

SECOND REGULAR SESSION

HOUSE BILL NO. 1077

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES JOLLY, WILLOUGHBY, HOSMER, MONACO,
BONNER (Co-sponsors), CLAYTON AND WILSON (42).

Pre-filed December 3, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

2920L.011

AN ACT

To repeal section 589.400, RSMo, and to enact in lieu thereof one new section relating to sexual offender registration, with penalty provisions.

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

Section A. Section 589.400, RSMo, is repealed and one new section enacted in lieu
2 thereof, to be known as section 589.400, to read as follows:

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

2 (1) Any person who, since July 1, 1979, has been or is hereafter convicted of, been
3 found guilty of, or pled guilty to committing, or attempting to commit, an offense of chapter 566,
4 RSMo; or

5 (2) Any person who, since July 1, 1979, has been or is hereafter convicted of, been found
6 guilty of, or pled guilty to committing, or attempting to commit one or more of the following
7 offenses: kidnapping; promoting prostitution in the first degree; promoting prostitution in the
8 second degree; promoting prostitution in the third degree; incest; abuse of a child; used a child
9 in a sexual performance; or promoting sexual performance by a child; and committed or
10 attempted to commit the offense against a victim who is a minor, defined for the purposes of
11 sections 589.400 to 589.425 as a person under eighteen years of age; or

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

14 (4) Any person who, since July 1, 1979, has been found not guilty as a result of mental
15 disease or defect of any offense listed in subdivision (1) or (2) of this subsection; or

16 (5) Any person who is a resident of this state **who has, since July 1, 1979, or is**
17 **hereafter convicted of, been found guilty of, or pled guilty to or nolo contendere in any**
18 **other state or under federal jurisdiction to committing, or attempting to commit, an offense**

19 **which, if committed in this state, would be a violation of chapter 566, RSMo, or a felony**
20 **violation of any offense listed in subdivision (2) of this subsection** and has been or is required
21 to register in another state or has been or is required to register under federal or military law; or

22 (6) Any person who has been or is required to register in another state or has been or is
23 required to register under federal or military law and who works or attends school or training on
24 a full-time or on a part-time basis in Missouri. Part-time in this subdivision means for more than
25 fourteen days in any twelve-month period.

26 2. Any person to whom sections 589.400 to 589.425 apply shall, within ten days of
27 coming into any county **or within ten days of either pleading guilty to or having been**
28 **convicted of an offense requiring registration pursuant to this chapter**, register with the
29 chief law enforcement official of the county in which such person resides. The chief law
30 enforcement official shall forward a copy of the registration form required by section 589.407
31 to a city, town or village law enforcement agency located within the county of the chief law
32 enforcement official, if so requested. Such request may ask the chief law enforcement official
33 to forward copies of all registration forms filed with such official. The chief law enforcement
34 official may forward a copy of such registration form to any city, town or village law
35 enforcement agency, if so requested.

36 3. The registration requirements of sections 589.400 through 589.425 are lifetime
37 registration requirements unless all offenses requiring registration are reversed, vacated or set
38 aside or unless the registrant is pardoned of the offenses requiring registration.