

HOUSE BILL NO. 1427

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KELLEY (127).

3064H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 568, RSMo, by adding thereto one new section relating to the offense of unlawful harboring of a minor, with a penalty provision.

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

Section A. Chapter 568, RSMo, is amended by adding thereto one new section, to be known as section 568.150, to read as follows:

- 568.150. 1. (1) A person commits the offense of unlawful harboring of a minor if the person provides shelter to a minor without the consent of a parent of the minor and after the person knows that the minor is away from the home of the parent, without the parent's permission, and if the person intentionally:**
- (a) Fails to release the minor to a law enforcement officer after being requested to do so by the officer;**
 - (b) Fails to disclose the location of the minor to a law enforcement officer after being requested to do so by the officer if the person knows the location of the minor and had either taken the minor to that location or had assisted the minor in reaching that location;**
 - (c) Obstructs a law enforcement officer from taking the minor into custody; or**
 - (d) Assists the minor in avoiding or attempting to avoid the custody of the law enforcement officer.**
- (2) It is a defense to a prosecution under this section that the defendant had custody of the minor under a court order.**
- 2. The offense of unlawful harboring of a minor is a class A misdemeanor.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 **3. Any person who provides shelter to a child absent from home may notify the**
18 **children's division within the department of social services of the child's presence.**

19 **4. An adult responsible for involving a child in the commission of an offense may**
20 **be prosecuted under existing criminal statutes.**

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