

SENATE BILL NO. 148

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR CARTER.

1189S.01H

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 43.656, 67.2540, 168.071, 210.1080, 210.1505, 324.012, 329.050, 339.100, 491.075, 492.304, 537.046, 542.301, 566.010, 566.147, 566.148, 566.149, 566.150, 566.151, 566.155, 566.211, 566.218, 567.030, 573.010, 573.023, 573.025, 573.035, 573.037, 573.038, 573.050, 573.052, 573.215, 589.042, 589.400, 589.414, 650.120, and 660.520, RSMo, and to enact in lieu thereof thirty-seven new sections relating to the protection of vulnerable persons, with penalty provisions.

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

Section A. Sections 43.656, 67.2540, 168.071, 210.1080,
2 210.1505, 324.012, 329.050, 339.100, 491.075, 492.304, 537.046,
3 542.301, 566.010, 566.147, 566.148, 566.149, 566.150, 566.151,
4 566.155, 566.211, 566.218, 567.030, 573.010, 573.023, 573.025,
5 573.035, 573.037, 573.038, 573.050, 573.052, 573.215, 589.042,
6 589.400, 589.414, 650.120, and 660.520, RSMo, are repealed and
7 thirty-seven new sections enacted in lieu thereof, to be known
8 as sections 43.656, 67.2540, 168.071, 210.1080, 210.1505,
9 324.012, 329.050, 339.100, 491.075, 492.304, 537.046, 542.301,
10 566.010, 566.147, 566.148, 566.149, 566.150, 566.151, 566.155,
11 566.201, 566.211, 566.218, 567.030, 573.010, 573.023, 573.025,
12 573.035, 573.037, 573.038, 573.050, 573.052, 573.215, 589.042,
13 589.400, 589.414, 650.120, and 660.520, to read as follows:

43.656. It is hereby found and declared that:

2 (1) With the widespread use of computers, the internet
3 and electronic devices to commit crimes and the critical
4 lack of resources at state and local levels;

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

5 (2) Modern day criminals have learned to exploit the
6 internet and electronic communication to leverage computer
7 technology to reach a virtually unlimited number of victims
8 while maintaining a maximum level of anonymity[,]. Computer
9 crimes will continue to mount, especially in, but not
10 limited to, the areas of child [pornography] **sexual abuse**
11 **material** and sexual offenses involving children, consumer
12 fraud and harassment;

13 (3) It is necessary for the protection of the citizens
14 of this state that provisions be made for the establishment
15 of the Missouri regional computer forensics lab to prevent
16 and reduce computer, internet and other electronically based
17 crimes.

 67.2540. As used in sections 67.2540 to 67.2556, the
2 following terms mean:

3 (1) "Adult cabaret", a nightclub, bar, restaurant, or
4 similar establishment in which persons regularly appear in a
5 state of nudity, as defined in section 573.500, or
6 seminudity in the performance of their duties;

7 (2) "Employee", a person who is at least twenty-one
8 years of age and who performs any service on the premises of
9 a sexually oriented business on a full-time, part-time, or
10 contract basis, whether or not the person is denominated an
11 employee, independent contractor, agent, or otherwise, and
12 whether or not said person is paid a salary, wage, or other
13 compensation by the operator of said business. The term
14 employee does not include a person exclusively on the
15 premises for repair or maintenance of the premises or
16 equipment on the premises, or for the delivery of goods to
17 the premises;

18 (3) "Nudity" or a "state of nudity", the showing of
19 the human male or female genitals, pubic area, vulva, anus,

20 anal cleft or anal cleavage with less than a fully opaque
21 covering, the showing of the female breast with less than a
22 fully opaque covering of any part of the nipple, or the
23 showing of the covered male genitals in a discernibly turgid
24 state;

25 (4) "Nuisance", any place in or upon which lewdness,
26 assignation, or prostitution is conducted, permitted,
27 continued, or exists, or any place, in or upon which lewd,
28 indecent, lascivious, or obscene films, or films designed to
29 be projected for exhibition, are photographed, manufactured,
30 developed, screened, exhibited, or otherwise prepared or
31 shown, and the personal property and contents used in
32 conducting and maintaining any such place for any such
33 purpose. The provisions of this section shall not affect
34 any newspaper, magazine, or other publication entered as
35 second class matter by the post office department;

36 (5) "Person", an individual, proprietorship,
37 partnership, corporation, association, or other legal entity;

38 (6) "Seminude" or in a "seminude condition", a state
39 of dress in which opaque clothing fails to cover the
40 genitals, anus, anal cleft or cleavage, pubic area, vulva,
41 nipple and areola of the female breast below a horizontal
42 line across the top of the areola at its highest point.
43 Seminudity shall include the entire lower portion of the
44 female breast, but shall not include any portion of the
45 cleavage of the human female breast exhibited by wearing
46 apparel provided the areola is not exposed in whole or part;

47 (7) "Sexually oriented business", an adult cabaret or
48 any business which offers its patrons goods of which a
49 substantial or significant portion are sexually oriented
50 material. It shall be presumed that a business that derives
51 thirty percent or less of its revenue from sexually oriented

52 materials is presumed not to be a sexually oriented
53 business. No building, premises, structure, or other
54 facility that contains any sexually oriented business shall
55 contain any other kind of sexually oriented business;

56 (8) "Sexually oriented materials", any pictorial or
57 three-dimensional material, or film, motion picture, DVD,
58 video cassette, or similar photographic reproduction, that
59 depicts nudity, sexual conduct, sexual excitement, or
60 sadomasochistic abuse, as defined in section 573.010;

61 (9) "Specified criminal activity" includes the
62 following offenses:

63 (a) Prostitution or promotion of prostitution;
64 dissemination of obscenity; sale, distribution, or display
65 of harmful material to a minor; sexual performance by a
66 child; possession or distribution of child pornography **as it**
67 **existed prior to August 28, 2025; possession or distribution**
68 **of child sexual abuse material;** public lewdness; indecent
69 exposure; indecency with a child; engaging in organized
70 criminal activity; sexual assault; molestation of a child;
71 gambling prohibited under Missouri law; or distribution of a
72 controlled substance; or any similar offenses described in
73 this subdivision under the criminal or penal code of other
74 states or countries;

75 (b) For which:

76 a. Less than two years have elapsed since the date of
77 conviction or the date of release from confinement imposed
78 for the conviction, whichever is the later date, if the
79 conviction is of a misdemeanor offense;

80 b. Less than five years have elapsed since the date of
81 conviction or the date of release from confinement for the
82 conviction, whichever is the later date, if the conviction
83 is of a felony offense; or

84 c. Less than five years have elapsed since the date of
85 the last conviction or the date of release from confinement
86 for the last conviction, whichever is the later date, if the
87 convictions are of two or more misdemeanor offenses or
88 combination of misdemeanor offenses occurring within any
89 twenty-four-month period;

90 (c) The fact that a conviction is being appealed shall
91 not prevent a sexually oriented business from being
92 considered a nuisance and closed under section 67.2546;

93 (10) "Specified sexual activities" includes the
94 following acts:

95 (a) The fondling or other erotic touching of human
96 genitals, pubic region, buttocks, anus, or female breasts;

97 (b) Sex acts, actual or simulated, including
98 intercourse, oral copulation, masturbation, or sodomy; or

99 (c) Excretory functions as part of or in connection
100 with any of the activities set forth in this subdivision.

168.071. 1. The state board of education may refuse
2 to issue or renew a certificate, or may, upon hearing,
3 discipline the holder of a certificate of license to teach
4 for the following causes:

5 (1) A certificate holder or applicant for a
6 certificate has pleaded to or been found guilty of a felony
7 or crime involving moral turpitude under the laws of this
8 state, any other state, of the United States, or any other
9 country, whether or not sentence is imposed;

10 (2) The certification was obtained through use of
11 fraud, deception, misrepresentation or bribery;

12 (3) There is evidence of incompetence, immorality, or
13 neglect of duty by the certificate holder;

14 (4) A certificate holder has been subject to
15 disciplinary action relating to certification issued by

16 another state, territory, federal agency, or country upon
17 grounds for which discipline is authorized in this section;
18 or

19 (5) If charges are filed by the local board of
20 education, based upon the annulling of a written contract
21 with the local board of education, for reasons other than
22 election to the general assembly, without the consent of the
23 majority of the members of the board that is a party to the
24 contract.

25 2. A public school district may file charges seeking
26 the discipline of a holder of a certificate of license to
27 teach based upon any cause or combination of causes outlined
28 in subsection 1 of this section, including annulment of a
29 written contract. Charges shall be in writing, specify the
30 basis for the charges, and be signed by the chief
31 administrative officer of the district, or by the president
32 of the board of education as authorized by a majority of the
33 board of education. The board of education may also
34 petition the office of the attorney general to file charges
35 on behalf of the school district for any cause other than
36 annulment of contract, with acceptance of the petition at
37 the discretion of the attorney general.

38 3. The department of elementary and secondary
39 education may file charges seeking the discipline of a
40 holder of a certificate of license to teach based upon any
41 cause or combination of causes outlined in subsection 1 of
42 this section, other than annulment of contract. Charges
43 shall be in writing, specify the basis for the charges, and
44 be signed by legal counsel representing the department of
45 elementary and secondary education.

46 4. If the underlying conduct or actions which are the
47 basis for charges filed pursuant to this section are also

48 the subject of a pending criminal charge against the person
49 holding such certificate, the certificate holder may
50 request, in writing, a delayed hearing on advice of counsel
51 under the fifth amendment of the Constitution of the United
52 States. Based upon such a request, no hearing shall be held
53 until after a trial has been completed on this criminal
54 charge.

55 5. The certificate holder shall be given not less than
56 thirty days' notice of any hearing held pursuant to this
57 section.

58 6. Other provisions of this section notwithstanding,
59 the certificate of license to teach shall be revoked or, in
60 the case of an applicant, a certificate shall not be issued,
61 if the certificate holder or applicant has been found guilty
62 of any of the following offenses established pursuant to
63 Missouri law or offenses of a similar nature established
64 under the laws of Missouri prior to January 1, 2017, any
65 other state or of the United States, or any other country,
66 whether or not the sentence is imposed:

67 (1) Any dangerous felony as defined in section
68 556.061, or murder in the first degree under section 565.020;

69 (2) Any of the following sexual offenses: rape in the
70 first degree under section 566.030; forcible rape; rape;
71 statutory rape in the first degree under section 566.032;
72 statutory rape in the second degree under section 566.034;
73 rape in the second degree under section 566.031; sexual
74 assault under section 566.040 as it existed prior to August
75 28, 2013; sodomy in the first degree under section 566.060;
76 forcible sodomy under section 566.060 as it existed prior to
77 August 28, 2013; sodomy as it existed prior to January 1,
78 1995; statutory sodomy in the first degree under section
79 566.062; statutory sodomy in the second degree under section

80 566.064; child molestation in the first degree; child
81 molestation in the second degree; child molestation in the
82 third degree under section 566.069; child molestation in the
83 fourth degree under section 566.071; sodomy in the second
84 degree under section 566.061; deviate sexual assault under
85 section 566.070 as it existed prior to August 28, 2013;
86 sexual misconduct involving a child under section 566.083;
87 sexual contact with a student under section 566.086; sexual
88 misconduct in the first degree under section 566.093; sexual
89 misconduct in the first degree under section 566.090 as it
90 existed prior to August 28, 2013; sexual misconduct in the
91 second degree under section 566.095; sexual misconduct in
92 the second degree under section 566.093 as it existed prior
93 to August 28, 2013; sexual misconduct in the third degree
94 under section 566.095 as it existed prior to August 28,
95 2013; sexual abuse in the first degree under section
96 566.100; sexual abuse under section 566.100 as it existed
97 prior to August 28, 2013; sexual abuse in the second degree
98 under section 566.101; enticement of a child under section
99 566.151; or attempting to entice a child;

100 (3) Any of the following offenses against the family
101 and related offenses: incest under section 568.020;
102 abandonment of child in the first degree under section
103 568.030; abandonment of child in the second degree under
104 section 568.032; endangering the welfare of a child in the
105 first degree under section 568.045; abuse of a child under
106 section 568.060; child used in a sexual performance;
107 promoting sexual performance by a child; or trafficking in
108 children under section 568.175; and

109 (4) Any of the following offenses involving child
110 pornography **as it existed prior to August 28, 2025, or child**
111 **sexual abuse material** and related offenses: promoting

112 obscenity in the first degree under section 573.020;
113 promoting pornography for minors or obscenity in the second
114 degree when the penalty is enhanced to a class E felony
115 under section 573.030; promoting child pornography in the
116 first degree under section 573.025 **as it existed prior to**
117 **August 28, 2025; promoting child sexual abuse material in**
118 **the first degree under section 573.025;** promoting child
119 pornography in the second degree under section 573.035 **as it**
120 **existed prior to August 28, 2025; promoting child sexual**
121 **abuse material in the second degree under section 573.035;**
122 possession of child pornography under section 573.037 **as it**
123 **existed prior to August 28, 2025; possession of child sexual**
124 **abuse material under section 573.037;** furnishing
125 pornographic materials to minors under section 573.040; or
126 coercing acceptance of obscene material under section
127 573.065.

128 7. When a certificate holder is found guilty of any
129 offense that would authorize the state board of education to
130 seek discipline against that holder's certificate of license
131 to teach, the local board of education or the department of
132 elementary and secondary education shall immediately provide
133 written notice to the state board of education and the
134 attorney general regarding the finding of guilt.

135 8. The certificate holder whose certificate was
136 revoked pursuant to subsection 6 of this section may appeal
137 such revocation to the state board of education. Notice of
138 this appeal must be received by the commissioner of
139 education within ninety days of notice of revocation
140 pursuant to this subsection. Failure of the certificate
141 holder to notify the commissioner of the intent to appeal
142 waives all rights to appeal the revocation. Upon notice of
143 the certificate holder's intent to appeal, an appeal hearing

144 shall be held by a hearing officer designated by the
145 commissioner of education, with the final decision made by
146 the state board of education, based upon the record of that
147 hearing. The certificate holder shall be given not less
148 than thirty days' notice of the hearing, and an opportunity
149 to be heard by the hearing officer, together with witnesses.

150 9. In the case of any certificate holder who has
151 surrendered or failed to renew his or her certificate of
152 license to teach, the state board of education may refuse to
153 issue or renew, or may suspend or revoke, such certificate
154 for any of the reasons contained in this section.

155 10. In those cases where the charges filed pursuant to
156 this section are based upon an allegation of misconduct
157 involving a minor child, the hearing officer may accept into
158 the record the sworn testimony of the minor child relating
159 to the misconduct received in any court or administrative
160 hearing.

161 11. Hearings, appeals or other matters involving
162 certificate holders, licensees or applicants pursuant to
163 this section may be informally resolved by consent agreement
164 or agreed settlement or voluntary surrender of the
165 certificate of license pursuant to the rules promulgated by
166 the state board of education.

167 12. The final decision of the state board of education
168 is subject to judicial review pursuant to sections 536.100
169 to 536.140.

170 13. A certificate of license to teach to an individual
171 who has been convicted of a felony or crime involving moral
172 turpitude, whether or not sentence is imposed, shall be
173 issued only upon motion of the state board of education
174 adopted by a unanimous affirmative vote of those members
175 present and voting.

210.1080. 1. As used in this section, the following
2 terms mean:

3 (1) "Child care provider", a person licensed,
4 regulated, or registered to provide child care within the
5 state of Missouri, including the member or members, manager
6 or managers, shareholder or shareholders, director or
7 directors, and officer or officers of any entity licensed,
8 regulated, or registered to provide child care within the
9 state of Missouri;

10 (2) "Child care staff member", a child care provider;
11 persons employed by the child care provider for
12 compensation, including contract employees or self-employed
13 individuals; individuals or volunteers whose activities
14 involve the care or supervision of children for a child care
15 provider or unsupervised access to children who are cared
16 for or supervised by a child care provider; individuals
17 residing in a home where child care is provided who are
18 eighteen years of age or older; or individuals residing in a
19 home where child care is provided who are under eighteen
20 years of age and have been certified as an adult for the
21 commission of an offense;

22 (3) "Criminal background check":

23 (a) A Federal Bureau of Investigation fingerprint
24 check;

25 (b) A search of the National Crime Information
26 Center's National Sex Offender Registry; and

27 (c) A search of the following registries,
28 repositories, or databases in Missouri, the state where the
29 child care staff member resides, and each state where such
30 staff member resided during the preceding five years:

31 a. The state criminal registry or repository, with the
32 use of fingerprints being required in the state where the
33 staff member resides and optional in other states;

34 b. The state sex offender registry or repository; and

35 c. The state-based child abuse and neglect registry
36 and database;

37 (4) "Department", the department of elementary and
38 secondary education;

39 (5) "Qualifying result" or "qualifying criminal
40 background check", a finding that a child care staff member
41 or prospective child care staff member is eligible for
42 employment or presence in a child care setting described
43 under this section.

44 2. (1) Prior to the employment or presence of a child
45 care staff member in a licensed, license-exempt, or
46 unlicensed registered child care facility, the child care
47 provider shall request the results of a criminal background
48 check for such child care staff member from the department.

49 (2) A prospective child care staff member may begin
50 work for a child care provider after receiving the
51 qualifying result of either a Federal Bureau of
52 Investigation fingerprint check or a search of the Missouri
53 criminal registry or repository with the use of
54 fingerprints; however, pending completion of the criminal
55 background check, the prospective child care staff member
56 shall be supervised at all times by another child care staff
57 member who received a qualifying result on the criminal
58 background check within the past five years.

59 (3) Any individual who meets the definition of child
60 care provider but is not responsible for the oversight or
61 direction of the child care facility and does not have
62 independent access to the child care facility shall not **be**

63 required to request the results of a criminal background
64 check under this section; however, such individual shall be
65 accompanied by an individual with a qualifying criminal
66 background check in order to be present at the child care
67 facility during child care hours.

68 3. The costs of the criminal background check shall be
69 the responsibility of the child care staff member, but may
70 be paid or reimbursed by the child care provider at the
71 provider's discretion. The fees charged for the criminal
72 background check shall not exceed the actual cost of
73 processing and administration.

74 4. Upon completion of the criminal background check,
75 any child care staff member or prospective child care staff
76 member shall be ineligible for employment or presence at a
77 licensed or license-exempt child care facility or an
78 unlicensed child care facility registered with the
79 department and shall be disqualified from receipt of state
80 or federal funds for providing child care services either by
81 direct payment or through reimbursement to an individual who
82 receives child care benefits if such person:

83 (1) Refuses to consent to the criminal background
84 check as required by this section;

85 (2) Knowingly makes a materially false statement in
86 connection with the criminal background check as required by
87 this section;

88 (3) Is registered, or is required to be registered, on
89 a state sex offender registry or repository or the National
90 Sex Offender Registry;

91 (4) Is listed as a perpetrator of child abuse or
92 neglect under sections 210.109 to 210.183 or any other
93 finding of child abuse or neglect based on any other state's
94 registry or database; or

95 (5) Has pled guilty or nolo contendere to or been
96 found guilty of:

97 (a) Any felony for an offense against the person as
98 defined in chapter 565;

99 (b) Any other offense against the person involving the
100 endangerment of a child as prescribed by law;

101 (c) Any misdemeanor or felony for a sexual offense as
102 defined in chapter 566;

103 (d) Any misdemeanor or felony for an offense against
104 the family as defined in chapter 568;

105 (e) Burglary in the first degree as defined in 569.160;

106 (f) Any misdemeanor or felony for robbery as defined
107 in chapter 570;

108 (g) Any misdemeanor or felony for pornography or
109 related offense as defined in chapter 573;

110 (h) Any felony for arson as defined in chapter 569;

111 (i) Any felony for armed criminal action as defined in
112 section 571.015, unlawful use of a weapon as defined in
113 section 571.030, unlawful possession of a firearm as defined
114 in section 571.070, or the unlawful possession of an
115 explosive as defined in section 571.072;

116 (j) Any felony for making a terrorist threat as
117 defined in section 574.115, 574.120, or 574.125;

118 (k) A felony drug-related offense committed during the
119 preceding five years; or

120 (l) Any similar offense in any federal, state,
121 municipal, or other court of similar jurisdiction of which
122 the department has knowledge.

123 5. Household members eighteen years of age or older,
124 or household members under eighteen years of age who have
125 been certified as an adult for the commission of an offense,
126 shall be ineligible to maintain a presence at a home where

127 child care is provided during child care hours if any one or
128 more of the provisions of subsection 4 of this section apply
129 to such members.

130 6. A child care provider may also be disqualified from
131 receipt of state or federal funds for providing child care
132 services either by direct payment or through reimbursement
133 to an individual who receives child care benefits if such
134 person, or any person eighteen years of age or older
135 residing in the household in which child care is being
136 provided, excluding child care provided in the child's home,
137 has been refused licensure or has experienced licensure
138 suspension or revocation under section 210.221 or 210.496.

139 7. A child care provider shall not be required to
140 submit a request for a criminal background check under this
141 section for a child care staff member if:

142 (1) The staff member received a qualifying criminal
143 background check within five years before the latest date on
144 which such a submission may be made and while employed by or
145 seeking employment by another child care provider within
146 Missouri;

147 (2) The departments of elementary and secondary
148 education, health and senior services, or [of] social
149 services provided to the first provider a qualifying
150 criminal background check result, consistent with this
151 section, for the staff member; and

152 (3) The staff member is employed by a child care
153 provider within Missouri or has been separated from
154 employment from a child care provider within Missouri for a
155 period of not more than one hundred eighty consecutive days.

156 8. (1) The department shall process the request for a
157 criminal background check for any prospective child care
158 staff member or child care staff member as expeditiously as

159 possible, but not to exceed forty-five days after the date
160 on which the provider submitted the request.

161 (2) The department shall provide the results of the
162 criminal background check to the child care provider in a
163 statement that indicates whether the prospective child care
164 staff member or child care staff member is eligible or
165 ineligible for employment or presence at the child care
166 facility or receipt of state or federal funds for providing
167 child care services either by direct payment or through
168 reimbursement to an individual who receives child care
169 benefits. The department shall not reveal to the child care
170 provider any disqualifying crime or other related
171 information regarding the prospective child care staff
172 member or child care staff member.

173 (3) If such prospective child care staff member or
174 child care staff member is ineligible for employment or
175 presence at the child care facility, the department shall,
176 when providing the results of criminal background check,
177 include information related to each disqualifying crime or
178 other related information, in a report to such prospective
179 child care staff member or child care staff member, along
180 with information regarding the opportunity to appeal under
181 subsection 9 of this section.

182 (4) If a prospective child care provider or child care
183 provider has been denied state or federal funds by the
184 department for providing child care, he or she may appeal
185 such denial to the department pursuant to section 210.027.

186 9. (1) The prospective child care staff member or
187 child care staff member may appeal a finding of
188 ineligibility for employment or presence at a child care
189 facility in writing to the department to challenge the
190 accuracy or completeness of the information contained in his

191 or her criminal background check if his or her finding of
192 ineligibility is based on one or more of the following
193 offenses:

- 194 (a) Murder, as described in 18 U.S.C. Section 1111;
195 (b) Felony child abuse or neglect;
196 (c) A felony crime against children, including child
197 pornography **as it existed prior to August 28, 2025, or child**
198 **sexual abuse material;**
199 (d) Felony spousal abuse;
200 (e) A felony crime involving rape or sexual assault;
201 (f) Felony kidnapping;
202 (g) Felony arson;
203 (h) Felony physical assault or battery;
204 (i) A violent misdemeanor offense committed as an
205 adult against a child, including the offense of child abuse,
206 child endangerment, or sexual assault, or a misdemeanor
207 offense involving child pornography **as it existed prior to**
208 **August 28, 2025, or child sexual abuse material;** or
209 (j) Any similar offense in any federal, state,
210 municipal, or other court.

211 (2) If a finding of ineligibility is based on an
212 offense not provided for in subdivision (1) of this
213 subsection, the prospective child care staff member or child
214 care staff member may appeal to challenge the accuracy or
215 completeness of the information contained in his or her
216 criminal background check or to offer information mitigating
217 the results and explaining why an eligibility exception
218 should be granted.

219 (3) The written appeal shall be filed with the
220 department within ten days from the mailing of the notice of
221 ineligibility. The department shall attempt to verify the
222 accuracy of the information challenged by the individual,

223 including making an effort to locate any missing disposition
224 information related to the disqualifying offense. After the
225 department verifies the accuracy of the information
226 challenged by the individual, the department shall make a
227 final decision on the written appeal, and such decision
228 shall be made in a timely manner. Such decision shall be
229 considered a noncontested final agency decision by the
230 department, appealable under section 536.150. Such decision
231 shall be appealed within thirty days of the mailing of the
232 decision.

233 10. Nothing in this section shall prohibit the
234 department from requiring more frequent checks of the family
235 care safety registry established under section 210.903 or
236 the central registry for child abuse established under
237 section 210.109 in order to determine eligibility for
238 employment or presence at the child care facility or receipt
239 of state or federal funds for providing child care services
240 either by direct payment or through reimbursement to an
241 individual who receives child care benefits.

242 11. The department may adopt emergency rules to
243 implement the requirements of this section. Any rule or
244 portion of a rule, as that term is defined in section
245 536.010, that is created under the authority delegated in
246 this section shall become effective only if it complies with
247 and is subject to all of the provisions of chapter 536 and,
248 if applicable, section 536.028. This section and chapter
249 536 are nonseverable and if any of the powers vested with
250 the general assembly pursuant to chapter 536 to review, to
251 delay the effective date, or to disapprove and annul a rule
252 are subsequently held unconstitutional, then the grant of
253 rulemaking authority and any rule proposed or adopted after
254 August 28, 2018, shall be invalid and void.

255 12. The provisions of this section shall not apply to
256 any child care facility, as defined in section 210.201,
257 maintained or operated under the exclusive control of a
258 religious organization, as described in subdivision (17) of
259 subsection 1 of section 210.211, unless such facility is a
260 recipient of federal funds for providing care for children,
261 except for federal funds for those programs that meet the
262 requirements for participation in the Child and Adult Care
263 Food Program under 42 U.S.C. Section 1766.

 210.1505. 1. There is hereby created the "Statewide
2 Council [on Sex] **Against Adult** Trafficking and **the**
3 **Commercial** Sexual Exploitation of Children" [to] **within the**
4 **office of the attorney general to coordinate a statewide**
5 **effort against the trafficking of adults and children within**
6 **the state of Missouri. The council shall** consist of the
7 following members:

8 (1) [The following four members of the general
9 assembly:

10 (a) Two members of the senate, with one member to be
11 appointed by the president pro tempore of the senate and one
12 member to be appointed by the minority floor leader of the
13 senate; and

14 (b) Two members of the house of representatives, with
15 one member to be appointed by the speaker of the house of
16 representatives and one member to be appointed by the
17 minority floor leader of the house of representatives] **The**

18 **attorney general or his or her designee, who shall serve as**
19 **the chair of the council;**

20 (2) The director of the children's division or his or
21 her designee;

22 (3) The director of the department of public safety or
23 his or her designee;

24 (4) The director of the department of mental health or
25 his or her designee;

26 (5) The director of the office of prosecution services
27 or his or her designee;

28 (6) The superintendent of the Missouri state highway
29 patrol or his or her designee;

30 (7) The executive director of the statewide network of
31 child advocacy organizations [specializing in the prevention
32 of child abuse or neglect] or his or her designee;

33 (8) The executive director of the statewide coalition
34 against domestic and sexual violence or his or her designee;

35 (9) The executive director of the Missouri Juvenile
36 Justice Association or his or her designee;

37 (10) The director of the attorney general's human
38 trafficking task force or his or her designee;

39 (11) Two representatives from agencies providing
40 services to victims of child sex trafficking and sexual
41 exploitation [who reflect the geographic diversity of the
42 state and who shall be appointed by the director of the
43 department of social services]; [and]

44 (12) **Two members of the senate to be appointed by the**
45 **president pro tempore of the senate;**

46 (13) **Two members of the house of representatives to be**
47 **appointed by the speaker of the house of representatives;**

48 (14) A member of the judiciary, who shall be appointed
49 by the **Missouri** supreme court;

50 (15) **The commissioner of the department of elementary**
51 **and secondary education or his or her designee;**

52 (16) **A designee from the governor's office;**

53 (17) **Two human trafficking survivors identified by a**
54 **children's advocacy center who are willing to serve on the**
55 **council; and**

56 **(18) Any other nongovernment organization deemed**
57 **necessary by the attorney general.**

58 2. A majority of the members of the council shall
59 constitute a quorum. The council shall **be created within**
60 **thirty days of August 28, 2025, and shall** hold its first
61 meeting within thirty days after the council's creation [and
62 organize by selecting a chair and a vice chair]. The
63 council shall meet at [the call of the chair] **least**
64 **quarterly. The council may create a subgroup to address**
65 **specific issues deemed necessary.**

66 3. [The council shall:

67 (1) Collect and analyze data relating to sex
68 trafficking and sexual exploitation of children, including
69 the number of reports made to the children's division under
70 section 210.115, any information obtained from phone calls
71 to the national sex trafficking hotline, the number of
72 reports made to law enforcement, arrests, prosecution rates,
73 and any other data important for any recommendations of the
74 council. State departments and council members shall
75 provide relevant data as requested by the council to fulfill
76 the council's duties; and

77 (2) Collect feedback from stakeholders, practitioners,
78 and leadership throughout the state in order to develop best
79 practices and procedures regarding the response to sex
80 trafficking and sexual exploitation of children, including
81 identification and assessment of victims; response and
82 treatment coordination and collaboration across systems;
83 trauma-informed, culturally competent victim-centered
84 services; training for professionals in all systems; and
85 investigating and prosecuting perpetrators.

86 4.] The [department of social services] **attorney**
87 **general** shall provide administrative support to the council.

88 [5.] 4. [On or before December 31, 2023, the council
89 shall submit a report of the council's activities to the
90 governor and general assembly and the joint committee on
91 child abuse and neglect under section 21.771. The report
92 shall include recommendations for priority needs and
93 actions, including statutory or regulatory changes relating
94 to the response to sex trafficking and sexual exploitation
95 of children and services for child victims.

96 6. The council shall expire on December 31, 2023] (1)
97 There is hereby created in the state treasury the "Anti-
98 Trafficking Fund", which shall consist of moneys
99 appropriated to it by the general assembly and any grants,
100 gifts, donations, and bequests. The state treasurer shall
101 be custodian of the fund. In accordance with sections
102 30.170 and 30.180, the state treasurer may approve
103 disbursements. The fund shall be a dedicated fund and, upon
104 appropriation, moneys in this fund shall be used solely to
105 pay for the position of the executive director of the
106 statewide council against adult trafficking and the
107 commercial exploitation of children, education and awareness
108 regarding human trafficking, and anti-trafficking efforts
109 throughout the state of Missouri.

110 (2) Notwithstanding the provisions of section 33.080
111 to the contrary, any moneys remaining in the fund at the end
112 of the biennium shall not revert to the credit of the
113 general revenue fund.

114 (3) The state treasurer shall invest moneys in the
115 fund in the same manner as other funds are invested. Any
116 interest and moneys earned on such investments shall be
117 credited to the fund.

324.012. 1. This section shall be known and may be
2 cited as the "Fresh Start Act of 2020".

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

4 (1) "Criminal conviction", any conviction, finding of
5 guilt, plea of guilty, or plea of nolo contendere;

6 (2) "Licensing", any required training, education, or
7 fee to work in a specific occupation, profession, or
8 activity in the state;

9 (3) "Licensing authority", an agency, examining board,
10 credentialing board, or other office of the state with the
11 authority to impose occupational fees or licensing
12 requirements on any profession. For purposes of the
13 provisions of this section other than subsection 7 of this
14 section, the term "licensing authority" shall not include
15 the state board of education's licensure of teachers
16 pursuant to chapter 168, the Missouri state board of
17 accountant's licensure of accountants pursuant to chapter
18 326, the board of podiatric medicine's licensure of
19 podiatrists pursuant to chapter 330, the Missouri dental
20 board's licensure of dentists pursuant to chapter 332, the
21 state board of registration for the healing art's licensure
22 of physicians and surgeons pursuant to chapter 334, the
23 Missouri state board of nursing's licensure of nurses
24 pursuant to chapter 335, the board of pharmacy's licensure
25 of pharmacists pursuant to chapter 338, the Missouri real
26 estate commission's licensure of real estate brokers, real
27 estate salespersons, or real estate broker-salespersons
28 pursuant to sections 339.010 to 339.205, the Missouri
29 veterinary medical board's licensure of veterinarian's
30 pursuant to chapter 340, the Missouri director of finance
31 appointed pursuant to chapter 361, or the peace officer
32 standards and training commission's licensure of peace
33 officers or other law enforcement personnel pursuant to
34 chapter 590;

35 (4) "Political subdivision", a city, town, village,
36 municipality, or county.

37 3. Notwithstanding any other provision of law,
38 beginning January 1, 2021, no person shall be disqualified
39 by a state licensing authority from pursuing, practicing, or
40 engaging in any occupation for which a license is required
41 solely or in part because of a prior conviction of a crime
42 in this state or another state, unless the criminal
43 conviction directly relates to the duties and
44 responsibilities for the licensed occupation as set forth in
45 this section or is violent or sexual in nature.

46 4. Beginning August 28, 2020, applicants for
47 examination of licensure who have pleaded guilty to, entered
48 a plea of nolo contendere to, or been found guilty of any of
49 the following offenses or offenses of a similar nature
50 established under the laws of this state, any other state,
51 United States, or any other country, notwithstanding whether
52 sentence is imposed, shall be considered by state licensing
53 authorities to have committed a criminal offense that
54 directly relates to the duties and responsibilities of a
55 licensed profession:

56 (1) Any murder in the first degree, or dangerous
57 felony as defined under section 556.061 excluding an
58 intoxication-related traffic offense or intoxication-related
59 boating offense if the person is found to be a habitual
60 offender or habitual boating offender as such terms are
61 defined in section 577.001;

62 (2) Any of the following sexual offenses: rape in the
63 first degree, forcible rape, rape, statutory rape in the
64 first degree, statutory rape in the second degree, rape in
65 the second degree, sexual assault, sodomy in the first
66 degree, forcible sodomy, statutory sodomy in the first

67 degree, statutory sodomy in the second degree, child
68 molestation in the first degree, child molestation in the
69 second degree, sodomy in the second degree, deviate sexual
70 assault, sexual misconduct involving a child, sexual
71 misconduct in the first degree under section 566.090 as it
72 existed prior to August 28, 2013, sexual abuse under section
73 566.100 as it existed prior to August 28, 2013, sexual abuse
74 in the first or second degree, enticement of a child, or
75 attempting to entice a child;

76 (3) Any of the following offenses against the family
77 and related offenses: incest, abandonment of a child in the
78 first degree, abandonment of a child in the second degree,
79 endangering the welfare of a child in the first degree,
80 abuse of a child, using a child in a sexual performance,
81 promoting sexual performance by a child, or trafficking in
82 children; and

83 (4) Any of the following offenses involving child
84 pornography **as it existed prior to August 28, 2025, or child**
85 **sexual abuse material** and related offenses: promoting
86 obscenity in the first degree, promoting obscenity in the
87 second degree when the penalty is enhanced to a class E
88 felony, promoting child pornography in the first degree **as**
89 **it existed prior to August 28, 2025, promoting child sexual**
90 **abuse material in the first degree,** promoting child
91 pornography in the second degree **as it existed prior to**
92 **August 28, 2025, promoting child sexual abuse material in**
93 **the second degree,** possession of child pornography in the
94 first degree **as it existed prior to August 28, 2025,**
95 **possession of child sexual abuse material in the first**
96 **degree,** possession of child pornography in the second degree
97 **as it existed prior to August 28, 2025, possession of child**
98 **sexual abuse material in the second degree,** furnishing child

99 pornography to a minor **as it existed prior to August 28,**
100 **2025, furnishing child sexual abuse material to a minor,**
101 furnishing pornographic materials to minors, or coercing
102 acceptance of obscene material;

103 (5) The offense of delivery of a controlled substance,
104 as provided in section 579.020, may be a disqualifying
105 criminal offense for the following occupations: real estate
106 appraisers and appraisal management companies, licensed
107 pursuant to sections 339.500 to 339.549; and nursing home
108 administrators, licensed pursuant to chapter 344; and

109 (6) Any offense an essential element of which is fraud
110 may be a disqualifying criminal offense for the following
111 occupations: private investigators, licensed pursuant to
112 sections 324.1100 to 324.1148; accountants, licensed
113 pursuant to chapter 326; architects, licensed pursuant to
114 sections 327.091 to 327.172; engineers, licensed pursuant to
115 sections 327.181 to 327.271; land surveyors, licensed
116 pursuant to sections 327.272 to 327.371; landscape
117 architects, licensed pursuant to sections 327.600 to
118 327.635; chiropractors, licensed pursuant to chapter 331;
119 embalmers and funeral directors, licensed pursuant to
120 chapter 333; real estate appraisers and appraisal management
121 companies, licensed pursuant to sections 339.500 to 339.549;
122 and nursing home administrators, licensed pursuant to
123 chapter 344.

124 5. If an individual is charged with any of the crimes
125 set forth in subsection 4 of this section, and is convicted,
126 pleads guilty to, or is found guilty of a lesser-included
127 offense and is sentenced to a period of incarceration, such
128 conviction shall only be considered by state licensing
129 authorities as a criminal offense that directly relates to
130 the duties and responsibilities of a licensed profession for

131 four years, beginning on the date such individual is
132 released from incarceration.

133 6. (1) The licensing authority shall determine
134 whether an applicant with a criminal conviction will be
135 denied a license based on the following factors:

136 (a) The nature and seriousness of the crime for which
137 the individual was convicted;

138 (b) The passage of time since the commission of the
139 crime, including consideration of the factors listed under
140 subdivision (2) of this subsection;

141 (c) The relationship of the crime to the ability,
142 capacity, and fitness required to perform the duties and
143 discharge the responsibilities of the occupation; and

144 (d) Any evidence of rehabilitation or treatment
145 undertaken by the individual that might mitigate against a
146 direct relation.

147 (2) If an individual has a valid criminal conviction
148 for a criminal offense that could disqualify the individual
149 from receiving a license, the disqualification shall not
150 apply to an individual who has been exonerated for a crime
151 for which he or she has previously been convicted of or
152 incarcerated.

153 7. An individual with a criminal record may petition a
154 licensing authority at any time for a determination of
155 whether the individual's criminal record will disqualify the
156 individual from obtaining a license. This petition shall
157 include details on the individual's criminal record. The
158 licensing authority shall inform the individual of his or
159 her standing within thirty days after the licensing
160 authority has met, but in no event more than four months
161 after receiving the petition from the applicant. The
162 decision shall be binding, unless the individual has

163 subsequent criminal convictions or failed to disclose
164 information in his or her petition. If the decision is that
165 the individual is disqualified, the individual shall be
166 notified in writing of the grounds and reasons for
167 disqualification. The licensing authority may charge a fee
168 by rule to recoup its costs as set by rulemaking authority
169 not to exceed twenty-five dollars for each petition.

170 8. (1) If a licensing authority denies an individual
171 a license solely or in part because of the individual's
172 prior conviction of a crime, the licensing authority shall
173 notify the individual in writing of the following:

174 (a) The grounds and reasons for the denial or
175 disqualification;

176 (b) That the individual has the right to a hearing as
177 provided by chapter 621 to challenge the licensing
178 authority's decision;

179 (c) The earliest date the person may reapply for a
180 license; and

181 (d) That evidence of rehabilitation may be considered
182 upon reapplication.

183 (2) Any written determination by the licensing
184 authority that an applicant's criminal conviction is a
185 specifically listed disqualifying conviction and is directly
186 related to the duties and responsibilities for the licensed
187 occupation shall be documented with written findings for
188 each of the grounds or reasons under paragraph (a) of
189 subdivision (1) of this subsection by clear and convincing
190 evidence sufficient for a reviewing court.

191 (3) In any administrative hearing or civil litigation
192 authorized under this subsection, the licensing authority
193 shall carry the burden of proof on the question of whether

194 the applicant's criminal conviction directly relates to the
195 occupation for which the license is sought.

196 9. The provisions of this section shall apply to any
197 profession for which an occupational license is issued in
198 this state, including any new occupational license created
199 by a state licensing authority after August 28, 2020.
200 Notwithstanding any other provision of law, political
201 subdivisions shall be prohibited from creating any new
202 occupational licenses after August 28, 2020. The provisions
203 of this section shall not apply to business licenses, where
204 the terms "occupational licenses" and "business licenses"
205 are used interchangeably in a city or county charter
206 definition.

329.050. 1. Applicants for examination or licensure
2 pursuant to this chapter shall possess the following
3 qualifications:

4 (1) They shall provide documentation of successful
5 completion of courses approved by the board, have an
6 education equivalent to the successful completion of the
7 tenth grade, and be at least seventeen years of age;

8 (2) If the applicants are apprentices, they shall have
9 served and completed, as an apprentice under the supervision
10 of a licensed cosmetologist, the time and studies required
11 by the board which shall be no less than three thousand
12 hours for cosmetologists, and no less than eight hundred
13 hours for manicurists and no less than fifteen hundred hours
14 for esthetics. However, when the classified occupation of
15 manicurist is apprenticed in conjunction with the classified
16 occupation of cosmetologist, the apprentice shall be
17 required to successfully complete an apprenticeship of no
18 less than a total of three thousand hours;

19 (3) If the applicants are students, they shall have
20 had the required time in a licensed school of no less than
21 one thousand five hundred hours training or the credit hours
22 determined by the formula in Subpart A of Part 668 of
23 Section 668.8 of Title 34 of the Code of Federal
24 Regulations, as amended, for the classification of
25 cosmetologist, with the exception of public vocational
26 technical schools in which a student shall complete no less
27 than one thousand two hundred twenty hours training. All
28 students shall complete no less than four hundred hours or
29 the credit hours determined by the formula in Subpart A of
30 Part 668 of Section 668.8 of Title 34 of the Code of Federal
31 Regulations, as amended, for the classification of
32 manicurist. All students shall complete no less than seven
33 hundred fifty hours or the credit hours determined by the
34 formula in Subpart A of Part 668 of Section 668.8 of Title
35 34 of the Code of Federal Regulations, as amended, for the
36 classification of esthetician. However, when the classified
37 occupation of manicurist is taken in conjunction with the
38 classified occupation of cosmetologist, the student shall
39 not be required to serve the extra four hundred hours or the
40 credit hours determined by the formula in Subpart A of Part
41 668 of Section 668.8 of Title 34 of the Code of Federal
42 Regulations, as amended, otherwise required to include
43 manicuring of nails; and

44 (4) They shall have passed an examination to the
45 satisfaction of the board.

46 2. A person may apply to take the examination required
47 by subsection 1 of this section if the person is a graduate
48 of a school of cosmetology or apprentice program in another
49 state or territory of the United States which has
50 substantially the same requirements as an educational

51 establishment licensed pursuant to this chapter. A person
52 may apply to take the examination required by subsection 1
53 of this section if the person is a graduate of an
54 educational establishment in a foreign country that provides
55 training for a classified occupation of cosmetology, as
56 defined by section 329.010, and has educational requirements
57 that are substantially the same requirements as an
58 educational establishment licensed under this chapter. The
59 board has sole discretion to determine the substantial
60 equivalency of such educational requirements. The board may
61 require that transcripts from foreign schools be submitted
62 for its review, and the board may require that the applicant
63 provide an approved English translation of such transcripts.

64 3. Each application shall contain a statement that,
65 subject to the penalties of making a false affidavit or
66 declaration, the application is made under oath or
67 affirmation and that its representations are true and
68 correct to the best knowledge and belief of the person
69 signing the application.

70 4. The sufficiency of the qualifications of applicants
71 shall be determined by the board, but the board may delegate
72 this authority to its executive director subject to such
73 provisions as the board may adopt.

74 5. Applications for examination or licensure may be
75 denied if the applicant has pleaded guilty to, entered a
76 plea of nolo contendere to, or been found guilty of any of
77 the following offenses or offenses of a similar nature
78 established under the laws of this state, any other state,
79 the United States, or any other country, notwithstanding
80 whether sentence is imposed:

81 (1) Any dangerous felony as defined under section
82 556.061 or murder in the first degree;

83 (2) Any of the following sexual offenses: rape in the
84 first degree, forcible rape, rape, statutory rape in the
85 first degree, statutory rape in the second degree, rape in
86 the second degree, sexual assault, sodomy in the first
87 degree, forcible sodomy, statutory sodomy in the first
88 degree, statutory sodomy in the second degree, child
89 molestation in the first degree, child molestation in the
90 second degree, sodomy in the second degree, deviate sexual
91 assault, sexual misconduct involving a child, sexual
92 misconduct in the first degree under section 566.090 as it
93 existed prior to August 28, 2013, sexual abuse under section
94 566.100 as it existed prior to August 28, 2013, sexual abuse
95 in the first or second degree, enticement of a child, or
96 attempting to entice a child;

97 (3) Any of the following offenses against the family
98 and related offenses: incest, abandonment of a child in the
99 first degree, abandonment of a child in the second degree,
100 endangering the welfare of a child in the first degree,
101 abuse of a child, using a child in a sexual performance,
102 promoting sexual performance by a child, or trafficking in
103 children; and

104 (4) Any of the following offenses involving child
105 pornography **as it existed prior to August 28, 2025, or child**
106 **sexual abuse material** and related offenses: promoting
107 obscenity in the first degree, promoting obscenity in the
108 second degree when the penalty is enhanced to a class E
109 felony, promoting child pornography in the first degree **as**
110 **it existed prior to August 28, 2025, promoting child sexual**
111 **abuse material in the first degree**, promoting child
112 pornography in the second degree **as it existed prior to**
113 **August 28, 2025, promoting child sexual abuse material in**
114 **the second degree**, possession of child pornography in the

115 first degree **as it existed prior to August 28, 2025,**
116 **possession of child sexual abuse material in the first**
117 **degree,** possession of child pornography in the second degree
118 **as it existed prior to August 28, 2025, possession of child**
119 **sexual abuse material in the second degree,** furnishing child
120 pornography to a minor **as it existed prior to August 28,**
121 **2025, furnishing child sexual abuse material to a minor,**
122 furnishing pornographic materials to minors, or coercing
123 acceptance of obscene material.

339.100. 1. The commission may, upon its own motion,
2 and shall upon receipt of a written complaint filed by any
3 person, investigate any real estate-related activity of a
4 licensee licensed under sections 339.010 to 339.180 and
5 sections 339.710 to 339.860 or an individual or entity
6 acting as or representing themselves as a real estate
7 licensee. In conducting such investigation, if the
8 questioned activity or written complaint involves an
9 affiliated licensee, the commission may forward a copy of
10 the information received to the affiliated licensee's
11 designated broker. The commission shall have the power to
12 hold an investigatory hearing to determine whether there is
13 a probability of a violation of sections 339.010 to 339.180
14 and sections 339.710 to 339.860. The commission shall have
15 the power to issue a subpoena to compel the production of
16 records and papers bearing on the complaint. The commission
17 shall have the power to issue a subpoena and to compel any
18 person in this state to come before the commission to offer
19 testimony or any material specified in the subpoena.
20 Subpoenas and subpoenas duces tecum issued pursuant to this
21 section shall be served in the same manner as subpoenas in a
22 criminal case. The fees and mileage of witnesses shall be
23 the same as that allowed in the circuit court in civil cases.

24 2. The commission may cause a complaint to be filed
25 with the administrative hearing commission as provided by
26 the provisions of chapter 621 against any person or entity
27 licensed under this chapter or any licensee who has failed
28 to renew or has surrendered his or her individual or entity
29 license for any one or any combination of the following acts:

30 (1) Failure to maintain and deposit in a special
31 account, separate and apart from his or her personal or
32 other business accounts, all moneys belonging to others
33 entrusted to him or her while acting as a real estate broker
34 or as the temporary custodian of the funds of others, until
35 the transaction involved is consummated or terminated,
36 unless all parties having an interest in the funds have
37 agreed otherwise in writing;

38 (2) Making substantial misrepresentations or false
39 promises or suppression, concealment or omission of material
40 facts in the conduct of his or her business or pursuing a
41 flagrant and continued course of misrepresentation through
42 agents, salespersons, advertising or otherwise in any
43 transaction;

44 (3) Failing within a reasonable time to account for or
45 to remit any moneys, valuable documents or other property,
46 coming into his or her possession, which belongs to others;

47 (4) Representing to any lender, guaranteeing agency,
48 or any other interested party, either verbally or through
49 the preparation of false documents, an amount in excess of
50 the true and actual sale price of the real estate or terms
51 differing from those actually agreed upon;

52 (5) Failure to timely deliver a duplicate original of
53 any and all instruments to any party or parties executing
54 the same where the instruments have been prepared by the
55 licensee or under his or her supervision or are within his

56 or her control, including, but not limited to, the
57 instruments relating to the employment of the licensee or to
58 any matter pertaining to the consummation of a lease,
59 listing agreement or the purchase, sale, exchange or lease
60 of property, or any type of real estate transaction in which
61 he or she may participate as a licensee;

62 (6) Acting for more than one party in a transaction
63 without the knowledge of all parties for whom he or she
64 acts, or accepting a commission or valuable consideration
65 for services from more than one party in a real estate
66 transaction without the knowledge of all parties to the
67 transaction;

68 (7) Paying a commission or valuable consideration to
69 any person for acts or services performed in violation of
70 sections 339.010 to 339.180 and sections 339.710 to 339.860;

71 (8) Guaranteeing or having authorized or permitted any
72 licensee to guarantee future profits which may result from
73 the resale of real property;

74 (9) Having been finally adjudicated and been found
75 guilty of the violation of any state or federal statute
76 which governs the sale or rental of real property or the
77 conduct of the real estate business as defined in subsection
78 1 of section 339.010;

79 (10) Obtaining a certificate or registration of
80 authority, permit or license for himself or herself or
81 anyone else by false or fraudulent representation, fraud or
82 deceit;

83 (11) Representing a real estate broker other than the
84 broker with whom associated without the express written
85 consent of the broker with whom associated;

86 (12) Accepting a commission or valuable consideration
87 for the performance of any of the acts referred to in

88 section 339.010 from any person except the broker with whom
89 associated at the time the commission or valuable
90 consideration was earned;

91 (13) Using prizes, money, gifts or other valuable
92 consideration as inducement to secure customers or clients
93 to purchase, lease, sell or list property when the awarding
94 of such prizes, money, gifts or other valuable consideration
95 is conditioned upon the purchase, lease, sale or listing; or
96 soliciting, selling or offering for sale real property by
97 offering free lots, or conducting lotteries or contests, or
98 offering prizes for the purpose of influencing a purchaser
99 or prospective purchaser of real property;

100 (14) Placing a sign on or advertising any property
101 offering it for sale or rent without the written consent of
102 the owner or his or her duly authorized agent;

103 (15) Violation of, or attempting to violate, directly
104 or indirectly, or assisting or enabling any person to
105 violate, any provision of sections 339.010 to 339.180 and
106 sections 339.710 to 339.860, or of any lawful rule adopted
107 pursuant to sections 339.010 to 339.180 and sections 339.710
108 to 339.860;

109 (16) Committing any act which would otherwise be
110 grounds for the commission to refuse to issue a license
111 under section 339.040;

112 (17) Failure to timely inform seller of all written
113 offers unless otherwise instructed in writing by the seller;

114 (18) Been finally adjudicated and found guilty, or
115 entered a plea of guilty or nolo contendere, in a criminal
116 prosecution under the laws of this state or any other state
117 or of the United States, for any offense reasonably related
118 to the qualifications, functions or duties of any profession
119 licensed or regulated under this chapter, or for any offense

120 an essential element of which is fraud, dishonesty or an act
121 of violence, whether or not sentence is imposed;

122 (19) Any other conduct which constitutes
123 untrustworthy, improper or fraudulent business dealings,
124 demonstrates bad faith or incompetence, misconduct, or gross
125 negligence;

126 (20) Disciplinary action against the holder of a
127 license or other right to practice any profession regulated
128 under sections 339.010 to 339.180 and sections 339.710 to
129 339.860 granted by another state, territory, federal agency,
130 or country upon grounds for which revocation, suspension, or
131 probation is authorized in this state;

132 (21) Been found by a court of competent jurisdiction
133 of having used any controlled substance, as defined in
134 chapter 195, to the extent that such use impairs a person's
135 ability to perform the work of any profession licensed or
136 regulated by sections 339.010 to 339.180 and sections
137 339.710 to 339.860;

138 (22) Been finally adjudged insane or incompetent by a
139 court of competent jurisdiction;

140 (23) Assisting or enabling any person to practice or
141 offer to practice any profession licensed or regulated under
142 sections 339.010 to 339.180 and sections 339.710 to 339.860
143 who is not registered and currently eligible to practice
144 under sections 339.010 to 339.180 and sections 339.710 to
145 339.860;

146 (24) Use of any advertisement or solicitation which:

147 (a) Is knowingly false, misleading or deceptive to the
148 general public or persons to whom the advertisement or
149 solicitation is primarily directed; or

150 (b) Includes a name or team name that uses the terms
151 "realty", "brokerage", "company", or any other terms that

152 can be construed to advertise a real estate company other
153 than the licensee or a business entity licensed under this
154 chapter with whom the licensee is associated. The context
155 of the advertisement or solicitation may be considered by
156 the commission when determining whether a licensee has
157 committed a violation of this paragraph;

158 (25) Making any material misstatement,
159 misrepresentation, or omission with regard to any
160 application for licensure or license renewal. As used in
161 this section, "material" means important information about
162 which the commission should be informed and which may
163 influence a licensing decision;

164 (26) Engaging in, committing, or assisting any person
165 in engaging in or committing mortgage fraud, as defined in
166 section 443.930.

167 3. After the filing of such complaint, the proceedings
168 will be conducted in accordance with the provisions of law
169 relating to the administrative hearing commission. A
170 finding of the administrative hearing commissioner that the
171 licensee has performed or attempted to perform one or more
172 of the foregoing acts shall be grounds for the suspension or
173 revocation of his license by the commission, or the placing
174 of the licensee on probation on such terms and conditions as
175 the real estate commission shall deem appropriate, or the
176 imposition of a civil penalty by the commission not to
177 exceed two thousand five hundred dollars for each offense.
178 Each day of a continued violation shall constitute a
179 separate offense.

180 4. The commission may prepare a digest of the
181 decisions of the administrative hearing commission which
182 concern complaints against licensed brokers or salespersons
183 and cause such digests to be mailed to all licensees

184 periodically. Such digests may also contain reports as to
185 new or changed rules adopted by the commission and other
186 information of significance to licensees.

187 5. Notwithstanding other provisions of this section, a
188 broker or salesperson's license shall be revoked, or in the
189 case of an applicant, shall not be issued, if the licensee
190 or applicant has pleaded guilty to, entered a plea of nolo
191 contendere to, or been found guilty of any of the following
192 offenses or offenses of a similar nature established under
193 the laws of this, any other state, the United States, or any
194 other country, notwithstanding whether sentence is imposed:

195 (1) Any dangerous felony as defined under section
196 556.061 or murder in the first degree;

197 (2) Any of the following sexual offenses: rape in the
198 first degree, forcible rape, rape, statutory rape in the
199 first degree, statutory rape in the second degree, rape in
200 the second degree, sexual assault, sodomy in the first
201 degree, forcible sodomy, statutory sodomy in the first
202 degree, statutory sodomy in the second degree, child
203 molestation in the first degree, child molestation in the
204 second degree, sodomy in the second degree, deviate sexual
205 assault, sexual misconduct involving a child, sexual
206 misconduct in the first degree under section 566.090 as it
207 existed prior to August 28, 2013, sexual abuse under section
208 566.100 as it existed prior to August 28, 2013, sexual abuse
209 in the first or second degree, enticement of a child, or
210 attempting to entice a child;

211 (3) Any of the following offenses against the family
212 and related offenses: incest, abandonment of a child in the
213 first degree, abandonment of a child in the second degree,
214 endangering the welfare of a child in the first degree,
215 abuse of a child, using a child in a sexual performance,

216 promoting sexual performance by a child, or trafficking in
217 children;

218 (4) Any of the following offenses involving child
219 pornography **as it existed prior to August 28, 2025, or child**
220 **sexual abuse material** and related offenses: promoting
221 obscenity in the first degree, promoting obscenity in the
222 second degree when the penalty is enhanced to a class E
223 felony, promoting child pornography in the first degree **as**
224 **it existed prior to August 28, 2025, promoting child sexual**
225 **abuse material in the first degree**, promoting child
226 pornography in the second degree **as it existed prior to**
227 **August 28, 2025, promoting child sexual abuse material in**
228 **the second degree**, possession of child pornography in the
229 first degree **as it existed prior to August 28, 2025,**
230 **possession of child sexual abuse material in the first**
231 **degree**, possession of child pornography in the second degree
232 **as it existed prior to August 28, 2025, possession of child**
233 **sexual abuse material in the second degree**, furnishing child
234 pornography to a minor **as it existed prior to August 28,**
235 **2025, furnishing child sexual abuse material to minors,**
236 furnishing pornographic materials to minors, or coercing
237 acceptance of obscene material; and

238 (5) Mortgage fraud as defined in section 570.310.

239 6. A person whose license was revoked under subsection
240 5 of this section may appeal such revocation to the
241 administrative hearing commission. Notice of such appeal
242 must be received by the administrative hearing commission
243 within ninety days of mailing, by certified mail, the notice
244 of revocation. Failure of a person whose license was
245 revoked to notify the administrative hearing commission of
246 his or her intent to appeal waives all rights to appeal the
247 revocation. Upon notice of such person's intent to appeal,

248 a hearing shall be held before the administrative hearing
249 commission.

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 who is**
5 **alleged to be a victim of] eighteen or a vulnerable person,**
6 **relating to** an offense under the provisions of chapter 565,
7 566 **[or], 568, or 573, if performed by another,** is
8 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, [566.040,
7 566.050,] **566.031**, 566.060, [566.070, 566.080, 566.090,]
8 **566.061**, 566.100, [566.110, or 566.120, or section] **566.101**,
9 **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 child sex**
16 **trafficking or tortious conduct that caused the victim to be**
17 **a victim of childhood sexual abuse or child sex trafficking**
18 in an action brought pursuant to this section shall be

19 commenced within [ten] **twenty** years of the plaintiff
20 attaining the age of twenty-one or within three years of the
21 date the plaintiff discovers, or reasonably should have
22 discovered, that the injury or illness was caused by
23 childhood sexual abuse **or child sex trafficking**, whichever
24 later occurs.

25 3. This section shall apply to any action commenced on
26 or after August 28, [2004, including any action which would
27 have been barred by the application of the statute of
28 limitation applicable prior to that date] **2025**.

542.301. 1. Property which comes into the custody of
2 an officer or of a court as the result of any seizure and
3 which has not been forfeited pursuant to any other
4 provisions of law or returned to the claimant shall be
5 disposed of as follows:

6 (1) Stolen property, or property acquired in any other
7 manner declared an offense by chapters 569 and 570, but not
8 including any of the property referred to in subdivision (2)
9 of this subsection, shall be delivered by order of court
10 upon claim having been made and established, to the person
11 who is entitled to possession:

12 (a) The claim shall be made by written motion filed
13 with the court with which a motion to suppress has been, or
14 may be, filed. The claim shall be barred if not made within
15 one year from the date of the seizure;

16 (b) Upon the filing of such motion, the judge shall
17 order notice to be given to all persons interested in the
18 property, including other claimants and the person from
19 whose possession the property was seized, of the time, place
20 and nature of the hearing to be held on the motion. The
21 notice shall be given in a manner reasonably calculated to
22 reach the attention of all interested persons. Notice may

23 be given to unknown persons and to persons whose address is
24 unknown by publication in a newspaper of general circulation
25 in the county. No property shall be delivered to any
26 claimant unless all interested persons have been given a
27 reasonable opportunity to appear and to be heard;

28 (c) After a hearing, the judge shall order the
29 property delivered to the person or persons entitled to
30 possession, if any. The judge may direct that delivery of
31 property required as evidence in a criminal proceeding shall
32 be postponed until the need no longer exists;

33 (d) A law enforcement officer having custody of seized
34 property may, at any time that seized property has ceased to
35 be useful as evidence, request that the prosecuting attorney
36 of the county in which property was seized file a motion
37 with the court of such county for the disposition of the
38 seized property. If the prosecuting attorney does not file
39 such motion within sixty days of the request by the law
40 enforcement officer having custody of the seized property,
41 then such officer may request that the attorney general file
42 a written motion with the circuit court of the county or
43 judicial district in which the seizure occurred. Upon
44 filing of the motion, the court shall issue an order
45 directing the disposition of the property. Such disposition
46 may, if the property is not claimed within one year from the
47 date of the seizure or if no one establishes a right to it,
48 and the seized property has ceased to be useful as evidence,
49 include a public sale of the property. Pursuant to a motion
50 properly filed and granted under this section, the proceeds
51 of any sale, less necessary expenses of preservation and
52 sale, shall be paid into the county treasury for the use of
53 the county. If the property is not salable, the judge may
54 order its destruction. Notwithstanding any other provision

55 of law, if no claim is filed within one year of the seizure
56 and no motion pursuant to this section is filed within six
57 months thereafter, and the seized property has ceased to be
58 useful as evidence, the property shall be deemed abandoned,
59 converted to cash and shall be turned over immediately to
60 the treasurer pursuant to section 447.543;

61 (e) If the property is a living animal or is
62 perishable, the judge may, at any time, order it sold at
63 public sale. The proceeds shall be held in lieu of the
64 property. A written description of the property sold shall
65 be filed with the judge making the order of sale so that the
66 claimant may identify the property. If the proceeds are not
67 claimed within the time limited for the claim of the
68 property, the proceeds shall be paid into the county
69 treasury. If the property is not salable, the judge may
70 order its destruction.

71 (2) Weapons, tools, devices, computers, computer
72 equipment, computer software, computer hardware, cellular
73 telephones, or other devices capable of accessing the
74 internet, and substances other than motor vehicles, aircraft
75 or watercraft, used by the owner or with the owner's consent
76 as a means for committing felonies other than the offense of
77 possessing burglary tools in violation of section 569.180,
78 and property, the possession of which is an offense under
79 the laws of this state or which has been used by the owner,
80 or used with the owner's acquiescence or consent, as a raw
81 material or as an instrument to manufacture, produce, or
82 distribute, or be used as a means of storage of anything the
83 possession of which is an offense under the laws of this
84 state, or which any statute authorizes or directs to be
85 seized, other than lawfully possessed weapons seized by an

86 officer incident to an arrest, shall be forfeited to the
87 state of Missouri.

88 2. The officer who has custody of the property shall
89 inform the prosecuting attorney of the fact of seizure and
90 of the nature of the property. The prosecuting attorney
91 shall thereupon file a written motion with the court with
92 which the motion to suppress has been, or may be, filed
93 praying for an order directing the forfeiture of the
94 property. If the prosecuting attorney of a county in which
95 property is seized fails to file a motion with the court for
96 the disposition of the seized property within sixty days of
97 the request by a law enforcement officer, the officer having
98 custody of the seized property may request the attorney
99 general to file a written motion with the circuit court of
100 the county or judicial district in which the seizure
101 occurred. Upon filing of the motion, the court shall issue
102 an order directing the disposition of the property. The
103 signed motion shall be returned to the requesting agency. A
104 motion may also be filed by any person claiming the right to
105 possession of the property praying that the court declare
106 the property not subject to forfeiture and order it
107 delivered to the moving party.

108 3. Upon the filing of a motion either by the
109 prosecuting attorney or by a claimant, the judge shall order
110 notice to be given to all persons interested in the
111 property, including the person out of whose possession the
112 property was seized and any lienors, of the time, place and
113 nature of the hearing to be held on the motion. The notice
114 shall be given in a manner reasonably calculated to reach
115 the attention of all interested persons. Notice may be
116 given to unknown persons and to persons of unknown address
117 by publication in a newspaper of general circulation in the

118 county. Every interested person shall be given a reasonable
119 opportunity to appear and to be heard as to the nature of
120 the person's claim to the property and upon the issue of
121 whether or not it is subject to forfeiture.

122 4. If the evidence is clear and convincing that the
123 property in issue is in fact of a kind subject to forfeiture
124 under this subsection, the judge shall declare it forfeited
125 and order its destruction or sale. The judge shall direct
126 that the destruction or sale of property needed as evidence
127 in a criminal proceeding shall be postponed until this need
128 no longer exists.

129 5. If the forfeited property can be put to a lawful
130 use, it may be ordered sold after any alterations which are
131 necessary to adapt it to a lawful use have been made. In
132 the case of computers, computer equipment, computer
133 software, computer hardware, cellular telephones, or other
134 devices capable of accessing the internet, or other devices
135 used in the acquisition, possession, or distribution of
136 child pornography **as it existed prior to August 28, 2025,**
137 **child sexual abuse material,** or obscene material, the law
138 enforcement agency in possession of such items may, upon
139 court order, retain possession of such property and convert
140 such property to the use of the law enforcement agency for
141 use in criminal investigations. If there is a holder of a
142 bona fide lien against property which has been used as a
143 means for committing an offense or which has been used as a
144 raw material or as an instrument to manufacture or produce
145 anything which is an offense to possess, who establishes
146 that the use was without the lienholder's acquiescence or
147 consent, the proceeds, less necessary expenses of
148 preservation and sale, shall be paid to the lienholder to

149 the amount of the lienholder's lien. The remaining amount
150 shall be paid into the county treasury.

151 6. If the property is perishable the judge may order
152 it sold at a public sale or destroyed, as may be
153 appropriate, prior to a hearing. The proceeds of a sale,
154 less necessary expenses of preservation and sale, shall be
155 held in lieu of the property.

156 7. When a warrant has been issued to search for and
157 seize allegedly obscene matter for forfeiture to the state,
158 after an adversary hearing, the judge, upon return of the
159 warrant with the matter seized, shall give notice of the
160 fact to the prosecuting attorney of the county in which the
161 matter was seized and the dealer, exhibitor or displayer and
162 shall conduct further adversary proceedings to determine
163 whether the matter is subject to forfeiture. If the
164 evidence is clear and convincing that the matter is obscene
165 as defined by law and it was being held or displayed for
166 sale, exhibition, distribution or circulation to the public,
167 the judge shall declare it to be obscene and forfeited to
168 the state and order its destruction or other disposition;
169 except that, no forfeiture shall be declared without the
170 dealer, distributor or displayer being given a reasonable
171 opportunity to appear in opposition and without the judge
172 having thoroughly examined each item. If the material to be
173 seized is the same as or another copy of matter that has
174 already been determined to be obscene in a criminal
175 proceeding against the dealer, exhibitor, displayer or such
176 person's agent, the determination of obscenity in the
177 criminal proceeding shall constitute clear and convincing
178 evidence that the matter to be forfeited pursuant to this
179 subsection is obscene. Except when the dealer, exhibitor or
180 displayer consents to a longer period, or by such person's

181 actions or pleadings willfully prevents the prompt
182 resolution of the hearing, judgment shall be rendered within
183 ten days of the return of the warrant. If the matter is not
184 found to be obscene or is not found to have been held or
185 displayed for sale, exhibition or distribution to the
186 public, or a judgment is not entered within the time
187 provided for, the matter shall be restored forthwith to the
188 dealer, exhibitor or displayer.

189 8. If an appeal is taken by the dealer, exhibitor or
190 displayer from an adverse judgment, the case should be
191 assigned for hearing at the earliest practicable date and
192 expedited in every way. Destruction or disposition of a
193 matter declared forfeited shall be postponed until the
194 judgment has become final by exhaustion of appeal, or by
195 expiration of the time for appeal, and until the matter is
196 no longer needed as evidence in a criminal proceeding.

197 9. A determination of obscenity, pursuant to this
198 subsection, shall not be admissible in any criminal
199 proceeding against any person or corporation for sale or
200 possession of obscene matter; except that dealer,
201 distributor or displayer from which the obscene matter was
202 seized for forfeiture to the state.

203 10. When allegedly obscene matter or pornographic
204 material for minors has been seized under a search warrant
205 issued pursuant to subsection 2 of section 542.281 and the
206 matter is no longer needed as evidence in a criminal
207 proceeding the prosecuting attorney of the county in which
208 the matter was seized may file a written motion with the
209 circuit court of the county or judicial district in which
210 the seizure occurred praying for an order directing the
211 forfeiture of the matter. Upon filing of the motion, the
212 court shall set a date for a hearing. Written notice of

213 date, time, place and nature of the hearing shall be
214 personally served upon the owner, dealer, exhibitor,
215 displayer or such person's agent. Such notice shall be
216 served no less than five days before the hearing.

217 11. If the evidence is clear and convincing that the
218 matter is obscene as defined by law, and that the obscene
219 material was being held or displayed for sale, exhibition,
220 distribution or circulation to the public or that the matter
221 is pornographic for minors and that the pornographic
222 material was being held or displayed for sale, exhibition,
223 distribution or circulation to minors, the judge shall
224 declare it to be obscene or pornographic for minors and
225 forfeited to the state and order its destruction or other
226 disposition. A determination that the matter is obscene in
227 a criminal proceeding as well as a determination that such
228 obscene material was held or displayed for sale, exhibition,
229 distribution or circulation to the public or a determination
230 that the matter is pornographic for minors in a criminal
231 proceeding as well as a determination that such pornographic
232 material was held or displayed for sale, exhibition,
233 distribution or circulation to minors shall be clear and
234 convincing evidence that such material should be forfeited
235 to the state; except that, no forfeiture shall be declared
236 without the dealer, distributor or displayer being given a
237 reasonable opportunity to appear in opposition and without a
238 judge having thoroughly examined each item. A dealer,
239 distributor or displayer shall have had reasonable
240 opportunity to appear in opposition if the matter the
241 prosecutor seeks to destroy is the same matter that formed
242 the basis of a criminal proceeding against the dealer,
243 distributor or displayer where the dealer, distributor or
244 displayer has been charged and found guilty of holding or

245 displaying for sale, exhibiting, distributing or circulating
246 obscene material to the public or pornographic material for
247 minors to minors. If the matter is not found to be obscene,
248 or if obscene material is not found to have been held or
249 displayed for sale, exhibition, distribution or circulation
250 to the public, or if the matter is not found to be
251 pornographic for minors or if pornographic material is not
252 found to have been held or displayed for sale, exhibition,
253 distribution or circulation to minors, the matter shall be
254 restored forthwith to the dealer, exhibitor or displayer.

255 12. If an appeal is taken by the dealer, exhibitor or
256 displayer from an adverse judgment, the case shall be
257 assigned for hearing at the earliest practicable date and
258 expedited in every way. Destruction or disposition of
259 matter declared forfeited shall be postponed until the
260 judgment has become final by exhaustion of appeal, or by
261 expiration of the time for appeal, and until the matter is
262 no longer needed as evidence in a criminal proceeding.

263 13. A determination of obscenity shall not be
264 admissible in any criminal proceeding against any person or
265 corporation for sale or possession of obscene matter.

266 14. An appeal by any party shall be allowed from the
267 judgment of the court as in other civil actions.

268 15. All other property still in the custody of an
269 officer or of a court as the result of any seizure and which
270 has not been forfeited pursuant to this section or any other
271 provision of law after three years following the seizure and
272 which has ceased to be useful as evidence shall be deemed
273 abandoned, converted to cash and shall be turned over
274 immediately to the treasurer pursuant to section 447.543.

566.010. As used in this chapter and chapter 568, the
2 following terms mean:

3 (1) "Aggravated sexual offense", any sexual offense,
4 in the course of which, the actor:

5 (a) Inflicts serious physical injury on the victim;

6 (b) Displays a deadly weapon or dangerous instrument
7 in a threatening manner;

8 (c) Subjects the victim to sexual intercourse or
9 deviate sexual intercourse with more than one person;

10 (d) Had previously been found guilty of an offense
11 under this chapter or under section 573.200, child used in
12 sexual performance; section 573.205, promoting sexual
13 performance by a child; section 573.023, sexual exploitation
14 of a minor; section 573.025, promoting child pornography in
15 the first degree **as it existed prior to August 28, 2025, or**
16 **promoting child sexual abuse material in the first degree;**
17 section 573.035, promoting child pornography in the second
18 degree **as it existed prior to August 28, 2025, or promoting**
19 **child sexual abuse material in the second degree;** section
20 573.037, possession of child pornography **as it existed prior**
21 **to August 28, 2025, or possession of child sexual abuse**
22 **material;** or section 573.040, furnishing pornographic
23 materials to minors; or has previously been found guilty of
24 an offense in another jurisdiction which would constitute an
25 offense under this chapter or said sections;

26 (e) Commits the offense as part of an act or series of
27 acts performed by two or more persons as part of an
28 established or prescribed pattern of activity; or

29 (f) Engages in the act that constitutes the offense
30 with a person the actor knows to be, without regard to
31 legitimacy, the actor's:

32 a. Ancestor or descendant by blood or adoption;

33 b. Stepchild while the marriage creating that
34 relationship exists;

35 c. Brother or sister of the whole or half blood; or
36 d. Uncle, aunt, nephew, or niece of the whole blood;

37 (2) "Commercial sex act", any sex act on account of
38 which anything of value is given to or received by any
39 person;

40 (3) "Deviate sexual intercourse", any act involving
41 the genitals of one person and the hand, mouth, tongue, or
42 anus of another person or a sexual act involving the
43 penetration, however slight, of the penis, female genitalia,
44 or the anus by a finger, instrument or object done for the
45 purpose of arousing or gratifying the sexual desire of any
46 person or for the purpose of terrorizing the victim;

47 (4) "Forced labor", a condition of servitude induced
48 by means of:

49 (a) Any scheme, plan, or pattern of behavior intended
50 to cause a person to believe that, if the person does not
51 enter into or continue the servitude, such person or another
52 person will suffer substantial bodily harm or physical
53 restraint; or

54 (b) The abuse or threatened abuse of the legal process;

55 (5) "Sexual conduct", sexual intercourse, deviate
56 sexual intercourse or sexual contact;

57 (6) "Sexual contact", any touching of another person
58 with the genitals or any touching of the genitals or anus of
59 another person, or the breast of a female person, or such
60 touching through the clothing, or causing semen, seminal
61 fluid, or other ejaculate to come into contact with another
62 person, for the purpose of arousing or gratifying the sexual
63 desire of any person or for the purpose of terrorizing the
64 victim;

65 (7) "Sexual intercourse", any penetration, however
66 slight, of the female genitalia by the penis.

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

3 (1) Violating any of the provisions of this chapter or
4 the provisions of section 568.020, incest; section 568.045,
5 endangering the welfare of a child in the first degree;
6 subsection 2 of section 568.080 as it existed prior to
7 January 1, 2017, or section 573.200, use of a child in a
8 sexual performance; section 568.090 as it existed prior to
9 January 1, 2017, or section 573.205, promoting a sexual
10 performance by a child; section 573.023, sexual exploitation
11 of a minor; section 573.025, promoting child pornography in
12 the first degree **as it existed prior to August 28, 2025, or**
13 **promoting child sexual abuse material in the first degree;**
14 section 573.035, promoting child pornography in the second
15 degree **as it existed prior to August 28, 2025, or promoting**
16 **child sexual abuse material in the second degree;** section
17 573.037, possession of child pornography **as it existed prior**
18 **to August 28, 2025, or possession of child sexual abuse**
19 **material;** or section 573.040, furnishing pornographic
20 material to minors; or

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

24 shall not reside within one thousand feet of any public
25 school as defined in section 160.011, any private school
26 giving instruction in a grade or grades not higher than the
27 twelfth grade, or any child care facility that is licensed
28 under chapter 210, or any child care facility as defined in
29 section 210.201 that is exempt from state licensure but
30 subject to state regulation under section 210.252 and holds
31 itself out to be a child care facility, where the school or

32 facility is in existence at the time the individual begins
33 to reside at the location. Such person shall also not
34 reside within one thousand feet of the property line of the
35 residence of a former victim of such person.

36 2. If such person has already established a residence
37 and a public school, a private school, or child care
38 facility is subsequently built or placed within one thousand
39 feet of such person's residence, or a former victim
40 subsequently resides on property with a property line within
41 one thousand feet of such person's residence, then such
42 person shall, within one week of the opening of such public
43 school, private school, or child care facility, or the
44 former victim residing on the property, notify the county
45 sheriff where such public school, private school, child care
46 facility, or residence of a former victim is located that he
47 or she is now residing within one thousand feet of such
48 public school, private school, child care facility, or
49 property line of the residence of a former victim, and shall
50 provide verifiable proof to the sheriff that he or she
51 resided there prior to the opening of such public school,
52 private school, or child care facility, or the former victim
53 residing on the property.

54 3. For purposes of this section, "resides" means
55 sleeps in a residence, which may include more than one
56 location and may be mobile or transitory, but shall not
57 include transitory or longer term presence in facilities
58 licensed under chapters 197 and 198 for purposes of
59 receiving care, treatment, or services from such licensed
60 facility.

61 4. For the purposes of **[the] this** section, one
62 thousand feet shall be measured from the edge of the
63 offender's property nearest the public school, private

64 school, child care facility, or former victim to the nearest
65 edge of the public school, private school, child care
66 facility, or former victim's property.

67 5. Violation of the provisions of subsection 1 of this
68 section is a class E felony except that the second or any
69 subsequent violation is a class B felony. Violation of the
70 provisions of subsection 2 of this section is a class A
71 misdemeanor except that the second or subsequent violation
72 is a class E felony.

566.148. 1. Any person who has been found guilty of:

2 (1) Violating any of the provisions of this chapter or
3 the provisions of section 568.020, incest; section 568.045,
4 endangering the welfare of a child in the first degree;
5 subsection 2 of section 568.080 as it existed prior to
6 January 1, 2017, or section 573.200, use of a child in a
7 sexual performance; section 568.090 as it existed prior to
8 January 1, 2017, or section 573.205, promoting a sexual
9 performance by a child; section 573.023, sexual exploitation
10 of a minor; section 573.025, promoting child pornography in
11 the first degree **as it existed prior to August 28, 2025, or**
12 **promoting child sexual abuse material in the first degree;**
13 section 573.035, promoting child pornography in the second
14 degree **as it existed prior to August 28, 2025, or promoting**
15 **child sexual abuse material in the second degree;** section
16 573.037, possession of child pornography **as it existed prior**
17 **to August 28, 2025, or possession of child sexual abuse**
18 **material;** or section 573.040, furnishing pornographic
19 material to minors; or

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

23 shall not knowingly be physically present in or loiter
24 within five hundred feet of or to approach, contact, or
25 communicate with any child under eighteen years of age in
26 any child care facility building, on the real property
27 comprising any child care facility when persons under the
28 age of eighteen are present in the building, on the grounds,
29 or in the conveyance, unless the offender is a parent, legal
30 guardian, or custodian of a student present in the building
31 or on the grounds.

32 2. For purposes of this section, "child care facility"
33 shall include any child care facility licensed under chapter
34 210, or any child care facility that is exempt from state
35 licensure but subject to state regulation under section
36 210.252 and holds itself out to be a child care facility.

37 3. Violation of the provisions of this section is a
38 class A misdemeanor.

566.149. 1. Any person who has been found guilty of:

2 (1) Violating any of the provisions of this chapter or
3 the provisions of section 568.020, incest; section 568.045,
4 endangering the welfare of a child in the first degree;
5 subsection 2 of section 568.080 as it existed prior to
6 January 1, 2017, or section 573.200, use of a child in a
7 sexual performance; section 568.090 as it existed prior to
8 January 1, 2017, or section 573.205, promoting a sexual
9 performance by a child; section 573.023, sexual exploitation
10 of a minor; section 573.037, possession of child pornography
11 **as it existed prior to August 28, 2025, or possession of**
12 **child sexual abuse material;** section 573.025, promoting
13 child pornography **as it existed prior to August 28, 2025, or**
14 **promoting child sexual abuse material;** or section 573.040,
15 furnishing pornographic material to minors; or

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

19 shall not be present in or loiter within five hundred feet
20 of any school building, on real property comprising any
21 school, or in any conveyance owned, leased, or contracted by
22 a school to transport students to or from school or a school-
23 related activity when persons under the age of eighteen are
24 present in the building, on the grounds, or in the
25 conveyance, unless the offender is a parent, legal guardian,
26 or custodian of a student present in the building and has
27 met the conditions set forth in subsection 2 of this section.

28 2. No parent, legal guardian, or custodian who has
29 been found guilty of violating any of the offenses listed in
30 subsection 1 of this section shall be present in any school
31 building, on real property comprising any school, or in any
32 conveyance owned, leased, or contracted by a school to
33 transport students to or from school or a school-related
34 activity when persons under the age of eighteen are present
35 in the building, on the grounds or in the conveyance unless
36 the parent, legal guardian, or custodian has permission to
37 be present from the superintendent or school board or in the
38 case of a private school from the principal. In the case of
39 a public school, if permission is granted, the
40 superintendent or school board president must inform the
41 principal of the school where the sex offender will be
42 present. Permission may be granted by the superintendent,
43 school board, or in the case of a private school from the
44 principal for more than one event at a time, such as a
45 series of events, however, the parent, legal guardian, or
46 custodian must obtain permission for any other event he or

47 she wishes to attend for which he or she has not yet had
48 permission granted.

49 3. Regardless of the person's knowledge of his or her
50 proximity to school property or a school-related activity,
51 violation of the provisions of this section is a class A
52 misdemeanor.

566.150. 1. Any person who has been found guilty of:

2 (1) Violating any of the provisions of this chapter or
3 the provisions of section 568.020, incest; section 568.045,
4 endangering the welfare of a child in the first degree;
5 section 573.200, use of a child in a sexual performance;
6 section 573.205, promoting a sexual performance by a child;
7 section 573.023, sexual exploitation of a minor; section
8 573.025, promoting child pornography **as it existed prior to**
9 **August 28, 2025, or promoting child sexual abuse material;**
10 section 573.037, possession of child pornography **as it**
11 **existed prior to August 28, 2025, or possession of child**
12 **sexual abuse material;** or section 573.040, furnishing
13 pornographic material to minors; or

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

17 shall not knowingly be present in or loiter within five
18 hundred feet of any real property comprising any public park
19 with playground equipment, a public swimming pool, athletic
20 complex or athletic fields if such facilities exist for the
21 primary use of recreation for children, any museum if such
22 museum holds itself out to the public as and exists with the
23 primary purpose of entertaining or educating children under
24 eighteen years of age, or Missouri department of
25 conservation nature or education center properties.

26 2. The first violation of the provisions of this
27 section is a class E felony.

28 3. A second or subsequent violation of this section is
29 a class D felony.

30 4. Any person who has been found guilty of an offense
31 under subdivision (1) or (2) of subsection 1 of this section
32 who is the parent, legal guardian, or custodian of a child
33 under the age of eighteen attending a program on the
34 property of a nature or education center of the Missouri
35 department of conservation may receive permission from the
36 nature or education center manager to be present on the
37 property with the child during the program.

 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.

 566.155. 1. Any person who has been found guilty of:

2 (1) Violating any of the provisions of this chapter or
3 the provisions of section 568.020, incest; section 568.045,

4 endangering the welfare of a child in the first degree;
5 section 573.200, use of a child in a sexual performance;
6 section 573.205, promoting a sexual performance by a child;
7 section 573.023, sexual exploitation of a minor; section
8 573.037, possession of child pornography **as it existed prior**
9 **to August 28, 2025, or possession of child sexual abuse**
10 **material;** section 573.025, promoting child pornography **as it**
11 **existed prior to August 28, 2025, or promoting child sexual**
12 **abuse material;** or section 573.040, furnishing pornographic
13 material to minors; or

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

17 shall not serve as an athletic coach, manager, or athletic
18 trainer for any sports team in which a child less than
19 seventeen years of age is a member or shall not supervise or
20 employ any child under eighteen years of age.

21 2. The first violation of the provisions of this
22 section is a class E felony.

23 3. A second or subsequent violation of this section is
24 a class D felony.

566.201. A prosecuting or circuit attorney may request
2 **assistance from the attorney general, or one of his or her**
3 **assistants, to assist in the prosecution of child sex**
4 **trafficking cases. The prosecuting or circuit attorney may**
5 **utilize any resource or capability of the attorney general**
6 **when prosecuting such cases.**

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

34 **(2) The offense of sexual trafficking of a child in**
35 **the second degree by a parent, legal guardian, or other**

36 person having custody or control of a child is a felony for
37 which the authorized term of imprisonment is life
38 imprisonment. As used in this subdivision, "life
39 imprisonment" shall mean imprisonment for the duration of a
40 person's natural life.

566.218. 1. Notwithstanding sections 557.011,
2 558.019, 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.

13 2. Any real or personal property that was used,
14 attempted to be used, or intended to be used in violating an
15 offense listed in subsection 1 of this section may be
16 seized. If such property is seized, the property shall be
17 forfeited as provided under section 513.607. After
18 satisfying any liens on the property, the remaining proceeds
19 from the sale of any property seized under this subsection
20 that was owned by a defendant convicted of violating an
21 offense listed in subsection 1 of this section shall first
22 be allocated to pay any order of restitution to a victim of
23 human trafficking in the criminal case for which the
24 defendant was convicted. If there are multiple victims of
25 human trafficking in the criminal case, the remaining
26 proceeds shall be allocated equally among the victims to pay
27 restitution. If the proceeds are sufficient to pay any such

28 **order of restitution, any remaining proceeds shall be**
29 **deposited into the crime victims' compensation fund under**
30 **section 595.045.**

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.

573.010. As used in this chapter the following terms
2 shall mean:

3 (1) "Adult cabaret", a nightclub, bar, juice bar,
4 restaurant, bottle club, or other commercial establishment,
5 regardless of whether alcoholic beverages are served, which
6 regularly features persons who appear semi-nude;

7 (2) "Characterized by", describing the essential
8 character or dominant theme of an item;

9 (3) "Child", any person under the age of fourteen;

10 (4) "Child [pornography] **sexual abuse material**":

11 (a) Any obscene material or performance depicting
12 sexual conduct, sexual contact as defined in section
13 566.010, or a sexual performance and which has as one of its
14 participants or portrays as an observer of such conduct,
15 contact, or performance a minor; [or]

16 (b) Any visual depiction, including any photograph,
17 film, video, picture, or computer or computer-generated
18 image or picture, whether made or produced by electronic,
19 mechanical, or other means, of sexually explicit conduct
20 where:

21 a. The production of such visual depiction involves
22 the use of a minor engaging in sexually explicit conduct;

23 b. Such visual depiction is a digital image, computer
24 image, or computer-generated image that is, or is
25 indistinguishable from, that of a minor engaging in sexually
26 explicit conduct, in that the depiction is such that an
27 ordinary person viewing the depiction would conclude that

28 the depiction is of an actual minor engaged in sexually
29 explicit conduct; or

30 c. Such visual depiction has been created, adapted, or
31 modified to show that an identifiable minor is engaging in
32 sexually explicit conduct. "Identifiable minor" means a
33 person who was a minor at the time the visual depiction was
34 created, adapted, or modified; or whose image as a minor was
35 used in creating, adapting, or modifying the visual
36 depiction; and who is recognizable as an actual person by
37 the person's face, likeness, or other distinguishing
38 characteristic, such as a unique birthmark or other
39 recognizable feature. The term identifiable minor shall not
40 be construed to require proof of the actual identity of the
41 identifiable minor; or

42 **(c) Any anatomically correct doll, mannequin, or**
43 **robot, or any other item, with features of, or with features**
44 **that resemble those of, a minor under eighteen years of age,**
45 **intended to be used for the purpose of arousing or**
46 **gratifying the sexual desire of any person, or for the**
47 **purpose of terrorizing or causing emotional distress to any**
48 **person;**

49 (5) "Employ", "employee", or "employment", any person
50 who performs any service on the premises of a sexually
51 oriented business, on a full-time, part-time, or contract
52 basis, whether or not the person is denominated an employee,
53 independent contractor, agent, or otherwise. Employee does
54 not include a person exclusively on the premises for repair
55 or maintenance of the premises or for the delivery of goods
56 to the premises;

57 (6) "Explicit sexual material", any pictorial or three-
58 dimensional material depicting human masturbation, deviate
59 sexual intercourse, sexual intercourse, direct physical

60 stimulation or unclothed genitals, sadomasochistic abuse, or
61 emphasizing the depiction of postpubertal human genitals;
62 provided, however, that works of art or of anthropological
63 significance shall not be deemed to be within the foregoing
64 definition;

65 (7) "Furnish", to issue, sell, give, provide, lend,
66 mail, deliver, transfer, circulate, disseminate, present,
67 exhibit or otherwise provide;

68 (8) "Material", anything printed or written, or any
69 picture, drawing, photograph, motion picture film, videotape
70 or videotape production, or pictorial representation, or any
71 recording or transcription, or any mechanical, chemical, or
72 electrical reproduction, or stored computer data, or
73 anything which is or may be used as a means of
74 communication. Material includes undeveloped photographs,
75 molds, printing plates, stored computer data and other
76 latent representational objects;

77 (9) "Minor", any person less than eighteen years of
78 age;

79 (10) "Nudity" or "state of nudity", the showing of the
80 human genitals, pubic area, vulva, anus, anal cleft, or the
81 female breast with less than a fully opaque covering of any
82 part of the nipple or areola;

83 (11) "Obscene", any material or performance if, taken
84 as a whole:

85 (a) Applying contemporary community standards, its
86 predominant appeal is to prurient interest in sex; and

87 (b) The average person, applying contemporary
88 community standards, would find the material depicts or
89 describes sexual conduct in a patently offensive way; and

90 (c) A reasonable person would find the material lacks
91 serious literary, artistic, political or scientific value;

92 (12) "Operator", any person on the premises of a
93 sexually oriented business who causes the business to
94 function, puts or keeps the business in operation, or is
95 authorized to manage the business or exercise overall
96 operational control of the business premises. A person may
97 be found to be operating or causing to be operated a
98 sexually oriented business whether or not such person is an
99 owner, part owner, or licensee of the business;

100 (13) "Performance", any play, motion picture film,
101 videotape, dance or exhibition performed before an audience
102 of one or more;

103 (14) "Pornographic for minors", any material or
104 performance if the following apply:

105 (a) The average person, applying contemporary
106 community standards, would find that the material or
107 performance, taken as a whole, has a tendency to cater or
108 appeal to a prurient interest of minors; and

109 (b) The material or performance depicts or describes
110 nudity, sexual conduct, the condition of human genitals when
111 in a state of sexual stimulation or arousal, or
112 sadomasochistic abuse in a way which is patently offensive
113 to the average person applying contemporary adult community
114 standards with respect to what is suitable for minors; and

115 (c) The material or performance, taken as a whole,
116 lacks serious literary, artistic, political, or scientific
117 value for minors;

118 (15) "Premises", the real property upon which a
119 sexually oriented business is located, and all appurtenances
120 thereto and buildings thereon, including but not limited to
121 the sexually oriented business, the grounds, private
122 walkways, and parking lots or parking garages or both;

123 (16) "Promote", to manufacture, issue, sell, provide,
124 mail, deliver, transfer, transmute, publish, distribute,
125 circulate, disseminate, present, exhibit, or advertise, or
126 to offer or agree to do the same, by any means including a
127 computer;

128 (17) "Regularly", the consistent and repeated doing of
129 the act so described;

130 (18) "Sadomasochistic abuse", flagellation or torture
131 by or upon a person as an act of sexual stimulation or
132 gratification;

133 (19) "Semi-nude" or "state of semi-nudity", the
134 showing of the female breast below a horizontal line across
135 the top of the areola and extending across the width of the
136 breast at such point, or the showing of the male or female
137 buttocks. Such definition includes the lower portion of the
138 human female breast, but shall not include any portion of
139 the cleavage of the female breasts exhibited by a bikini,
140 dress, blouse, shirt, leotard, or similar wearing apparel
141 provided the areola is not exposed in whole or in part;

142 (20) "Sexual conduct", actual or simulated, normal or
143 perverted acts of human masturbation; deviate sexual
144 intercourse; sexual intercourse; or physical contact with a
145 person's clothed or unclothed genitals, pubic area,
146 buttocks, or the breast of a female in an act of apparent
147 sexual stimulation or gratification or any sadomasochistic
148 abuse or acts including animals or any latent objects in an
149 act of apparent sexual stimulation or gratification;

150 (21) "Sexually explicit conduct", actual or simulated:

151 (a) Sexual intercourse, including genital-genital,
152 oral-genital, anal-genital, or oral-anal, whether between
153 persons of the same or opposite sex;

154 (b) Bestiality;

155 (c) Masturbation;

156 (d) Sadistic or masochistic abuse; or

157 (e) Lascivious exhibition of the genitals or pubic
158 area of any person;

159 (22) "Sexually oriented business" includes:

160 (a) An adult bookstore or adult video store. "Adult
161 bookstore" or "adult video store" means a commercial
162 establishment which, as one of its principal business
163 activities, offers for sale or rental for any form of
164 consideration any one or more of the following: books,
165 magazines, periodicals, or other printed matter, or
166 photographs, films, motion pictures, video cassettes,
167 compact discs, digital video discs, slides, or other visual
168 representations which are characterized by their emphasis
169 upon the display of specified sexual activities or specified
170 anatomical areas. A principal business activity exists
171 where the commercial establishment:

172 a. Has a substantial portion of its displayed
173 merchandise which consists of such items; or

174 b. Has a substantial portion of the wholesale value of
175 its displayed merchandise which consists of such items; or

176 c. Has a substantial portion of the retail value of
177 its displayed merchandise which consists of such items; or

178 d. Derives a substantial portion of its revenues from
179 the sale or rental, for any form of consideration, of such
180 items; or

181 e. Maintains a substantial section of its interior
182 business space for the sale or rental of such items; or

183 f. Maintains an adult arcade. "Adult arcade" means
184 any place to which the public is permitted or invited
185 wherein coin-operated or slug-operated or electronically,
186 electrically, or mechanically controlled still or motion

187 picture machines, projectors, or other image-producing
188 devices are regularly maintained to show images to five or
189 fewer persons per machine at any one time, and where the
190 images so displayed are characterized by their emphasis upon
191 matter exhibiting specified sexual activities or specified
192 anatomical areas;

193 (b) An adult cabaret;

194 (c) An adult motion picture theater. "Adult motion
195 picture theater" means a commercial establishment where
196 films, motion pictures, video cassettes, slides, or similar
197 photographic reproductions, which are characterized by their
198 emphasis upon the display of specified sexual activities or
199 specified anatomical areas are regularly shown to more than
200 five persons for any form of consideration;

201 (d) A semi-nude model studio. "Semi-nude model
202 studio" means a place where persons regularly appear in a
203 state of semi-nudity for money or any form of consideration
204 in order to be observed, sketched, drawn, painted,
205 sculptured, photographed, or similarly depicted by other
206 persons. Such definition shall not apply to any place where
207 persons appearing in a state of semi-nudity do so in a
208 modeling class operated:

209 a. By a college, junior college, or university
210 supported entirely or partly by taxation;

211 b. By a private college or university which maintains
212 and operates educational programs in which credits are
213 transferable to a college, junior college, or university
214 supported entirely or partly by taxation; or

215 c. In a structure:

216 (i) Which has no sign visible from the exterior of the
217 structure and no other advertising that indicates a semi-
218 nude person is available for viewing; and

219 (ii) Where, in order to participate in a class, a
220 student must enroll at least three days in advance of the
221 class;

222 (e) A sexual encounter center. "Sexual encounter
223 center" means a business or commercial enterprise that, as
224 one of its principal purposes, purports to offer for any
225 form of consideration physical contact in the form of
226 wrestling or tumbling between two or more persons when one
227 or more of the persons is semi-nude;

228 (23) "Sexual performance", any performance, or part
229 thereof, which includes sexual conduct by a child who is
230 less than eighteen years of age;

231 (24) "Specified anatomical areas" include:

232 (a) Less than completely and opaquely covered: human
233 genitals, pubic region, buttock, and female breast below a
234 point immediately above the top of the areola; and

235 (b) Human male genitals in a discernibly turgid state,
236 even if completely and opaquely covered;

237 (25) "Specified sexual activity", includes any of the
238 following:

239 (a) Intercourse, oral copulation, masturbation, or
240 sodomy; or

241 (b) Excretory functions as a part of or in connection
242 with any of the activities described in paragraph (a) of
243 this subdivision;

244 (26) "Substantial", at least thirty percent of the
245 item or items so modified;

246 (27) "Visual depiction", includes undeveloped film and
247 videotape, and data stored on computer disk or by electronic
248 means which is capable of conversion into a visual image.

573.023. 1. A person commits the offense of sexual
2 exploitation of a minor if such person knowingly or

3 recklessly photographs, films, videotapes, produces or
4 otherwise creates obscene material with a minor or child
5 **[pornography] sexual abuse material.**

6 2. The offense of sexual exploitation of a minor is a
7 class B felony unless the minor is a child, in which case it
8 is a class A felony.

573.025. 1. A person commits the offense of promoting
2 child **[pornography] sexual abuse material** in the first
3 degree if, knowing of its content and character, such person
4 possesses with the intent to promote or promotes child
5 **[pornography] sexual abuse material** of a child less than
6 fourteen years of age or obscene material portraying what
7 appears to be a child less than fourteen years of age.

8 2. The offense of promoting child **[pornography] sexual**
9 **abuse material** in the first degree is a class B felony
10 unless the person knowingly promotes such material to a
11 minor, in which case it is a class A felony. No person who
12 is found guilty of promoting child **[pornography] sexual**
13 **abuse material** in the first degree shall be eligible for
14 probation, parole, or conditional release for a period of
15 three calendar years.

16 3. Nothing in this section shall be construed to
17 require a provider of electronic communication services or
18 remote computing services to monitor any user, subscriber or
19 customer of the provider, or the content of any
20 communication of any user, subscriber or customer of the
21 provider.

573.035. 1. A person commits the offense of promoting
2 child **[pornography] sexual abuse material** in the second
3 degree if, knowing of its content and character, such person
4 possesses with the intent to promote or promotes child
5 **[pornography] sexual abuse material** of a minor under the age

6 of eighteen or obscene material portraying what appears to
7 be a minor under the age of eighteen.

8 2. The offense of promoting child **[pornography] sexual**
9 **abuse material** in the second degree is a class D felony
10 unless the person knowingly promotes such material to a
11 minor, in which case it is a class B felony. No person who
12 is found guilty of promoting child **[pornography] sexual**
13 **abuse material** in the second degree shall be eligible for
14 probation.

573.037. 1. A person commits the offense of
2 possession of child **[pornography] sexual abuse material** if
3 such person knowingly or recklessly possesses any child
4 **[pornography] sexual abuse material** of a minor less than
5 eighteen years of age or obscene material portraying what
6 appears to be a minor less than eighteen years of age.

7 2. The offense of possession of child **[pornography]**
8 **sexual abuse material** is a class D felony if the person
9 possesses one still image of child **[pornography] sexual**
10 **abuse material** or one obscene still image. The offense of
11 possession of child **[pornography] sexual abuse material** is a
12 class B felony if the person:

13 (1) Possesses:

14 (a) More than twenty still images of child

15 **[pornography] sexual abuse material**; or

16 (b) More than twenty obscene still images; or

17 (c) Child **[pornography] sexual abuse material**

18 comprised of one motion picture, film, videotape, videotape
19 production, or other moving image; or

20 (d) Obscene material comprised of one motion picture,
21 film, videotape production, or other moving image; or

22 (2) Has previously been found guilty of an offense
23 under this section.

24 3. A person who has committed the offense of
25 possession of child [pornography] **sexual abuse material** is
26 subject to separate punishments for each item of child
27 [pornography] **sexual abuse material** or obscene material
28 possessed by the person.

 573.038. 1. In any criminal proceeding, any property
2 or material that constitutes child pornography **as it existed**
3 **prior to August 28, 2025, or child sexual abuse material**
4 shall remain in the care, custody, and control of either the
5 state or the court.

6 2. (1) Notwithstanding Missouri rule of criminal
7 procedure 25.03 or any other rule or statute to the
8 contrary, a court shall deny, in any criminal proceeding,
9 any request by the defendant to copy, photograph, duplicate,
10 or otherwise reproduce any property or material that
11 constitutes child pornography **as it existed prior to August**
12 **28, 2025, or child sexual abuse material**, so long as the
13 state makes the property or material reasonably available to
14 the defendant.

15 (2) For the purposes of subdivision (1) of this
16 subsection, property or material shall be deemed to be
17 reasonably available to the defendant if the state provides
18 ample opportunity for inspection, viewing, and examination
19 at a state or other governmental facility of the property or
20 material by the defendant, his or her attorney, and any
21 individual the defendant may seek to qualify to furnish
22 expert testimony at trial.

 573.050. 1. In any prosecution under this chapter
2 evidence shall be admissible to show:

3 (1) What the predominant appeal of the material or
4 performance would be for ordinary adults or minors;

5 (2) The literary, artistic, political or scientific
6 value of the material or performance;

7 (3) The degree of public acceptance in this state and
8 in the local community;

9 (4) The appeal to prurient interest in advertising or
10 other promotion of the material or performance;

11 (5) The purpose of the author, creator, promoter,
12 furnisher or publisher of the material or performance.

13 2. Testimony of the author, creator, promoter,
14 furnisher, publisher, or expert testimony, relating to
15 factors entering into the determination of the issues of
16 obscenity or child pornography **as it existed prior to August**
17 **28, 2025, or child sexual abuse material**, shall be
18 admissible.

19 3. In any prosecution under this chapter, when it
20 becomes necessary to determine whether a person was less
21 than seventeen or eighteen years of age, the court or jury
22 may make this determination by any of the following methods:

23 (1) Personal inspection of the child;

24 (2) Inspection of the photograph or motion picture
25 that shows the child engaging in the sexual performance;

26 (3) Oral testimony by a witness to the sexual
27 performance as to the age of the child based on the child's
28 appearance at the time;

29 (4) Expert medical testimony based on the appearance
30 of the child engaging in the sexual performance; or

31 (5) Any other method authorized by law or by the rules
32 of evidence.

33 4. In any prosecution for promoting child pornography
34 in the first or second degree **as it existed prior to August**
35 **28, 2025, or for promoting child sexual abuse material in**
36 **the first or second degree**, no showing is required that the

37 performance or material involved appeals to prurient
38 interest, that it lacks serious literary, artistic,
39 political or scientific value, or that it is patently
40 offensive to prevailing standards in the community as a
41 whole.

573.052. Upon receipt of any information that child
2 [pornography] **sexual abuse material** as defined in section
3 573.010 is contained on a website, the attorney general
4 shall investigate such information. If the attorney general
5 has probable cause to believe the website contains child
6 [pornography] **sexual abuse material**, the attorney general
7 shall notify a website operator of any child [pornography]
8 **sexual abuse material** site residing on that website
9 operator's server, in writing. If the website operator
10 promptly, but in no event longer than five days after
11 receiving notice, removes the alleged pornography from its
12 server, and so long as the website operator is not the
13 purveyor of such child [pornography] **sexual abuse material**,
14 it shall be immune from civil liability. If the website
15 operator does not promptly remove the alleged pornography,
16 the attorney general may seek an injunction pursuant to
17 section 573.070 to remove the child [pornography] **sexual**
18 **abuse material** site from the website operator's server.
19 This section shall not be construed to create any defense to
20 any criminal charges brought pursuant to this chapter.

573.215. 1. A person commits the offense of failure
2 to report child [pornography] **sexual abuse material** if he or
3 she being a film and photographic print processor, computer
4 provider, installer or repair person, or any internet
5 service provider who has knowledge of or observes, within
6 the scope of the person's professional capacity or
7 employment, any film, photograph, videotape, negative,

8 slide, or computer-generated image or picture depicting a
9 child under eighteen years of age engaged in an act of
10 sexual conduct fails to report such instance to any law
11 enforcement agency immediately or as soon as practically
12 possible.

13 2. The offense of failure to report child
14 **[pornography] sexual abuse material** is a class B misdemeanor.

15 3. Nothing in this section shall be construed to
16 require a provider of electronic communication services or
17 remote computing services to monitor any user, subscriber or
18 customer of the provider, or the content of any
19 communication of any user, subscriber or customer of the
20 provider.

589.042. The court or the parole board shall have the
2 authority to require a person who is required to register as
3 a sexual offender under sections 589.400 to 589.425 to give
4 his or her assigned probation or parole officer access to
5 his or her personal home computer as a condition of
6 probation or parole in order to monitor and prevent such
7 offender from obtaining and keeping child **[pornography]**
8 **sexual abuse material** or from committing an offense under
9 chapter 566. Such access shall allow the probation or
10 parole officer to view the internet use history, computer
11 hardware, and computer software of any computer, including a
12 laptop computer, that the offender owns.

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

3 (1) Any person who, since July 1, 1979, has been or is
4 hereafter adjudicated for an offense referenced in section
5 589.414, unless such person is exempt from registering under
6 subsection 9 or 10 of this section or section 589.401;

7 (2) Any person who, since July 1, 1979, has been or is
8 hereafter convicted of, been found guilty of, or pled guilty
9 or 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
12 was a child and the defendant was not a parent or guardian
13 of the child; abuse of a child under section 568.060 when
14 such abuse is sexual in nature; felonious restraint or
15 kidnapping in the second degree when the victim was a child
16 and the defendant is not a parent or guardian of the child;
17 sexual contact or sexual intercourse with a resident of a
18 nursing home or sexual conduct with a nursing facility
19 resident or vulnerable person in the first or second degree;
20 endangering the welfare of a child under section 568.045
21 when the endangerment is sexual in nature; genital
22 mutilation of a female child, under section 568.065;
23 promoting prostitution in the first degree; promoting
24 prostitution in the second degree; promoting prostitution in
25 the third degree; sexual exploitation of a minor; promoting
26 child pornography in the first degree **as it existed prior to**
27 **August 28, 2025; promoting child sexual abuse material in**
28 **the first degree;** promoting child pornography in the second
29 degree **as it existed prior to August 28, 2025; promoting**
30 **child sexual abuse material in the second degree;** possession
31 of child pornography **as it existed prior to August 28, 2025;**
32 **possession of child sexual abuse material;** furnishing
33 pornographic material to minors; public display of explicit
34 sexual material; coercing acceptance of obscene material;
35 promoting obscenity in the first degree; promoting
36 pornography for minors or obscenity in the second degree;
37 incest; use of a child in a sexual performance; or promoting
38 sexual performance by a child; patronizing prostitution if

39 the individual the person patronizes is less than eighteen
40 years of age;

41 (3) Any person who, since July 1, 1979, has been
42 committed to the department of mental health as a criminal
43 sexual psychopath;

44 (4) Any person who, since July 1, 1979, has been found
45 not guilty as a result of mental disease or defect of any
46 offense referenced in section 589.414;

47 (5) Any juvenile certified as an adult and transferred
48 to a court of general jurisdiction who has been adjudicated
49 for an offense listed under section 589.414;

50 (6) Any juvenile fourteen years of age or older at the
51 time of the offense who has been adjudicated for an offense
52 which is equal to or more severe than aggravated sexual
53 abuse under 18 U.S.C. Section 2241, which shall include any
54 attempt or conspiracy to commit such offense;

55 (7) Any person who is a resident of this state who
56 has, since July 1, 1979, been or is hereafter adjudicated in
57 any other state, territory, the District of Columbia, or
58 foreign country, or under federal, tribal, or military
59 jurisdiction for an offense which, if committed in this
60 state, would constitute an offense listed under section
61 589.414, or has been or is required to register in another
62 state, territory, the District of Columbia, or foreign
63 country, or has been or is required to register under
64 tribal, federal, or military law; or

65 (8) Any person who has been or is required to register
66 in another state, territory, the District of Columbia, or
67 foreign country, or has been or is required to register
68 under tribal, federal, or military law and who works or
69 attends an educational institution, whether public or
70 private in nature, including any secondary school, trade

71 school, professional school, or institution of higher
72 education on a full-time or on a part-time basis or has a
73 temporary residence in Missouri. "Part-time" in this
74 subdivision means for more than seven days in any twelve-
75 month period.

76 2. Any person to whom sections 589.400 to 589.425
77 apply shall, within three business days of adjudication,
78 release from incarceration, or placement upon probation,
79 register with the chief law enforcement official of the
80 county or city not within a county in which such person
81 resides unless such person has already registered in that
82 county for the same offense. For any juvenile under
83 subdivision (6) of subsection 1 of this section, within
84 three business days of adjudication or release from
85 commitment to the division of youth services, the department
86 of mental health, or other placement, such juvenile shall
87 register with the chief law enforcement official of the
88 county or city not within a county in which he or she
89 resides unless he or she has already registered in such
90 county or city not within a county for the same offense.
91 Any person to whom sections 589.400 to 589.425 apply if not
92 currently registered in their county of residence shall
93 register with the chief law enforcement official of such
94 county or city not within a county within three business
95 days. The chief law enforcement official shall forward a
96 copy of the registration form required by section 589.407 to
97 a city, town, village, or campus law enforcement agency
98 located within the county of the chief law enforcement
99 official.

100 3. The registration requirements of sections 589.400
101 through 589.425 shall be as provided under subsection 4 of
102 this section unless:

103 (1) All offenses requiring registration are reversed,
104 vacated, or set aside;

105 (2) The registrant is no longer required to register
106 and his or her name shall be removed from the registry under
107 the provisions of section 589.414; or

108 (3) The court orders the removal or exemption of such
109 person from the registry under section 589.401.

110 4. The registration requirements shall be as follows:

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

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

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

117 5. (1) The registration period shall be reduced as
118 described in subdivision (3) of this subsection for a sex
119 offender who maintains a clean record for the periods
120 described under subdivision (2) of this subsection by:

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

123 (b) Not being adjudicated of any sex offense;

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

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

128 (2) In the case of a:

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

131 (b) Tier III sex offender adjudicated delinquent for
132 the offense which required registration in a sex offender
133 registry under sections 589.400 to 589.425, the period

134 during which the clean record shall be maintained is twenty-
135 five years.

136 (3) In the case of a:

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

138 (b) Tier III sex offender adjudicated delinquent, the
139 reduction is from life to that period for which the clean
140 record under paragraph (b) of subdivision (2) of this
141 subsection is maintained.

142 6. For processing an initial sex offender registration
143 the chief law enforcement officer of the county or city not
144 within a county may charge the offender registering a fee of
145 up to ten dollars.

146 7. For processing any change in registration required
147 pursuant to section 589.414 the chief law enforcement
148 official of the county or city not within a county may
149 charge the person changing their registration a fee of five
150 dollars for each change made after the initial registration.

151 8. Any person currently on the sexual offender
152 registry or who otherwise would be required to register for
153 being adjudicated for the offense of felonious restraint of
154 a nonsexual nature when the victim was a child and he or she
155 was the parent or guardian of the child, nonsexual child
156 abuse that was committed under section 568.060, or
157 kidnapping of a nonsexual nature when the victim was a child
158 and he or she was the parent or guardian of the child shall
159 be removed from the registry. However, such person shall
160 remain on the sexual offender registry for any other offense
161 for which he or she is required to register under sections
162 589.400 to 589.425.

163 9. The following persons shall be exempt from
164 registering as a sexual offender upon petition to the court
165 of jurisdiction under section 589.401; except that, such

166 person shall remain on the sexual offender registry for any
167 other offense for which he or she is required to register
168 under sections 589.400 to 589.425:

169 (1) Any person currently on the sexual offender
170 registry or who otherwise would be required to register for
171 a sexual offense involving:

172 (a) Sexual conduct where no force or threat of force
173 was directed toward the victim or any other individual
174 involved, if the victim was an adult, unless the adult was
175 under the custodial authority of the offender at the time of
176 the offense; or

177 (b) Sexual conduct where no force or threat of force
178 was directed toward the victim, the victim was at least
179 fourteen years of age, and the offender was not more than
180 four years older than the victim at the time of the offense;
181 or

182 (2) Any person currently required to register for the
183 following sexual offenses:

184 (a) Promoting obscenity in the first degree under
185 section 573.020;

186 (b) Promoting obscenity in the second degree under
187 section 573.030;

188 (c) Furnishing pornographic materials to minors under
189 section 573.040;

190 (d) Public display of explicit sexual material under
191 section 573.060;

192 (e) Coercing acceptance of obscene material under
193 section 573.065;

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

197 (g) Abusing an individual through forced labor under
198 section 566.203;

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

201 (i) Acting as an international marriage broker and
202 failing to provide the information and notice as required
203 under section 578.475.

204 10. Any person currently on the sexual offender
205 registry for having been adjudicated for a tier I or II
206 offense or adjudicated delinquent for a tier III offense or
207 other comparable offenses listed under section 589.414 may
208 file a petition under section 589.401.

209 11. Any nonresident worker, including work as a
210 volunteer or intern, or nonresident student shall register
211 for the duration of such person's employment, including
212 participation as a volunteer or intern, or attendance at any
213 school of higher education whether public or private,
214 including any secondary school, trade school, professional
215 school, or institution of higher education on a full-time or
216 part-time basis in this state unless granted relief under
217 section 589.401. Any registered offender shall provide
218 information regarding any place in which the offender is
219 staying when away from his or her residence for seven or
220 more days, including the period of time the offender is
221 staying in such place. Any registered offender from another
222 state who has a temporary residence in this state and
223 resides more than seven days in a twelve-month period shall
224 register for the duration of such person's temporary
225 residency unless granted relief under section 589.401.

589.414. 1. Any person required by sections 589.400
2 to 589.425 to register shall, within three business days,
3 appear in person to the chief law enforcement officer of the

4 county or city not within a county if there is a change to
5 any of the following information:

6 (1) Name;

7 (2) Residence;

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

10 (4) Student status; or

11 (5) A termination to any of the items listed in this
12 subsection.

13 2. Any person required to register under sections
14 589.400 to 589.425 shall, within three business days, notify
15 the chief law enforcement official of the county or city not
16 within a county of any changes to the following information:

17 (1) Vehicle information;

18 (2) Temporary lodging information;

19 (3) Temporary residence information;

20 (4) Email addresses, instant messaging addresses, and
21 any other designations used in internet communications,
22 postings, or telephone communications; or

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

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

30 4. If any person required by sections 589.400 to
31 589.425 to register changes such person's residence or
32 address to a different county or city not within a county,
33 the person shall appear in person and shall inform both the
34 chief law enforcement official with whom the person last
35 registered and the chief law enforcement official of the

36 county or city not within a county having jurisdiction over
37 the new residence or address in writing within three
38 business days of such new address and phone number, if the
39 phone number is also changed. If any person required by
40 sections 589.400 to 589.425 to register changes his or her
41 state, territory, the District of Columbia, or foreign
42 country, or federal, tribal, or military jurisdiction of
43 residence, the person shall appear in person and shall
44 inform both the chief law enforcement official with whom the
45 person was last registered and the chief law enforcement
46 official of the area in the new state, territory, the
47 District of Columbia, or foreign country, or federal,
48 tribal, or military jurisdiction having jurisdiction over
49 the new residence or address within three business days of
50 such new address. Whenever a registrant changes residence,
51 the chief law enforcement official of the county or city not
52 within a county where the person was previously registered
53 shall inform the Missouri state highway patrol of the change
54 within three business days. When the registrant is changing
55 the residence to a new state, territory, the District of
56 Columbia, or foreign country, or federal, tribal, or
57 military jurisdiction, the Missouri state highway patrol
58 shall inform the responsible official in the new state,
59 territory, the District of Columbia, or foreign country, or
60 federal, tribal, or military jurisdiction of residence
61 within three business days.

62 5. Tier I sexual offenders, in addition to the
63 requirements of subsections 1 to 4 of this section, shall
64 report in person to the chief law enforcement official
65 annually in the month of their birth to verify the
66 information contained in their statement made pursuant to
67 section 589.407. Tier I sexual offenders include:

- 68 (1) Any offender who has been adjudicated for the
69 offense of:
- 70 (a) Sexual abuse in the first degree under section
71 566.100 if the victim is eighteen years of age or older;
- 72 (b) Sexual misconduct involving a child under section
73 566.083 if it is a first offense and the punishment is less
74 than one year;
- 75 (c) Sexual abuse in the second degree under section
76 566.101 if the punishment is less than a year;
- 77 (d) Kidnapping in the second degree under section
78 565.120 with sexual motivation;
- 79 (e) Kidnapping in the third degree under section
80 565.130;
- 81 (f) Sexual conduct with a nursing facility resident or
82 vulnerable person in the first degree under section 566.115
83 if the punishment is less than one year;
- 84 (g) Sexual conduct under section 566.116 with a
85 nursing facility resident or vulnerable person;
- 86 (h) Sexual **[contact with a prisoner or offender]**
87 **conduct in the course of public duty** under section 566.145
88 if the victim is eighteen years of age or older;
- 89 (i) Sex with an animal under section 566.111;
- 90 (j) Trafficking for the purpose of sexual exploitation
91 under section 566.209 if the victim is eighteen years of age
92 or older;
- 93 (k) Possession of child pornography under section
94 573.037 **as it existed prior to August 28, 2025;**
- 95 (l) **Possession of child sexual abuse material under**
96 **section 573.037;**
- 97 (m) Sexual misconduct in the first degree under
98 section 566.093;

99 [(m)] (n) Sexual misconduct in the second degree under
100 section 566.095;

101 [(n)] (o) Child molestation in the second degree under
102 section 566.068 as it existed prior to January 1, 2017, if
103 the punishment is less than one year; or

104 [(o)] (p) Invasion of privacy under section 565.252 if
105 the victim is less than eighteen years of age;

106 (2) Any offender who is or has been adjudicated in any
107 other state, territory, the District of Columbia, or foreign
108 country, or under federal, tribal, or military jurisdiction
109 of an offense of a sexual nature or with a sexual element
110 that is comparable to the tier I sexual offenses listed in
111 this subsection or, if not comparable to those in this
112 subsection, comparable to those described as tier I offenses
113 under the Sex Offender Registration and Notification Act,
114 Title I of the Adam Walsh Child Protection and Safety Act of
115 2006, Pub. L. 109-248.

116 6. Tier II sexual offenders, in addition to the
117 requirements of subsections 1 to 4 of this section, shall
118 report semiannually in person in the month of their birth
119 and six months thereafter to the chief law enforcement
120 official to verify the information contained in their
121 statement made pursuant to section 589.407. Tier II sexual
122 offenders include:

123 (1) Any offender who has been adjudicated for the
124 offense of:

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

128 (b) Child molestation in the third degree under
129 section 566.069 if the victim is between thirteen and
130 fourteen years of age;

131 (c) Sexual contact with a student under section
132 566.086 if the victim is thirteen to seventeen years of age;

133 (d) Enticement of a child under section 566.151;

134 (e) Abuse of a child under section 568.060 if the
135 offense is of a sexual nature and the victim is thirteen to
136 seventeen years of age;

137 (f) Sexual exploitation of a minor under section
138 573.023;

139 (g) Promoting child pornography in the first degree
140 under section 573.025 **as it existed prior to August 28, 2025;**

141 (h) **Promoting child sexual abuse material in the first**
142 **degree under section 573.025;**

143 (i) Promoting child pornography in the second degree
144 under section 573.035 **as it existed prior to August 28, 2025;**

145 (j) **Promoting child sexual abuse material in the**
146 **second degree under section 573.035;**

147 [(i)] (k) Patronizing prostitution under section
148 567.030;

149 [(j)] (l) Sexual [contact with a prisoner or offender]
150 **conduct in the course of public duty** under section 566.145
151 if the victim is thirteen to seventeen years of age;

152 [(k)] (m) Child molestation in the fourth degree under
153 section 566.071 if the victim is thirteen to seventeen years
154 of age;

155 [(l)] (n) Sexual misconduct involving a child under
156 section 566.083 if it is a first offense and the penalty is
157 a term of imprisonment of more than a year; or

158 [(m)] (o) Age misrepresentation with intent to solicit
159 a minor under section 566.153;

160 (2) Any person who is adjudicated of an offense
161 comparable to a tier I offense listed in this section or
162 failure to register offense under section 589.425 or

163 comparable out-of-state failure to register offense and who
164 is already required to register as a tier I offender due to
165 having been adjudicated of a tier I offense on a previous
166 occasion; or

167 (3) Any person who is or has been adjudicated in any
168 other state, territory, the District of Columbia, or foreign
169 country, or under federal, tribal, or military jurisdiction
170 for an offense of a sexual nature or with a sexual element
171 that is comparable to the tier II sexual offenses listed in
172 this subsection or, if not comparable to those in this
173 subsection, comparable to those described as tier II
174 offenses under the Sex Offender Registration and
175 Notification Act, Title I of the Adam Walsh Child Protection
176 and Safety Act of 2006, Pub. L. 109-248.

177 7. Tier III sexual offenders, in addition to the
178 requirements of subsections 1 to 4 of this section, shall
179 report in person to the chief law enforcement official every
180 ninety days to verify the information contained in their
181 statement made under section 589.407. Tier III sexual
182 offenders include:

183 (1) Any offender registered as a predatory sexual
184 offender as defined in section 566.123 or a persistent
185 sexual offender as defined in section 566.124;

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

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

189 (b) Statutory rape in the first degree under section
190 566.032;

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

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

- 195 (e) Sodomy in the first degree under section 566.060;
196 (f) Statutory sodomy under section 566.062;
197 (g) Statutory sodomy under section 566.064 if the
198 victim is under sixteen years of age;
199 (h) Sodomy in the second degree under section 566.061;
200 (i) Sexual misconduct involving a child under section
201 566.083 if the offense is a second or subsequent offense;
202 (j) Sexual abuse in the first degree under section
203 566.100 if the victim is under thirteen years of age;
204 (k) Kidnapping in the first degree under section
205 565.110 if the victim is under eighteen years of age,
206 excluding kidnapping by a parent or guardian;
207 (l) Child kidnapping under section 565.115;
208 (m) Sexual conduct with a nursing facility resident or
209 vulnerable person in the first degree under section 566.115
210 if the punishment is greater than a year;
211 (n) Incest under section 568.020;
212 (o) Endangering the welfare of a child in the first
213 degree under section 568.045 with sexual intercourse or
214 deviate sexual intercourse with a victim under eighteen
215 years of age;
216 (p) Child molestation in the first degree under
217 section 566.067;
218 (q) Child molestation in the second degree under
219 section 566.068;
220 (r) Child molestation in the third degree under
221 section 566.069 if the victim is under thirteen years of age;
222 (s) Promoting prostitution in the first degree under
223 section 567.050 if the victim is under eighteen years of age;
224 (t) Promoting prostitution in the second degree under
225 section 567.060 if the victim is under eighteen years of age;

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

228 (v) Promoting travel for prostitution under section
229 567.085 if the victim is under eighteen years of age;

230 (w) Trafficking for the purpose of sexual exploitation
231 under section 566.209 if the victim is under eighteen years
232 of age;

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

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

237 (z) Genital mutilation of a female child under section
238 568.065;

239 (aa) Statutory rape in the second degree under section
240 566.034;

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

243 (cc) Sexual abuse in the second degree under section
244 566.101 if the penalty is a term of imprisonment of more
245 than a year;

246 (dd) Patronizing prostitution under section 567.030 if
247 the offender is a persistent offender;

248 (ee) Abuse of a child under section 568.060 if the
249 offense is of a sexual nature and the victim is under
250 thirteen years of age;

251 (ff) Sexual [contact with a prisoner or offender]
252 **conduct in the course of public duty** under section 566.145
253 if the victim is under thirteen years of age;

254 (gg) [Sexual intercourse with a prisoner or offender
255 under section 566.145;

256 (hh)] Sexual contact with a student under section
257 566.086 if the victim is under thirteen years of age;

258 [(ii)] (hh) Use of a child in a sexual performance
259 under section 573.200; or

260 [(jj)] (ii) Promoting a sexual performance by a child
261 under section 573.205;

262 (3) Any offender who is adjudicated for a crime
263 comparable to a tier I or tier II offense listed in this
264 section or failure to register offense under section
265 589.425, or other comparable out-of-state failure to
266 register offense, who has been or is already required to
267 register as a tier II offender because of having been
268 adjudicated for a tier II offense, two tier I offenses, or
269 combination of a tier I offense and failure to register
270 offense, on a previous occasion;

271 (4) Any offender who is adjudicated in any other
272 state, territory, the District of Columbia, or foreign
273 country, or under federal, tribal, or military jurisdiction
274 for an offense of a sexual nature or with a sexual element
275 that is comparable to a tier III offense listed in this
276 section or a tier III offense under the Sex Offender
277 Registration and Notification Act, Title I of the Adam Walsh
278 Child Protection and Safety Act of 2006, Pub. L. 109-248; or

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

283 8. In addition to the requirements of subsections 1 to
284 7 of this section, all Missouri registrants who work,
285 including as a volunteer or unpaid intern, or attend any
286 school whether public or private, including any secondary
287 school, trade school, professional school, or institution of
288 higher education, on a full-time or part-time basis or have
289 a temporary residence in this state shall be required to

290 report in person to the chief law enforcement officer in the
291 area of the state where they work, including as a volunteer
292 or unpaid intern, or attend any school or training and
293 register in that state. "Part-time" in this subsection
294 means for more than seven days in any twelve-month period.

295 9. If a person who is required to register as a sexual
296 offender under sections 589.400 to 589.425 changes or
297 obtains a new online identifier as defined in section
298 43.651, the person shall report such information in the same
299 manner as a change of residence before using such online
300 identifier.

650.120. 1. There is hereby created in the state
2 treasury the "Cyber Crime Investigation Fund". The
3 treasurer shall be custodian of the fund and may approve
4 disbursements from the fund in accordance with sections
5 30.170 and 30.180. The department of public safety shall be
6 the administrator of the fund. Moneys in the fund shall be
7 used solely for the administration of the grant program
8 established under this section. Notwithstanding the
9 provisions of section 33.080 to the contrary, any moneys
10 remaining in the fund at the end of the biennium shall not
11 revert to the credit of the general revenue fund. The state
12 treasurer shall invest moneys in the fund in the same manner
13 as other funds are invested. Any interest and moneys earned
14 on such investments shall be credited to the fund.

15 2. The department of public safety shall create a
16 program to distribute grants to multijurisdictional internet
17 cyber crime law enforcement task forces, multijurisdictional
18 enforcement groups, as defined in section 650.153, that are
19 investigating internet sex crimes against children, and
20 other law enforcement agencies. The program shall be funded
21 by the cyber crime investigation fund created under

22 subsection 1 of this section. Not more than three percent
23 of the money in the fund may be used by the department to
24 pay the administrative costs of the grant program. The
25 grants shall be awarded and used to pay the salaries of
26 detectives and computer forensic personnel whose focus is
27 investigating internet sex crimes against children,
28 including but not limited to enticement of a child,
29 possession or promotion of child [pornography] **sexual abuse**
30 **material**, provide funding for the training of law
31 enforcement personnel and prosecuting and circuit attorneys
32 as well as their assistant prosecuting and circuit
33 attorneys, and purchase necessary equipment, supplies, and
34 services. The funding for such training may be used to
35 cover the travel expenses of those persons participating.

36 3. A panel is hereby established in the department of
37 public safety to award grants under this program and shall
38 be comprised of the following members:

39 (1) The director of the department of public safety,
40 or his or her designee;

41 (2) Two members appointed by the director of the
42 department of public safety from a list of six nominees
43 submitted by the Missouri Police Chiefs Association;

44 (3) Two members appointed by the director of the
45 department of public safety from a list of six nominees
46 submitted by the Missouri Sheriffs' Association;

47 (4) Two members of the state highway patrol appointed
48 by the director of the department of public safety from a
49 list of six nominees submitted by the Missouri State
50 Troopers Association;

51 (5) One member of the house of representatives
52 appointed by the speaker of the house of representatives; and

53 (6) One member of the senate appointed by the
54 president pro tem.

55 The panel members who are appointed under subdivisions (2),
56 (3), and (4) of this subsection shall serve a four-year term
57 ending four years from the date of expiration of the term
58 for which his or her predecessor was appointed. However, a
59 person appointed to fill a vacancy prior to the expiration
60 of such a term shall be appointed for the remainder of the
61 term. Such members shall hold office for the term of his or
62 her appointment and until a successor is appointed. The
63 members of the panel shall receive no additional
64 compensation but shall be eligible for reimbursement for
65 mileage directly related to the performance of panel duties.

66 4. Local matching amounts, which may include new or
67 existing funds or in-kind resources including but not
68 limited to equipment or personnel, are required for
69 multijurisdictional internet cyber crime law enforcement
70 task forces and other law enforcement agencies to receive
71 grants awarded by the panel. Such amounts shall be
72 determined by the state appropriations process or by the
73 panel.

74 5. When awarding grants, priority should be given to
75 newly hired detectives and computer forensic personnel.

76 6. The panel shall establish minimum training
77 standards for detectives and computer forensic personnel
78 participating in the grant program established in subsection
79 2 of this section.

80 7. Multijurisdictional internet cyber crime law
81 enforcement task forces and other law enforcement agencies
82 participating in the grant program established in subsection
83 2 of this section shall share information and cooperate with

84 the highway patrol and with existing internet crimes against
85 children task force programs.

86 8. The panel may make recommendations to the general
87 assembly regarding the need for additional resources or
88 appropriations.

89 9. The power of arrest of any peace officer who is
90 duly authorized as a member of a multijurisdictional
91 internet cyber crime law enforcement task force shall only
92 be exercised during the time such peace officer is an active
93 member of such task force and only within the scope of the
94 investigation on which the task force is working.
95 Notwithstanding other provisions of law to the contrary,
96 such task force officer shall have the power of arrest, as
97 limited in this subsection, anywhere in the state and shall
98 provide prior notification to the chief of police of a
99 municipality or the sheriff of the county in which the
100 arrest is to take place. If exigent circumstances exist,
101 such arrest may be made and notification shall be made to
102 the chief of police or sheriff as appropriate and as soon as
103 practical. The chief of police or sheriff may elect to work
104 with the multijurisdictional internet cyber crime law
105 enforcement task force at his or her option when such task
106 force is operating within the jurisdiction of such chief of
107 police or sheriff.

108 10. Under section 23.253 of the Missouri sunset act:

109 (1) The provisions of the new program authorized under
110 this section shall be reauthorized on August 28, 2014, and
111 shall expire on December 31, 2024, unless reauthorized by an
112 act of the general assembly; and

113 (2) If such program is reauthorized, the program
114 authorized under this section shall sunset automatically

115 twelve years after the effective date of the reauthorization
116 of this section; and

117 (3) This section shall terminate on September first of
118 the calendar year immediately following the calendar year in
119 which the program authorized under this section is sunset.

660.520. 1. There is hereby established in the
2 department of social services a special team, to be known as
3 the "state technical assistance team", to assist in cases of
4 child abuse, child neglect, child sexual abuse, child
5 exploitation, child [pornography] **sexual abuse material**, or
6 child fatality. It shall be the priority of the team to
7 focus on those cases in which more than one report has been
8 received. The team shall:

9 (1) Provide assistance, expertise, and training to
10 child protection agencies and multidisciplinary teams for
11 the investigation and prosecution of child abuse, child
12 neglect, child sexual abuse, child exploitation, child
13 [pornography] **sexual abuse material**, or child fatality cases;

14 (2) Assist in the investigation of child abuse, child
15 neglect, child sexual abuse, child exploitation, child
16 [pornography] **sexual abuse material**, or child fatality
17 cases, upon the request of a local, county, state, or
18 federal law enforcement agency, county, state, or federal
19 prosecutor, a representative of the family courts, medical
20 examiner, coroner, juvenile officer, or department of social
21 services staff. Upon being requested to assist in an
22 investigation, the state technical assistance team shall
23 notify appropriate parties specified in this subdivision of
24 the team's involvement. State technical assistance team
25 investigators licensed as peace officers by the director of
26 the department of public safety pursuant to chapter 590
27 shall be deemed to be peace officers within the state of

28 Missouri while acting in an investigation or on behalf of a
29 child. The power of arrest of a state technical assistance
30 team investigator acting as a peace officer shall be limited
31 to offenses involving child abuse, child neglect, child
32 sexual abuse, child exploitation, child [pornography] **sexual**
33 **abuse material**, child fatality, or in situations of imminent
34 danger to the investigator or another person;

35 (3) Assist county multidisciplinary teams to develop
36 and implement protocols for the investigation and
37 prosecution of child abuse, child neglect, child sexual
38 abuse, child exploitation, child [pornography] **sexual abuse**
39 **material**, or child fatality cases.

40 2. The team may call upon the expertise of the office
41 of the attorney general, the Missouri office of prosecution
42 services, the state highway patrol, the department of health
43 and senior services, the department of mental health or any
44 other agency or institution.

45 3. Each county may develop a multidisciplinary team
46 for the purpose of determining the appropriate investigative
47 and therapeutic action to be initiated on complaints
48 referenced in subsection 1 of this section reported to the
49 children's division. The multidisciplinary team may
50 include, but is not limited to, a prosecutor, or his or her
51 representative, an investigator from the children's
52 division, a physician, a representative from a mental health
53 care services agency and a representative of the police
54 agency of primary jurisdiction.

55 4. All reports and records made and maintained by the
56 state technical assistance team or local law enforcement
57 relating to criminal investigations conducted pursuant to
58 this section, including arrests, shall be available in the
59 same manner as law enforcement records, as set forth in

60 sections 610.100 to 610.200, and to the individuals
61 identified in subdivision (13) of subsection 2 of section
62 210.150. All other records shall be available in the same
63 manner as provided for in section 210.150.

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