2) A representative from the department of public  
10 safety with experience in human trafficking investigations;

11 (3) A representative from a child advocacy center  
12 appointed by the director of the department of social  
13 services or his or her designee;

14           (4) A juvenile officer appointed by the attorney  
15 general or his or her designee;

16           (5) A representative from an agency providing victim  
17 services appointed by the director of the department of  
18 social services or his or her designee; and

19           (6) A representative from a healthcare center  
20 associated with the Missouri Kids First SAFE CARE program  
21 appointed by the director of the department of health and  
22 senior services.

23           2. The members of the committee shall serve without  
24 compensation, but shall be entitled to necessary and actual  
25 expenses incurred in attending meetings of the committee.

26           3. The committee shall expire on December 31, 2028.

567.030. 1. A person commits the offense of  
2 patronizing prostitution if he or she:

3           (1) Pursuant to a prior understanding, gives something  
4 of value to another person as compensation for having  
5 engaged in sexual conduct with any person; or

6           (2) Gives or agrees to give something of value to  
7 another person with the understanding that such person or  
8 another person will engage in sexual conduct with any  
9 person; or

10           (3) Solicits or requests another person to engage in  
11 sexual conduct with any person in return for something of  
12 value.

13           2. It shall not be a defense that the person believed  
14 that the individual he or she patronized for prostitution  
15 was eighteen years of age or older.

16           3. The offense of patronizing prostitution is a class  
17 B misdemeanor, unless the individual who the person  
18 patronizes is less than eighteen years of age but older than



19 [fourteen] **fifteen** years of age, in which case patronizing  
20 prostitution is a class E felony.

21 4. The offense of patronizing prostitution is a class  
22 [D] **B** felony if the individual who the person patronizes is  
23 [fourteen] **fifteen** years of age or younger. Nothing in this  
24 section shall preclude the prosecution of an individual for  
25 the offenses of:

26 (1) Statutory rape in the first degree pursuant to  
27 section 566.032;

28 (2) Statutory rape in the second degree pursuant to  
29 section 566.034;

30 (3) Statutory sodomy in the first degree pursuant to  
31 section 566.062; or

32 (4) Statutory sodomy in the second degree pursuant to  
33 section 566.064.

**589.700. 1. There is hereby created in the state**  
2 **treasury the "Human Trafficking and Sexual Exploitation**  
3 **Fund", which shall consist of proceeds from the human**  
4 **trafficking restitution collected for violations of sections**  
5 **566.203, 566.206, 566.209, 566.210, 566.211, and 566.215.**  
6 **The state treasurer shall be custodian of the fund. In**  
7 **accordance with sections 30.170 and 30.180, the state**  
8 **treasurer may approve disbursements. The fund shall be a**  
9 **dedicated fund and, upon appropriation, moneys in this fund**  
10 **shall be distributed to the county where the human**  
11 **trafficking offense occurred. Upon receipt of moneys from**  
12 **the fund, a county shall allocate the disbursement as**  
13 **follows:**

14 (1) **Fifty percent towards local rehabilitation**  
15 **services for victims of human trafficking including, but not**  
16 **limited to, mental health and substance abuse counseling;**

17 general education, including parenting skills; housing  
18 relief; vocational training; and employment counseling; and

19 (2) Fifty percent towards local efforts to prevent  
20 human trafficking including, but not limited to, education  
21 programs for persons convicted of human trafficking offenses  
22 and increasing the number of local law enforcement members  
23 charged with enforcing human trafficking laws.

24 2. Notwithstanding the provisions of section 33.080 to  
25 the contrary, any moneys remaining in the fund at the end of  
26 the biennium shall not revert to the credit of the general  
27 revenue fund.

28 3. The state treasurer shall invest moneys in the fund  
29 in the same manner as other funds are invested. Any  
30 interest and moneys earned on such investments shall be  
31 credited to the fund.

590.050. 1. (1) The POST commission shall establish  
2 requirements for the continuing education of all peace  
3 officers.

4 (2) Each peace officer shall be required to receive  
5 six hours of sex and human trafficking awareness training  
6 within the law enforcement continuing education three-year  
7 reporting period.

8 (3) Peace officers who make traffic stops shall be  
9 required to receive three hours of training within the law  
10 enforcement continuing education three-year reporting period  
11 concerning the prohibition against racial profiling and such  
12 training shall promote understanding and respect for racial  
13 and cultural differences and the use of effective,  
14 noncombative methods for carrying out law enforcement duties  
15 in a racially and culturally diverse environment.

16 2. The director shall license continuing education  
17 providers and may probate, suspend and revoke such licenses

18 upon written notice stating the reasons for such action.  
19 Any person aggrieved by a decision of the director pursuant  
20 to this subsection may appeal as provided in chapter 536.

21 3. The costs of continuing law enforcement education  
22 shall be reimbursed in part by moneys from the peace officer  
23 standards and training commission fund created in section  
24 590.178, subject to availability of funds, except that no  
25 such funds shall be used for the training of any person not  
26 actively commissioned or employed by a county or municipal  
27 law enforcement agency.

28 4. The director may engage in any activity intended to  
29 further the professionalism of peace officers through  
30 training and education, including the provision of  
31 specialized training through the department of public safety.

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