

SECOND REGULAR SESSION  
[TRULY AGREED TO AND FINALLY PASSED]  
CONFERENCE COMMITTEE SUBSTITUTE FOR  
SENATE SUBSTITUTE FOR

# SENATE BILL NO. 1421

103RD GENERAL ASSEMBLY

2026

5940S.07T

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## AN ACT

To repeal sections 27.020, 43.500, 43.530, 56.265, 195.417, 302.302, 304.070, 324.1100, 324.1102, 324.1103, 324.1105, 324.1116, 324.1134, 374.051, 374.695, 374.700, 374.702, 374.705, 374.710, 374.711, 374.715, 374.716, 374.717, 374.719, 374.720, 374.730, 374.740, 374.750, 374.755, 374.757, 374.759, 374.760, 374.763, 374.764, 374.770, 374.775, 374.783, 374.784, 374.785, 374.786, 374.787, 374.788, 374.789, 557.035, 569.086, 570.010, 571.030, 577.800, 579.022, 579.060, 579.065, 579.068, and 650.240, RSMo, and to enact in lieu thereof sixty-eight new sections relating to public safety, with penalty provisions, an emergency clause for certain sections, and a severability clause.

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

Section A. Sections 27.020, 43.500, 43.530, 56.265,  
2 195.417, 302.302, 304.070, 324.1100, 324.1102, 324.1103,  
3 324.1105, 324.1116, 324.1134, 374.051, 374.695, 374.700,  
4 374.702, 374.705, 374.710, 374.711, 374.715, 374.716, 374.717,  
5 374.719, 374.720, 374.730, 374.740, 374.750, 374.755, 374.757,  
6 374.759, 374.760, 374.763, 374.764, 374.770, 374.775, 374.783,  
7 374.784, 374.785, 374.786, 374.787, 374.788, 374.789, 557.035,  
8 569.086, 570.010, 571.030, 577.800, 579.022, 579.060, 579.065,  
9 579.068, and 650.240, RSMo, are repealed and sixty-eight new  
10 sections enacted in lieu thereof, to be known as sections  
11 27.020, 43.500, 43.530, 56.265, 160.3300, 195.417, 210.1700,

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

12 301.287, 302.302, 304.070, 320.405, 324.1100, 324.1102,  
13 324.1103, 324.1105, 324.1116, 324.1134, 324.2100, 324.2103,  
14 324.2109, 324.2112, 324.2115, 324.2118, 324.2121, 324.2124,  
15 324.2127, 324.2130, 324.2133, 324.2136, 324.2139, 324.2142,  
16 324.2145, 324.2148, 324.2151, 324.2154, 324.2157, 324.2160,  
17 324.2163, 324.2166, 324.2169, 324.2172, 324.2175, 324.2178,  
18 324.2181, 324.2184, 324.2187, 374.051, 454.1050, 557.035,  
19 565.097, 569.086, 569.117, 569.119, 570.010, 570.137, 571.030,  
20 577.800, 579.022, 579.060, 579.065, 579.068, 589.900, 589.902,  
21 590.1300, 610.141, 610.143, 610.144, and 650.240, to read as  
22 follows:

27.020. 1. The attorney general is hereby authorized  
2 to appoint such assistant attorneys general as may be  
3 necessary to properly perform the duties of his **or her**  
4 office and shall fix the compensation of such assistants  
5 within the limits of the amount appropriated by the general  
6 assembly. Said assistant attorneys general shall hold their  
7 office at the pleasure of the attorney general, shall  
8 possess the same qualifications as the attorney general, and  
9 before entering upon the discharge of their duties shall  
10 each take and subscribe to an oath to support the  
11 Constitution of the United States and of the state of  
12 Missouri and to faithfully demean themselves in office. It  
13 shall be their duty to assist the attorney general in his **or**  
14 **her** official duties with power and authority under his **or**  
15 **her** direction to represent him **or her** in the discharge of  
16 all the duties of his **or her** office.

2. The attorney general may, at the request of any  
18 officer, department, board, bureau, commission or agency of  
19 the state, assign assistant attorneys general to perform the  
20 duties prescribed by law before or upon behalf of such  
21 officer, department, board, bureau, commission or agency and

22 may, upon request as aforesaid, from time to time reassign  
23 such assistants.

24 3. The attorney general is also authorized to appoint  
25 a chief clerk, stenographers, typists, clerks,  
26 [investigators] and such other employees as shall be  
27 necessary to properly perform the duties of his **or her**  
28 office [and shall fix the compensation of persons thus  
29 employed within the limits of the amount appropriated by the  
30 general assembly]. Said employees shall serve during the  
31 pleasure of the attorney general. [The assistant attorneys  
32 general and the chief clerk, stenographers, typists, clerks,  
33 investigators and other employees shall be paid in the same  
34 manner and at the same time as the attorney general. The  
35 compensation and expenses of said assistants and employees  
36 may be paid out of any state or federal funds appropriated  
37 to said department for such purposes.]

38 4. The attorney general is further authorized to  
39 appoint commissioned and noncommissioned investigators, as  
40 shall be necessary to properly perform the duties of his or  
41 her office. Investigators shall serve at the pleasure of  
42 the attorney general. Each commissioned investigator, upon  
43 appointment, shall take and subscribe an oath of office to  
44 support the constitution and laws of the United States and  
45 the state of Missouri and shall receive a certificate of  
46 appointment, a copy of which shall be filed with the  
47 secretary of state, issued by the attorney general or his or  
48 her designee granting such commissioned investigator all the  
49 same powers of arrest held by peace officers to maintain  
50 order and preserve the peace in any matter in which the  
51 attorney general is appointed or assigned in accordance with  
52 the law. Commissioned investigators may assist law  
53 enforcement agencies when requested. The certificate of

54 appointment of each commissioned investigator may be  
55 withdrawn at any time by the attorney general. Commissioned  
56 investigators shall comply with all peace officer standards  
57 required by chapter 590.

58 5. The attorney general is authorized to fix the  
59 compensation of persons employed by him or her within the  
60 limits of the amount appropriated by the general assembly.  
61 The assistant attorneys general and the chief clerk,  
62 stenographers, typists, clerks, investigators, and other  
63 employees shall be paid in the same manner and at the same  
64 time as the attorney general. The compensation and expenses  
65 of said assistants, investigators, and other employees may  
66 be paid out of any state or federal funds appropriated to  
67 said department for such purposes.

43.500. As used in sections 43.500 to 43.651, the  
2 following terms mean:

3 (1) "Administration of criminal justice", performance  
4 of any of the following activities: detection,  
5 apprehension, detention, pretrial release, post-trial  
6 release, prosecution, adjudication, correctional  
7 supervision, or rehabilitation of accused persons or  
8 criminal offenders. **The administration of criminal justice**  
9 **shall include the discretion to disclose closed mobile video**  
10 **recordings. Such discretion shall belong solely to the**  
11 **agency creating the video and shall not waive closure rights**  
12 **or requirements for subsequent requests.** The administration  
13 of criminal justice shall include the screening of employees  
14 or applicants seeking employment with criminal justice  
15 agencies, criminal identification activities, and the  
16 collection, storage, and dissemination of criminal history  
17 information, including fingerprint searches, photographs,  
18 and other unique biometric identification;

19           (2) "Central repository", the division within the  
20 Missouri state highway patrol responsible for compiling and  
21 disseminating complete and accurate criminal history records  
22 and statistics;

23           (3) "Committee", criminal records and justice  
24 information advisory committee;

25           (4) "Comparable ordinance violation", a violation of  
26 an ordinance having all the essential elements of a  
27 statutory felony or a class A misdemeanor;

28           (5) "Criminal history record information", information  
29 collected by criminal justice agencies on individuals  
30 consisting of identifiable descriptions and notations of  
31 arrests, detentions, indictments, informations, or other  
32 formal criminal charges, and any disposition arising  
33 therefrom, sentencing, correctional supervision, and release;

34           (6) "Final disposition", the formal conclusion of a  
35 criminal proceeding at whatever stage it occurs in the  
36 criminal justice system;

37           (7) "Missouri charge code", a unique number assigned  
38 by the office of state courts administrator to an offense  
39 for tracking and grouping offenses. Beginning January 1,  
40 2005, the complete charge code shall consist of digits  
41 assigned by the office of state courts administrator, the  
42 two-digit national crime information center modifiers and a  
43 single digit designating attempt, accessory, or conspiracy.  
44 The only exception to the January 1, 2005, date shall be the  
45 courts that are not using the statewide court automation  
46 case management pursuant to section 476.055; the effective  
47 date will be as soon thereafter as economically feasible for  
48 all other courts;

49           (8) "State offense cycle number", a unique number,  
50 supplied by or approved by the Missouri state highway

51 patrol, on the state criminal fingerprint card. The offense  
52 cycle number, OCN, is used to link the identity of a person,  
53 through unique biometric identification, to one or many  
54 offenses for which the person is arrested or charged. The  
55 OCN will be used to track an offense incident from the date  
56 of arrest to the final disposition when the offender exits  
57 from the criminal justice system;

58 (9) "Unique biometric identification", automated  
59 methods of recognizing and identifying an individual based  
60 on a physiological characteristic. Biometric identification  
61 methods may include but are not limited to facial  
62 recognition, fingerprints, palm prints, hand geometry, iris  
63 recognition, and retinal scan.

43.530. 1. For each request requiring the payment of  
2 a fee received by the central repository, the requesting  
3 entity shall pay a fee of not more than nine dollars per  
4 request for criminal history record information not based on  
5 a fingerprint search. In each year beginning on or after  
6 January 1, 2010, the superintendent may increase the fee  
7 paid by requesting entities by an amount not to exceed one  
8 dollar per year, however, under no circumstance shall the  
9 fee paid by requesting entities exceed **[fifteen] twenty**  
10 dollars per request.

11 2. For each request requiring the payment of a fee  
12 received by the central repository, the requesting entity  
13 shall pay a fee of not more than twenty dollars per request  
14 for criminal history record information based on a  
15 fingerprint search, unless the request is required under the  
16 provisions of subdivision (6) of section 210.481, section  
17 210.487, or section 571.101, in which case the fee shall be  
18 fourteen dollars.

19           3. **Upon establishment of a fingerprinting system**  
20 **within the central repository, the superintendent shall**  
21 **collect the current vendor fee for device usage by**  
22 **requestors under this section. When initially established,**  
23 **the fee shall not exceed the vendor fee then in place for**  
24 **legacy livescan devices under state contract. Thereafter**  
25 **the superintendent may increase the fee by no more than**  
26 **fifty cents per year. The fee shall be deposited to the**  
27 **criminal record system fund.**

28           4. A request made under subsections 1 and 2 of this  
29 section shall be limited to check and search on one  
30 individual. Each request shall be accompanied by a check,  
31 warrant, voucher, money order, or electronic payment payable  
32 to the state of Missouri-criminal record system or payment  
33 shall be made in a manner approved by the highway patrol.  
34 The highway patrol may establish procedures for receiving  
35 requests for criminal history record information for  
36 classification and search for fingerprints, from courts and  
37 other entities, and for the payment of such requests. There  
38 is hereby established by the treasurer of the state of  
39 Missouri a fund to be entitled as the "Criminal Record  
40 System Fund". Notwithstanding the provisions of section  
41 33.080 to the contrary, if the moneys collected and  
42 deposited into this fund are not totally expended annually  
43 for the purposes set forth in sections 43.500 to 43.651, the  
44 unexpended moneys in such fund shall remain in the fund and  
45 the balance shall be kept in the fund to accumulate from  
46 year to year.

56.265. 1. The county prosecuting attorney in any  
2 county[, other than in a chartered county,] shall receive an  
3 annual salary computed [using the following schedule, when  
4 applicable. The assessed valuation factor shall be the

5 amount thereof as shown for the year immediately preceding  
 6 the year for which the computation is done] as provided in  
 7 this subsection.

8 (1) For a full-time [prosecutor] prosecuting attorney  
 9 of a charter, first, or second class county, or of a city  
 10 not within a county, the [prosecutor] prosecuting attorney  
 11 shall receive compensation equal to one hundred percent of  
 12 the compensation of [an associate] a circuit judge[;].

13 (2) [For a part-time prosecutor:] For a full-time  
 14 prosecuting attorney of a third or fourth class county, the  
 15 prosecuting attorney shall receive compensation equal to one  
 16 hundred percent of the compensation of an associate circuit  
 17 judge or, upon approval by a majority of the county  
 18 commission, the prosecuting attorney shall receive  
 19 compensation equal to ninety-five percent of the  
 20 compensation of a circuit judge.

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[Assessed Valuation	Amount
\$18,000,000 to 40,999,999	\$37,000
41,000,000 to 53,999,999	38,000
54,000,000 to 65,999,999	39,000
66,000,000 to 85,999,999	41,000
86,000,000 to 99,999,999	43,000
100,000,000 to 130,999,999	45,000
131,000,000 to 159,999,999	47,000
160,000,000 to 189,999,999	49,000
190,000,000 to 249,999,999	51,000

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250,000,000 to 299,999,999	53,000
300,000,000 or more	55,000]

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(3) Upon approval by a majority of the county commission, a part-time prosecuting attorney shall receive compensation equal to between thirty and sixty percent of the compensation of an associate circuit judge.

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(4) Notwithstanding any other provision of this section to the contrary, no prosecuting attorney who has held the office of prosecuting attorney prior to January 1, 2027, shall have their compensation lowered by the implementation of the compensation procedures of this section, nor shall any prosecuting attorney have their compensation lowered during their tenure of office.

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2. Two thousand dollars of the salary shall be payable to any prosecuting attorney only if the prosecuting attorney has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the prosecuting attorney's office when approved by a professional association of the county prosecuting attorneys of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each prosecuting attorney who completes the training program and shall send a list of certified prosecuting attorneys to the treasurer of each county or city not within a county. Expenses incurred for attending the training session may be reimbursed to the prosecuting attorney in the same manner as other expenses as may be appropriated for that purpose.

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60           3. Each calendar year, five thousand dollars of the  
61 salary shall be payable to any prosecuting attorney only if  
62 the prosecuting attorney has collected the data described in  
63 subsection 2 of section 56.750 in a manner approved by the  
64 prosecutors coordinators training council and makes the data  
65 described in subsection 2 of section 56.750 readily  
66 accessible to the Missouri office of prosecution services.  
67 The Missouri office of prosecution services shall provide a  
68 certificate of compliance to each prosecuting attorney who  
69 complies with this subsection and shall send a list of any  
70 certified prosecuting attorney to the respective treasurer  
71 of each county or city not within a county.

72           4. For each calendar year, three thousand dollars of  
73 the salary shall be payable to any prosecuting attorney only  
74 if the prosecuting attorney has provided discovery to  
75 criminal defense attorneys who have entered an appearance on  
76 behalf of a defendant in a manner approved by the  
77 prosecutors coordinators training council. The Missouri  
78 office of prosecution services shall provide a certificate  
79 of compliance to each prosecuting attorney who complies with  
80 this subsection and shall send a list of any certified  
81 prosecuting attorney to the respective treasurer of each  
82 county or city not within a county.

83           5. As used in this section, the term "prosecuting  
84 attorney" includes the circuit attorney of any city not  
85 within a county.

86           6. The prosecuting attorney of any county which  
87 becomes a county of the first classification during a four-  
88 year term of office or a county which passed the proposition  
89 authorized by subsection 1 of section 56.363 shall not be  
90 required to devote full time to such office pursuant to  
91 section 56.067 until the beginning of the prosecuting

92 attorney's next term of office or until the proposition  
93 otherwise becomes effective.

94       7. Notwithstanding any other provision of law to the  
95 contrary, any county with a vacancy in the office of  
96 prosecuting attorney for more than sixty days may  
97 consolidate with one contiguous county with a sitting  
98 prosecuting attorney upon a unanimous vote of the county  
99 commissions of such counties to establish a cooperative  
100 regional prosecuting attorney's office at any time. The  
101 prosecuting attorney of the contiguous county shall then  
102 become the prosecuting attorney of that region for the  
103 remainder of that prosecuting attorney's term of office or  
104 until such time as the governor appoints a prosecuting  
105 attorney to fill the vacant prosecuting attorney position  
106 pursuant to section 105.030. Regional prosecuting attorneys  
107 shall be designated as full-time prosecuting attorneys and  
108 shall be compensated in the manner provided under the  
109 provisions of subdivision (2) of subsection 1 of this  
110 section. No two counties that each have sitting prosecuting  
111 attorneys shall be permitted to consolidate in the manner  
112 described in this section.

113       8. The provisions of section 56.066 shall not apply to  
114 full-time prosecutors who are compensated pursuant to  
115 subdivision (1) of subsection 1 of this section.

116       9. (1) There is hereby created in the state treasury  
117 the "Missouri State Prosecutorial Services Grant Fund",  
118 which shall consist of moneys appropriated by the general  
119 assembly.

120       (2) The state treasurer shall be custodian of the  
121 fund. In accordance with sections 30.170 and 30.180, the  
122 state treasurer may approve disbursements. The fund shall  
123 be a dedicated fund and, upon appropriation, moneys in this

124 fund shall be used solely as provided in this section and  
125 shall be allocated to counties of the third and fourth  
126 classification on the basis of need in order for such  
127 counties to be in compliance with the prosecuting attorney  
128 compensation provisions of this section.

129 (3) Notwithstanding the provisions of section 33.080  
130 to the contrary, any moneys remaining in the fund at the end  
131 of the biennium shall not revert to the credit of the  
132 general revenue fund.

133 (4) The state treasurer shall invest moneys in the  
134 fund in the same manner as other funds are invested. Any  
135 interest and moneys earned on such investments shall be  
136 credited to the fund.

160.3300. 1. School districts may install and operate  
2 school bus safety cameras on school buses to be used for the  
3 detection of violations of section 304.050, provided that  
4 such use is approved by a vote of the school district board  
5 of directors. Any image or video recorded by a school bus  
6 safety camera that is not used for the purpose of enforcing  
7 violations of section 304.050 shall be permanently deleted  
8 no later than one hundred eighty days from the date of  
9 capture. For purposes of this section, "school bus safety  
10 camera" means a device that is affixed to a school bus that  
11 records photographs, microphotographs, or electronic images  
12 of the front or rear of a vehicle at the time the vehicle is  
13 detected for an infraction identified in section 304.050.

14 2. No image or video captured by a school bus safety  
15 camera authorized under this section shall be used by a  
16 political subdivision for violation detection or enforcement  
17 as part of any automated camera system designed to detect  
18 traffic violations and issue citations. Nothing in this  
19 section shall prohibit a prosecutor from introducing any

20 **image or video captured by a school bus safety camera as**  
21 **evidence in a judicial proceeding.**

195.417. 1. The limits specified in this section  
2 shall not apply to any quantity of such product, mixture, or  
3 preparation which must be dispensed, sold, or distributed in  
4 a pharmacy pursuant to a valid prescription.

5 2. Within any thirty-day period, no person shall sell,  
6 dispense, or otherwise provide to the same individual, and  
7 no person shall purchase, receive, or otherwise acquire more  
8 than the following amount: any number of packages of any  
9 drug product containing any detectable amount of ephedrine,  
10 phenylpropanolamine, or pseudoephedrine, or any of their  
11 salts or optical isomers, or salts of optical isomers,  
12 either as:

13 (1) The sole active ingredient; or

14 (2) One of the active ingredients of a combination  
15 drug; or

16 (3) A combination of any of the products specified in  
17 subdivisions (1) and (2) of this subsection;

18 in any total amount greater than seven and two-tenths grams,  
19 without regard to the number of transactions.

20 3. Within any twenty-four-hour period, no pharmacist,  
21 intern pharmacist, or registered pharmacy technician shall  
22 sell, dispense, or otherwise provide to the same individual,  
23 and no person shall purchase, receive, or otherwise acquire  
24 more than the following amount: any number of packages of  
25 any drug product containing any detectable amount of  
26 ephedrine, phenylpropanolamine, or pseudoephedrine, or any  
27 of their salts or optical isomers, or salts of optical  
28 isomers, either as:

29 (1) The sole active ingredient; or

30 (2) One of the active ingredients of a combination  
31 drug; or

32 (3) A combination of any of the products specified in  
33 subdivisions (1) and (2) of this subsection;

34 in any total amount greater than three and six-tenths grams  
35 without regard to the number of transactions.

36 4. Within any twelve-month period, no person shall  
37 sell, dispense, or otherwise provide to the same individual,  
38 and no person shall purchase, receive, or otherwise acquire  
39 more than the following amount: any number of packages of  
40 any drug product containing any detectable amount of  
41 ephedrine, phenylpropanolamine, or pseudoephedrine, or any  
42 of their salts or optical isomers, or salts of optical  
43 isomers, either as:

44 (1) The sole active ingredient; or

45 (2) One of the active ingredients of a combination  
46 drug; or

47 (3) A combination of any of the products specified in  
48 subdivisions (1) and (2) of this subsection;

49 in any total amount greater than [~~forty-three~~] **sixty-one** and  
50 two-tenths grams, without regard to the number of  
51 transactions.

52 5. All packages of any compound, mixture, or  
53 preparation containing any detectable quantity of ephedrine,  
54 phenylpropanolamine, or pseudoephedrine, or any of their  
55 salts or optical isomers, or salts of optical isomers,  
56 except those that are excluded from Schedule V in subsection  
57 17 or 18 of section 195.017, shall be offered for sale only  
58 from behind a pharmacy counter where the public is not

59 permitted, and only by a registered pharmacist or registered  
60 pharmacy technician under section 195.017.

61       6. Each pharmacy shall submit information regarding  
62 sales of any compound, mixture, or preparation as specified  
63 in this section in accordance with transmission methods and  
64 frequency established by the department by regulation.

65       7. (1) **As used in this subsection, "administrator of**  
66 **the real-time electronic pseudoephedrine tracking system"**  
67 **means the entity responsible for developing, implementing,**  
68 **and maintaining the data collection system described in 19**  
69 **CSR 30-1.074 or any successor regulation.**

70       (2) **Beginning October 1, 2026, and continuing**  
71 **thereafter, any manufacturer of any compound, mixture, or**  
72 **preparation specified in this section that is sold in or**  
73 **into the state shall, on a monthly basis, pay fees to the**  
74 **administrator of the real-time electronic pseudoephedrine**  
75 **tracking system.**

76       (3) **The administrator of the real-time electronic**  
77 **pseudoephedrine tracking system shall be responsible for**  
78 **setting the fee levels required under this subsection.**

79       (4) **Upon the request of the department of health and**  
80 **senior services, any manufacturer required to pay fees under**  
81 **this subsection shall provide written documentation**  
82 **demonstrating that the manufacturer has paid such fees.**

83       (5) **The fees required under this subsection shall be**  
84 **assessed against each manufacturer solely on the basis of**  
85 **sales transactions involving that manufacturer's own**  
86 **compounds, mixtures, or preparations sold in or into the**  
87 **state. No manufacturer shall be assessed fees based upon**  
88 **transactions attributable to the compounds, mixtures, or**  
89 **preparations of any other manufacturer.**

90           **8.** No prescription shall be required for the  
91 dispensation, sale, or distribution of any drug product  
92 containing any detectable amount of ephedrine,  
93 phenylpropanolamine, or pseudoephedrine, or any of their  
94 salts or optical isomers, or salts of optical isomers, in an  
95 amount within the limits described in subsections 2, 3, and  
96 4 of this section. The superintendent of the Missouri state  
97 highway patrol shall report to the revisor of statutes and  
98 the general assembly by February first when the statewide  
99 number of methamphetamine laboratory seizure incidents  
100 exceeds three hundred incidents in the previous calendar  
101 year. The provisions of this subsection shall expire on  
102 April first of the calendar year in which the revisor of  
103 statutes receives such notification.

104           **[8.] 9.** This section shall supersede and preempt any  
105 local ordinances or regulations, including any ordinances or  
106 regulations enacted by any political subdivision of the  
107 state. This section shall not apply to the sale of any  
108 animal feed products containing ephedrine or any naturally  
109 occurring or herbal ephedra or extract of ephedra.

110           **[9.] 10.** Any local ordinances or regulations enacted  
111 by any political subdivision of the state prior to August  
112 28, 2020, requiring a prescription for the dispensation,  
113 sale, or distribution of any drug product containing any  
114 detectable amount of ephedrine, phenylpropanolamine, or  
115 pseudoephedrine, or any of their salts or optical isomers,  
116 or salts of optical isomers, in an amount within the limits  
117 described in subsections 2, 3, and 4 of this section shall  
118 be void and of no effect and no such political subdivision  
119 shall maintain or enforce such ordinance or regulation.

120           **[10.] 11.** All logs, records, documents, and electronic  
121 information maintained for the dispensing of these products

122 shall be open for inspection and copying by municipal,  
123 county, and state or federal law enforcement officers whose  
124 duty it is to enforce the controlled substances laws of this  
125 state or the United States.

126 [11.] 12. All persons who dispense or offer for sale  
127 pseudoephedrine and ephedrine products, except those that  
128 are excluded from Schedule V in subsection 17 or 18 of  
129 section 195.017, shall ensure that all such products are  
130 located only behind a pharmacy counter where the public is  
131 not permitted.

132 [12.] 13. The penalty for a knowing or reckless  
133 violation of this section is found in section 579.060.

210.1700. 1. As used in this section, the following  
2 terms mean:

3 (1) "Overnight camp", a program operated by a person  
4 or organization that includes the hours between 9:00 p.m.  
5 and 6:00 a.m. but not for two or more sequential overnights;

6 (2) "Residential camp", a program operated by a person  
7 or organization that includes the hours between 9:00 p.m.  
8 and 6:00 a.m. for two or more sequential overnights.

9 2. Each overnight camp or residential camp staff  
10 member or volunteer who is eighteen years of age or older  
11 shall have received a qualifying criminal background check  
12 as defined in 210.1080.

301.287. 1. This section shall be known and referred  
2 to as "Mason's Law".

3 2. Beginning January 1, 2027, a resident of this state  
4 with a health condition or disability that limits or impairs  
5 the ability to effectively communicate with law enforcement  
6 may, at any time, apply to the department of revenue for a  
7 designation that shall be associated with the person's  
8 driver's license issued under chapter 302 and motor vehicle

9 license plate or plates issued under this chapter and  
10 available to law enforcement under the Missouri uniform law  
11 enforcement system (MULES) established under chapter 43.

12 3. The initial application, which shall be on a form  
13 prescribed by the department and made available on the  
14 department's website, shall be signed by a physician  
15 licensed under chapter 334, or a psychologist licensed under  
16 chapter 337, certifying that:

17 (1) The applicant or the applicant's child, parent, or  
18 spouse has a physical or mental health condition that is  
19 likely to impair the ability to effectively communicate with  
20 law enforcement; and

21 (2) The physician or psychologist has determined that  
22 the applicant or the applicant's child, parent, or spouse  
23 will have the communication impairment for at least five  
24 years.

25 4. Upon submission of an application and approval by  
26 the department, the department shall prepare an entry in the  
27 department's records that is accessible to law enforcement  
28 via MULES and that indicates that the applicant or the  
29 applicant's child, parent, or spouse has a physical or  
30 mental health condition that may impair the ability to  
31 effectively communicate with law enforcement. Such entry as  
32 related to the applicant's driver's license shall remain  
33 active until the expiration of their driver's license. Such  
34 entry as related to the applicant's motor vehicle license  
35 plate or plates shall remain active for a period of five  
36 years, unless the applicant requests that such designation  
37 be removed from the records. Upon expiration of the five-  
38 year period, the designation in MULES may be reactivated  
39 upon the filing of a renewal form with the department signed

40 by a physician licensed under chapter 334, or a psychologist  
41 licensed under chapter 337, certifying that:

42 (1) The applicant or the applicant's child, parent, or  
43 spouse has a physical or mental health condition that is  
44 likely to impair the ability to effectively communicate with  
45 law enforcement; and

46 (2) The physician or psychologist has determined that  
47 the applicant or the applicant's child, parent, or spouse  
48 will have the communication impairment for at least five  
49 years.

50 5. The department of public safety shall issue  
51 guidance and education materials to all law enforcement  
52 agencies in this state to promote awareness of the  
53 designation established under this section.

54 6. The department of revenue may promulgate all  
55 necessary rules and regulations for the administration of  
56 this section. Any rule or portion of a rule, as that term  
57 is defined in section 536.010, that is created under the  
58 authority delegated in this section shall become effective  
59 only if it complies with and is subject to all of the  
60 provisions of chapter 536 and, if applicable, section  
61 536.028. This section and chapter 536 are nonseverable and  
62 if any of the powers vested with the general assembly  
63 pursuant to chapter 536 to review, to delay the effective  
64 date, or to disapprove and annul a rule are subsequently  
65 held unconstitutional, then the grant of rulemaking  
66 authority and any rule proposed or adopted after August 28,  
67 2026, shall be invalid and void.

302.302. 1. The director of revenue shall put into  
2 effect a point system for the suspension and revocation of  
3 licenses. Points shall be assessed only after a conviction

4 or forfeiture of collateral. The initial point value is as  
 5 follows:

6	(1)	Any moving violation of a state law	2 points
7		or county or municipal or federal	
8		traffic ordinance or regulation not	
9		listed in this section, other than a	
10		violation of vehicle equipment	
11		provisions or a court-ordered	
12		supervision as provided in section	
13		302.303	
14		(except any violation of municipal	1 point)
15		stop sign ordinance where no accident	
16		is involved	
17	(2)	Speeding	
18		In violation of a state law	3 points
19		In violation of a county or municipal	2 points
20		ordinance	
21	(3)	Leaving the scene of an accident in	12 points
22		violation of section 577.060	
23		In violation of any county or	6 points
24		municipal ordinance	
25	(4)	Careless and imprudent driving in	4 points
26		violation of subsection 4 of section	
27		304.016	
28		In violation of a county or municipal	2 points
29		ordinance	
30	(5)	Operating without a valid license in	
31		violation of subdivision (1) or (2) of	
32		subsection 1 of section 302.020:	
33		(a) For the first conviction	2 points

34	(b) For the second conviction	4 points
35	(c) For the third conviction	6 points
36 37 38	(6) Operating with a suspended or revoked license prior to restoration of operating privileges	12 points
39 40	(7) Obtaining a license by misrepresentation	12 points
41 42 43 44	(8) For the first conviction of driving while in an intoxicated condition or under the influence of controlled substances or drugs	8 points
45 46 47 48 49 50 51 52 53	(9) For the second or subsequent conviction of any of the following offenses however combined: driving while in an intoxicated condition, driving under the influence of controlled substances or drugs or driving with a blood alcohol content of eight-hundredths of one percent or more by weight	12 points
54 55 56 57	(10) For the first conviction for driving with blood alcohol content eight-hundredths of one percent or more by weight	
58	In violation of state law	8 points
59 60 61	In violation of a county or municipal ordinance or federal law or regulation	8 points
62 63	(11) Any felony involving the use of a motor vehicle	12 points
64 65	(12) Knowingly permitting unlicensed operator to operate a motor vehicle	4 points

66	(13)	For a conviction for failure to maintain financial responsibility pursuant to county or municipal ordinance or pursuant to section 303.025	4 points
67			
68			
69			
70			
71	(14)	Endangerment of a highway worker in violation of section 304.585	4 points
72			
73	(15)	Aggravated endangerment of a highway worker in violation of section 304.585	12 points
74			
75			
76	(16)	For a conviction of violating a municipal ordinance that prohibits tow truck operators from stopping at or proceeding to the scene of an accident unless they have been requested to stop or proceed to such scene by a party involved in such accident or by an officer of a public safety agency	4 points
77			
78			
79			
80			
81			
82			
83			
84			
85	(17)	Endangerment of an emergency responder in violation of section 304.894	4 points
86			
87			
88	(18)	Aggravated endangerment of an emergency responder in violation of section 304.894	12 points
89			
90			
91	(19)	<b>Failure to stop for a school bus that is receiving or discharging students, in violation of subsection 1 of section 304.050</b>	<b>5 points</b>
92			
93			
94			

95           2. The director shall, as provided in subdivision (5)  
96 of subsection 1 of this section, assess an operator points  
97 for a conviction pursuant to subdivision (1) or (2) of  
98 subsection 1 of section 302.020, when the director issues

99 such operator a license or permit pursuant to the provisions  
100 of sections 302.010 to 302.340.

101 3. An additional two points shall be assessed when  
102 personal injury or property damage results from any  
103 violation listed in subdivisions (1) to (13) of subsection 1  
104 of this section and if found to be warranted and certified  
105 by the reporting court.

106 4. When any of the acts listed in subdivision (2),  
107 (3), (4) or (8) of subsection 1 of this section constitutes  
108 both a violation of a state law and a violation of a county  
109 or municipal ordinance, points may be assessed for either  
110 violation but not for both. Notwithstanding that an offense  
111 arising out of the same occurrence could be construed to be  
112 a violation of subdivisions (8), (9) and (10) of subsection  
113 1 of this section, no person shall be tried or convicted for  
114 more than one offense pursuant to subdivisions (8), (9) and  
115 (10) of subsection 1 of this section for offenses arising  
116 out of the same occurrence.

117 5. The director of revenue shall put into effect a  
118 system for staying the assessment of points against an  
119 operator. The system shall provide that the satisfactory  
120 completion of a driver-improvement program or, in the case  
121 of violations committed while operating a motorcycle, a  
122 motorcycle-rider training course approved by the state  
123 highways and transportation commission, by an operator, when  
124 so ordered and verified by any court having jurisdiction  
125 over any law of this state or county or municipal ordinance,  
126 regulating motor vehicles, other than a violation committed  
127 in a commercial motor vehicle as defined in section 302.700  
128 or a violation committed by an individual who has been  
129 issued a commercial driver's license or is required to  
130 obtain a commercial driver's license in this state or any

131 other state, shall be accepted by the director in lieu of  
132 the assessment of points for a violation pursuant to  
133 subdivision (1), (2) or (4) of subsection 1 of this section  
134 or pursuant to subsection 3 of this section. The operator  
135 shall be given the option to complete the driver-improvement  
136 program through an online or in-person course. A court  
137 using a centralized violation bureau established under  
138 section 476.385 may elect to have the bureau order and  
139 verify completion of a driver-improvement program or  
140 motorcycle-rider training course as prescribed by order of  
141 the court. For the purposes of this subsection, the driver-  
142 improvement program shall meet or exceed the standards of  
143 the National Safety Council's eight-hour "Defensive Driving  
144 Course" or, in the case of a violation which occurred during  
145 the operation of a motorcycle, the program shall meet the  
146 standards established by the state highways and  
147 transportation commission pursuant to sections 302.133 to  
148 302.137. The completion of a driver-improvement program or  
149 a motorcycle-rider training course shall not be accepted in  
150 lieu of points more than one time in any thirty-six-month  
151 period and shall be completed within sixty days of the date  
152 of conviction in order to be accepted in lieu of the  
153 assessment of points. Every court having jurisdiction  
154 pursuant to the provisions of this subsection shall, within  
155 fifteen days after completion of the driver-improvement  
156 program or motorcycle-rider training course by an operator,  
157 forward a record of the completion to the director, all  
158 other provisions of the law to the contrary  
159 notwithstanding. The director shall establish procedures  
160 for record keeping and the administration of this subsection.

304.070. 1. Any person who violates any of the  
2 provisions of subsections 1, 3, and 7 of section 304.050 is

3 guilty of a class A misdemeanor. [In addition, the court  
4 may suspend the driver's license of any person who violates  
5 the provision of subsection 1 of section 304.050. If  
6 ordered by the court, the director shall suspend the  
7 driver's license for ninety days for a first offense of  
8 subsection 1 of section 304.050, and one hundred twenty days  
9 for a second or subsequent offense of subsection 1 of  
10 section 304.050.] Any person who violates subsection 1 of  
11 section 304.050 where such violation results in the **physical**  
12 injury of any child shall be guilty of a class E felony.  
13 Any person who violates subsection 1 of section 304.050  
14 where such violation causes the **serious physical injury or**  
15 death of any child shall be guilty of a class D felony. **For**  
16 **the purposes of this subsection, "physical injury" means**  
17 **physical pain, illness, or any impairment of physical**  
18 **condition including, but not limited to, bruising,**  
19 **lacerations, hematomas, welts, or permanent or temporary**  
20 **disfigurement and impairment of any bodily function or**  
21 **organ. The term "serious physical injury" means a physical**  
22 **injury that creates a substantial risk of death or that**  
23 **causes serious disfigurement or protracted loss or**  
24 **impairment of the function of any part of the body.**

25 2. [Any appeal of a suspension imposed under  
26 subsection 1 of this section shall be a direct appeal of the  
27 court order and subject to review by the presiding judge of  
28 the circuit court or another judge within the circuit other  
29 than the judge who issued the original order to suspend the  
30 driver's license. The director of revenue's entry of the  
31 court-ordered suspension on the driving record is not a  
32 decision subject to review pursuant to section 302.311. Any  
33 suspension of the driver's license ordered by the court  
34 under this section shall be in addition to any other

35 suspension that may occur as a result of the conviction  
36 pursuant to other provisions of law] Notwithstanding any  
37 other provision of law to the contrary, any person found  
38 guilty of a violation of subsection 1 of section 304.050  
39 shall be subject to the following fines:

- 40 (1) For a first offense, a fine of at least five  
41 hundred dollars but not more than one thousand dollars;
- 42 (2) For a second offense within a five-year period, a  
43 fine of at least one thousand dollars but not more than two  
44 thousand dollars; and
- 45 (3) For a third or subsequent offense within a five-  
46 year period, a fine of at least one thousand five hundred  
47 dollars but not more than three thousand dollars.

48 No court shall suspend any portion of the fines established  
49 under this subsection.

50 3. No violation of subsection 1 of section 304.050  
51 shall be disposed of through the state fine collection  
52 center or by payment of a fine without an appearance in open  
53 court. The defendant shall appear in person or by attorney  
54 for disposition.

55 4. The driver's license of any person found guilty of  
56 a first violation of subsection 1 of section 304.050 may be  
57 suspended by the director of revenue, with such suspension  
58 at the discretion of the court. The director of revenue  
59 shall suspend the driver's license of any person found  
60 guilty of a violation of subsection 1 of section 304.050, as  
61 follows:

- 62 (1) For a second offense within a five-year period,  
63 ninety days; and
- 64 (2) For a third or subsequent offense within a five-  
65 year period, one hundred eighty days.

66 Such suspensions shall be mandatory and shall be in addition  
67 to any other driver's license suspension or revocation  
68 required or authorized under chapter 302.

69 5. The fines and suspensions required under  
70 subsections 2 and 4 of this section shall apply to all  
71 violations of subsection 1 of section 304.050, including  
72 violations resulting in injury or death of a child, and  
73 shall be in addition to the penalties listed under  
74 subsection 1 of this section.

320.405. 1. For purposes of this section, the  
2 following terms mean:

3 (1) "Division", the Missouri division of fire safety  
4 within the department of public safety;

5 (2) "Missouri fire and life safety standards", minimum  
6 fire-protection and life-safety requirements adopted by the  
7 division under this section, informed by nationally  
8 recognized fire and building safety principles including,  
9 but not limited to, best practices reflected in the  
10 International Fire Code (IFC), the International Building  
11 Code (IBC), and applicable National Fire Protection  
12 Association (NFPA) standards, without adopting any model  
13 code in whole;

14 (3) "State-inspected facility", any building or  
15 occupancy required under Missouri law or regulation to  
16 undergo fire-safety inspections conducted by, or under the  
17 authority of, the division. The term "state-inspected  
18 facility" shall not include facilities licensed under  
19 chapter 198.

20 2. (1) No later than July 1, 2027, the division  
21 shall, by rule, adopt Missouri fire and life safety  
22 standards establishing minimum requirements for fire  
23 protection, means of egress, fire resistance, detection and

24 alarm systems, suppression systems, emergency operations,  
25 and related safety measures for state-inspected facilities.

26 (2) The division may incorporate by reference specific  
27 technical provisions, methods, formulas, or performance  
28 criteria derived from nationally recognized fire and  
29 building safety standards, provided that no model code shall  
30 be adopted in whole.

31 (3) The division may adopt amendments, exceptions, or  
32 Missouri-specific modifications as necessary to account for  
33 regional conditions, facility types, or statutory  
34 requirements.

35 (4) The division shall review the Missouri fire and  
36 life safety standards at least every five years and may  
37 update such standards by rule under chapter 536.

38 3. Beginning January 1, 2028, the Missouri fire and  
39 life safety standards shall apply to a state-inspected  
40 facility under any of the following conditions:

41 (1) Initial construction of a state-inspected facility;

42 (2) Major renovation affecting means of egress,  
43 detection, alarm, or suppression systems;

44 (3) Transfer of ownership, including sale, conveyance,  
45 merger, or change in controlling interest; and

46 (4) Any addition, alteration, or series of related  
47 improvements to a state-inspected facility that, in  
48 aggregate, are reasonably determined by the division to  
49 constitute a substantial improvement, meaning construction,  
50 reconstruction, rehabilitation, or installation work where  
51 the total cost or scope of work equals or exceeds fifty  
52 percent of the facility's pre-improvement market value. For  
53 purposes of this subdivision, a formal appraisal shall not  
54 be required, and the division may rely on reasonable cost  
55 estimates, permit valuations, construction contracts, or the

56 nature of the work performed including, but not limited to,  
57 the installation of new fire protection, detection, alarm,  
58 or suppression systems.

59 4. Except as provided in subsection 3 of this section,  
60 state-inspected facilities existing prior to August 28,  
61 2026, shall be considered lawfully nonconforming and shall  
62 not be required to comply with the Missouri fire and life  
63 safety standards.

64 5. (1) Nothing in this section shall prohibit any  
65 city, county, or fire protection district from adopting  
66 requirements more stringent than the Missouri fire and life  
67 safety standards.

68 (2) No political subdivision shall apply standards  
69 less stringent than the Missouri fire and life safety  
70 standards to any facility regulated under this section.

71 (3) Nothing in this section shall be construed as  
72 creating a statewide building or fire code applicable to any  
73 occupancy not already subject to inspection by the division.

74 6. (1) Compliance with the Missouri fire and life  
75 safety standards shall be verified through inspections  
76 conducted by the division or an authorized local  
77 jurisdiction.

78 (2) A state-inspected facility shall not be licensed,  
79 certified, or approved for operation unless the division  
80 determines that the facility meets the applicable  
81 requirements of this section.

82 (3) The division may issue correction orders,  
83 reinspections, or occupancy limitations as authorized by law.

84 7. Any rule or portion of a rule, as that term is  
85 defined in section 536.010, that is created under the  
86 authority delegated in this section shall become effective  
87 only if it complies with and is subject to all of the

88 provisions of chapter 536 and, if applicable, section  
89 536.028. This section and chapter 536 are nonseverable and  
90 if any of the powers vested with the general assembly  
91 pursuant to chapter 536 to review, to delay the effective  
92 date, or to disapprove and annul a rule are subsequently  
93 held unconstitutional, then the grant of rulemaking  
94 authority and any rule proposed or adopted after August 28,  
95 2026, shall be invalid and void.

324.1100. As used in sections 324.1100 to 324.1148,  
2 the following terms mean:

3 (1) "Board", the board of private [investigator and  
4 private fire investigator examiners] **investigators, private**  
5 **fire investigators, and professional surety bail bond agents**  
6 established in section 324.1102;

7 (2) "Client", any person who engages the services of a  
8 private investigator or a private fire investigator;

9 (3) "Department", the department of commerce and  
10 insurance;

11 (4) "Director", the director of the division of  
12 professional registration;

13 (5) "Division", the division of professional  
14 registration;

15 (6) "Insurance adjuster", any person who receives any  
16 consideration, either directly or indirectly, for adjusting  
17 in the disposal of any claim under or in connection with a  
18 policy of insurance or engaging in soliciting insurance  
19 adjustment business;

20 (7) "Law enforcement officer", a law enforcement  
21 officer as defined in section 556.061;

22 (8) "Organization", a corporation, trust, estate,  
23 partnership, cooperative, or association;

24 (9) "Person", an individual or organization;

25           (10) "Principal place of business", the place where  
26 the licensee maintains a permanent office, which may be a  
27 residence or business address;

28           (11) "Private fire investigation", the furnishing of,  
29 making of, or agreeing to make any investigation of a fire  
30 to determine the origin or cause of such fire, or  
31 responsibility for such fire;

32           (12) "Private fire investigator", any person who  
33 receives any consideration, either directly or indirectly,  
34 for engaging in private fire investigation;

35           (13) "Private fire investigator agency", a person or  
36 firm that employs any person to engage in private fire  
37 investigations;

38           (14) "Private investigator", any person who receives  
39 any consideration, either directly or indirectly, for  
40 engaging in the private investigator business;

41           (15) "Private investigator agency", a person who  
42 regularly employs any other person, other than an  
43 organization, to engage in the private investigator business;

44           (16) "Private investigator business", the furnishing  
45 of, making of, or agreeing to make, any investigation for  
46 the purpose of obtaining information pertaining to:

47           (a) Crimes or wrongs done or threatened against the  
48 United States or any state or territory of the United States;

49           (b) The identity, habits, conduct, business,  
50 occupation, honesty, integrity, credibility, knowledge,  
51 trustworthiness, efficiency, loyalty, activity, movement,  
52 whereabouts, affiliations, associations, transactions, acts,  
53 reputation, or character of any person;

54           (c) The location, disposition, or recovery of lost or  
55 stolen property;

56 (d) Securing evidence to be used before any court,  
57 board, officer, or investigating committee;

58 (e) Sale of personal identification information to the  
59 public; or

60 (f) The cause of responsibility for libel, losses,  
61 accident, or damage or injury to persons or property or  
62 protection of life or property.

324.1102. 1. The "Board of Private [Investigator and  
2 Private Fire Investigator Examiners] **Investigators, Private**  
3 **Fire Investigators, and Professional Surety Bail Bond**  
4 **Agents**" is hereby created within the division of  
5 professional registration. The board shall be a body  
6 corporate and may sue and be sued. The board shall guide,  
7 advise, and make recommendations to the division and fulfill  
8 all other responsibilities designated by sections 324.1100  
9 to 324.1148 **and sections 324.2100 to 324.2187**. The duties  
10 and responsibilities of the board with regard to [private  
11 fire investigators] **professional surety bail bond agents**  
12 shall not take full force and effect until such time as the  
13 governor appoints the [fire investigator] **bail bond agent**  
14 members and the appointments are confirmed by the senate.  
15 Members serving on the board of private investigator **and**  
16 **private fire investigator** examiners on August 28, [2011]  
17 **2026**, shall continue to serve on the board, fulfill the term  
18 they were previously appointed for, and be eligible for  
19 reappointment.

20 2. Upon appointment by the governor and confirmation  
21 by the senate of the [private fire investigator] **bail bond**  
22 **agent** members, the board of private investigator [examiners  
23 and the board of licensed] **and** private fire investigator  
24 examiners [are] **is** abolished and [their] **its** duties and  
25 responsibilities shall merge into the board of private

26 [investigator and private fire investigator examiners]  
27 **investigators, private fire investigators, and professional**  
28 **surety bail bond agents** as established pursuant to this  
29 section. The board shall be a continuance of and shall  
30 carry out the powers, duties, and functions of the board of  
31 private investigator [examiners and the board of licensed]  
32 **and** private fire investigator examiners.

33 3. Every act performed in the exercise of such powers,  
34 duties, and authorities by or under the authority of the  
35 board of private [investigator and private fire investigator  
36 examiners] **investigators, private fire investigators, and**  
37 **professional surety bail bond agents** shall be deemed to have  
38 the same force and effect as if performed by the board of  
39 private investigator [examiners or the board of licensed]  
40 **and** private fire investigator examiners.

41 4. All rules and regulations of the board of private  
42 investigator **and private fire investigator** examiners **and all**  
43 **rules promulgated under sections 374.695 to 374.789** shall  
44 continue to be effective and shall be deemed to be duly  
45 adopted rules and regulations of the board of private  
46 [investigator and private fire investigator examiners]  
47 **investigators, private fire investigators, and professional**  
48 **surety bail bond agents** until revised, amended, or repealed  
49 by the board. The board shall review such rules and  
50 regulations and shall adopt new rules and regulations as  
51 required for the administration of sections 324.1100 to  
52 324.1148 **and sections 324.2100 to 324.2187.**

53 5. Any person licensed [by the board of private  
54 investigator examiners] **under sections 374.695 to 374.789**  
55 prior to the appointment by the governor and confirmation by  
56 the senate of the [private fire investigator] **professional**

57 **surety bail bond** members of the board shall be considered  
58 licensed by the board.

59 6. The board shall be composed of **[seven] ten** members,  
60 three members who have been actively engaged in the private  
61 investigator business for the previous five years, two  
62 members who have been actively engaged in private fire  
63 investigation for the previous five years, **three members who**  
64 **have been actively engaged in the general bail bond business**  
65 **or surety recovery for the previous five years**, and two  
66 public members, appointed by the governor with the advice  
67 and consent of the senate. Each member of the board shall  
68 be a citizen of the United States, a resident of Missouri  
69 for at least one year, and a registered voter. No more than  
70 one private investigator **[or]**, **private** fire investigator, **or**  
71 **professional surety bail bond** board member may be employed  
72 by, or affiliated with, the same private investigator agency  
73 **[or]**, **private** fire investigator agency, **or bail bond**  
74 **business**. The initial **[fire investigator]** **professional**  
75 **surety bail bond** board members shall not be required to be  
76 licensed but shall obtain a license within one hundred  
77 eighty days after the effective date of the rules regarding  
78 the licensure of **[private fire investigators]** **professional**  
79 **surety bail bond agents**. The public members shall each be a  
80 person who is not and never was a member of any profession  
81 licensed or regulated under sections 324.1100 to 324.1148 **or**  
82 **sections 324.2100 to 324.2187** or the spouse of such person;  
83 and a person who does not have and never has had a material,  
84 financial interest in either the providing of the  
85 professional services regulated by sections 324.1100 to  
86 324.1148 **or sections 324.2100 to 324.2187**, or an activity or  
87 organization directly related to any profession licensed or

88 regulated under sections 324.1100 to 324.1148 **or sections**  
89 **324.2100 to 324.2187.**

90 7. The members shall be appointed for terms of five  
91 years, except of the first two members appointed who are  
92 fire investigators, one member shall be appointed for a term  
93 of five years and one member shall be appointed for a term  
94 of three years. Any vacancy on the board shall be filled  
95 for the unexpired term of the member.

96 8. The members of the board may receive compensation,  
97 as determined by the director for their services, if  
98 appropriate, and shall be reimbursed for actual and  
99 necessary expenses incurred in performing their official  
100 duties on the board.

101 9. All money held in the board of private investigator  
102 **and private fire investigator** examiners fund shall be  
103 transferred to the "Board of Private [Investigator and  
104 Private Fire Investigator Examiners] **Investigators, Private**  
105 **Fire Investigators, and Professional Surety Bail Bond Agents**  
106 Fund" which is hereby created. The board of private  
107 [investigator and private fire investigator examiners]  
108 **investigators, private fire investigators, and professional**  
109 **surety bail bond agents** fund shall consist of money  
110 collected under sections 324.1100 to 324.1148 **and sections**  
111 **324.2100 to 324.2187.** The state treasurer shall be  
112 custodian of the fund and may approve disbursements from the  
113 fund in accordance with the provisions of sections 30.170  
114 and 30.180. Upon appropriation, money in the fund shall be  
115 used solely for the administration of sections 324.1100 to  
116 324.1148 **and sections 324.2100 to 324.2187.** The provisions  
117 of section 33.080 to the contrary notwithstanding, money in  
118 this fund shall not be transferred and placed to the credit  
119 of general revenue until the amount in the fund at the end

120 of the biennium exceeds two times the amount of the  
121 appropriation from the board's funds for the preceding  
122 fiscal year or, if the board requires by rule permit renewal  
123 less frequently than yearly, then three times the  
124 appropriation from the board's funds for the preceding  
125 fiscal year. The amount, if any, in the fund which shall  
126 lapse is that amount in the fund which exceeds the  
127 appropriate multiple of the appropriations from the board's  
128 funds for the preceding fiscal year.

324.1103. For the purposes of sections 324.1100 to  
2 324.1148 **and sections 324.2100 to 324.2187**, the division  
3 shall:

4 (1) Employ board personnel, within the limits of the  
5 appropriations for that purpose as established in sections  
6 324.1100 to 324.1148 **and sections 324.2100 to 324.2187**;

7 (2) Exercise all administrative functions;

8 (3) Deposit all fees collected under sections 324.1100  
9 to 324.1148 **and sections 324.2100 to 324.2187** by  
10 transmitting such funds to the department of revenue for  
11 deposit in the state treasury to the credit of the board of  
12 private [**investigator and private fire investigator**  
13 **examiners**] **investigators, private fire investigators, and**  
14 **professional surety bail bond agents** fund.

324.1105. 1. The board of private [**investigator and**  
2 **private fire investigator examiners**] **investigators, private**  
3 **fire investigators, and professional surety bail bond agents**  
4 may require that fingerprint submissions be made as part of  
5 an application seeking licensure as a private investigator  
6 or private fire investigator or as an employee of a private  
7 investigator agency or private fire investigator agency, as  
8 such terms are defined in section 324.1100.

9           2. If the board of private [investigator and private  
10 fire investigator examiners] **investigators, private fire**  
11 **investigators, and professional surety bail bond agents**  
12 requires that fingerprint submissions be made as part of  
13 such application, the board of private [investigator and  
14 private fire investigator examiners] **investigators, private**  
15 **fire investigators, and professional surety bail bond agents**  
16 shall require applicants to submit the fingerprints to the  
17 Missouri state highway patrol for the purpose of conducting  
18 a state and federal fingerprint-based criminal history  
19 background check.

20           3. The fingerprints and any required fees shall be  
21 sent to the Missouri state highway patrol's central  
22 repository. The fingerprints shall be used for searching  
23 the state criminal records repository and shall also be  
24 forwarded to the Federal Bureau of Investigation for a  
25 federal criminal records search under section 43.540. The  
26 Missouri state highway patrol shall notify the board of  
27 private [investigator and private fire investigator  
28 examiners] **investigators, private fire investigators, and**  
29 **professional surety bail bond agents** of any criminal history  
30 record information or lack of criminal history record  
31 information discovered on the individual. Notwithstanding  
32 the provisions of section 610.120 to the contrary, all  
33 records related to any criminal history information  
34 discovered shall be accessible and available to the board of  
35 private [investigator and private fire investigator  
36 examiners] **investigators, private fire investigators, and**  
37 **professional surety bail bond agents.**

324.1116. A private investigator agency or private  
2 fire investigator agency shall not hire any individual as an  
3 employee unless the individual:

4 (1) Is at least twenty-one years of age;

5 (2) Provides two recent photographs of themselves, of  
6 a type prescribed by the board [of private investigator  
7 examiners];

8 (3) Has been fingerprinted in a manner approved by the  
9 Missouri state highway patrol, central repository, under  
10 section 43.543; and

11 (4) Complies with any other qualifications and  
12 requirements the board adopts by rule.

324.1134. 1. The board may suspend or refuse to issue  
2 or renew any certificate of registration or authority,  
3 permit or license required under sections 324.1100 to  
4 324.1148 for one or any combination of causes stated in  
5 subsection 2 of this section. The board shall notify the  
6 applicant in writing of the reasons for the suspension or  
7 refusal and shall advise the applicant of the applicant's  
8 right to file a complaint with the administrative hearing  
9 commission as provided by chapter 621. As an alternative to  
10 a refusal to issue or renew any certificate, registration or  
11 authority, the board may, at its discretion, issue a license  
12 which is subject to probation, restriction or limitation to  
13 an applicant for licensure for any one or any combination of  
14 causes stated in subsection 2 of this section. The board's  
15 order of probation, limitation or restriction shall contain  
16 a statement of the discipline imposed, the basis therefor,  
17 the date such action shall become effective, and a statement  
18 that the applicant has thirty days to request in writing a  
19 hearing before the administrative hearing commission. If  
20 the board issues a probationary, limited or restricted  
21 license to an applicant for licensure, either party may file  
22 a written petition with the administrative hearing  
23 commission within thirty days of the effective date of the

24 probationary, limited or restricted license seeking review  
25 of the board's determination. If no written request for a  
26 hearing is received by the administrative hearing commission  
27 within the thirty-day period, the right to seek review of  
28 the board's decision shall be considered as waived.

29         2. The board may cause a complaint to be filed with  
30 the administrative hearing commission as provided by chapter  
31 621 against any holder of any certificate of registration or  
32 authority, permit or license required by sections 324.1100  
33 to 324.1148 or any person who has failed to renew or has  
34 surrendered the person's certificate of registration or  
35 authority, permit or license for any one or any combination  
36 of the following causes:

37             (1) Making any false statement or giving any false  
38 information or given any false information in connection  
39 with an application for a license or a renewal or  
40 reinstatement thereof;

41             (2) Violating any provision of sections 324.1100 to  
42 324.1148;

43             (3) Violating any rule of the board [of private  
44 investigator examiners] adopted under the authority  
45 contained in sections 324.1100 to 324.1148;

46             (4) Impersonating, or permitting or aiding and  
47 abetting an employee to impersonate, a law enforcement  
48 officer, fire safety officer, or employee of the United  
49 States of America, or of any state or political subdivision  
50 thereof;

51             (5) Committing, or permitting any employee to commit  
52 any act, while the license was expired, which would be cause  
53 for the suspension or revocation of a license, or grounds  
54 for the denial of an application for a license;

55           (6) Knowingly violating, or advising, encouraging, or  
56 assisting the violation of, any court order or injunction in  
57 the course of business as a licensee;

58           (7) Using any letterhead, advertisement, or other  
59 printed matter, or in any manner whatever represented that  
60 such person is an instrumentality of the federal government,  
61 a state, or any political subdivision thereof;

62           (8) Using a name different from that under which such  
63 person is currently licensed in any advertisement,  
64 solicitation, or contract for business;

65           (9) Violating or assisting or enabling any person to  
66 violate any provision of this chapter or any lawful rule or  
67 regulation adopted pursuant to the authority granted in this  
68 chapter; or

69           (10) Committing any act which is grounds for denial of  
70 an application for a license under section 324.1112.

71           3. The record of conviction, or a certified copy  
72 thereof, shall be conclusive evidence of such conviction,  
73 and a plea or verdict of guilty is deemed to be a conviction  
74 within the meaning thereof.

75           4. The agency may continue under the direction of  
76 another employee if the licensee's license is suspended or  
77 revoked by the board. The board shall establish a time  
78 frame in which the agency shall identify an acceptable  
79 person who is qualified to assume control of the agency, as  
80 required by the board.

81           5. After the filing of a complaint before the  
82 administrative hearing commission, the proceedings shall be  
83 conducted in accordance with the provisions of chapter 621.  
84 Upon a finding by the administrative hearing commission that  
85 the grounds in subsection [1] 2 of this section for  
86 disciplinary action are met, the board may singly or in

87 combination censure or place the person named in the  
88 complaint on probation under such terms and conditions as  
89 the board deems appropriate for a period not to exceed five  
90 years, may suspend for a period not to exceed three years,  
91 or revoke the license.

[374.695.] **324.2100.** Sections [374.695 to 374.789]  
2 **324.2100 to 324.2187** may be known and shall be cited as the  
3 "Professional Bail Bondsman and Surety Recovery Agent  
4 Licensure Act".

[374.700.] **324.2103.** As used in sections [374.695 to  
2 374.789] **324.2100 to 324.2187**, the following terms shall  
3 mean:

4 (1) "Bail bond agent", a surety agent or an agent of a  
5 property bail bondsman who is duly licensed pursuant to the  
6 provisions of sections [374.695 to 374.789] **324.2100 to**  
7 **324.2187**, is employed by and is working under the authority  
8 of a licensed general bail bond agent;

9 (2) "Bail bond or appearance bond", a bond for a  
10 specified monetary amount which is executed by the defendant  
11 and a qualified licensee pursuant to sections [374.695 to  
12 374.789] **324.2100 to 324.2187**, and which is issued to a  
13 court or authorized officer as security for the subsequent  
14 court appearance of the defendant upon the defendant's  
15 release from actual custody pending the appearance;

16 (3) "**Board**", **the board of private investigators,**  
17 **private fire investigators, and professional surety bail**  
18 **bond agents established in section 324.1102 within the**  
19 **division;**

20 (4) "Department", the department of commerce and  
21 insurance of the state of Missouri;

22            [(4)] (5) "Director", the director of the **division of**  
23 **professional registration of the** department of commerce and  
24 insurance;

25            [(5)] (6) "Division", the **division of professional**  
26 **registration of the department of commerce and insurance;**

27            (7) "General bail bond agent", a surety agent or a  
28 property bail bondsman, as defined in sections [374.700 to  
29 374.775] **324.2103 to 324.2166**, who is licensed in accordance  
30 with sections [374.700 to 374.775] **324.2103 to 324.2166** and  
31 who devotes at least fifty percent of his **or her** working  
32 time to the bail bond business in this state;

33            [(6)] (8) "Insurer", any surety insurance company  
34 which is qualified by the department to transact surety  
35 business in Missouri;

36            [(7)] (9) "Licensee", a bail bond agent or a general  
37 bail bond agent;

38            [(8)] (10) "Property bail bondsman", a person who  
39 pledges United States currency, United States postal money  
40 orders or cashier's checks or other property as security for  
41 a bail bond in connection with a judicial proceeding, and  
42 who receives or is promised therefor money or other things  
43 of value;

44            [(9)] (11) "Surety bail bond agent", any person  
45 appointed by an insurer by power of attorney to execute or  
46 countersign bail bonds in connection with judicial  
47 proceedings, and who receives or is promised money or other  
48 things of value therefor;

49            [(10)] (12) "Surety recovery agent", a person not  
50 performing the duties of a sworn peace officer who tracks  
51 down, captures and surrenders to the custody of a court a  
52 fugitive who has violated a bail bond agreement, excluding a  
53 bail bond agent or general bail bond agent;

54            [(11)] (13) "Taking a bail" or "take bail", the  
55 acceptance by a person authorized to take bail of the  
56 undertaking of a sufficient surety for the appearance of the  
57 defendant according to the terms of the undertaking or that  
58 the surety will pay to the court the sum specified. Taking  
59 of bail or take bail does not include the fixing of the  
60 amount of bail and no person other than a competent court  
61 shall fix the amount of bail.

          [374.702.] **324.2109.** 1. No person shall engage in the  
2 bail bond business as a bail bond agent or a general bail  
3 bond agent without being licensed as provided in sections  
4 [374.695 to 374.775] **324.2100 to 324.2166.**

5            2. No judge, attorney, court official, law enforcement  
6 officer, state, county, or municipal employee who is either  
7 elected or appointed shall be licensed as a bail bond agent  
8 or a general bail bond agent.

9            3. A licensed bail bond agent shall not execute or  
10 issue an appearance bond in this state without holding a  
11 valid appointment from a general bail bond agent and without  
12 attaching to the appearance bond an executed and prenumbered  
13 power of attorney referencing the general bail bond agent or  
14 insurer.

15           4. A person licensed as an active bail bond agent  
16 shall hold the license for at least two years prior to  
17 owning or being an officer of a licensed general bail bond  
18 agent.

19           5. A general bail bond agent shall not engage in the  
20 bail bond business:

21           (1) Without having been licensed as a general bail  
22 bond agent pursuant to sections [374.695 to 374.775]  
23 **324.2100 to 324.2166;** or

24 (2) Except through an agent licensed as a bail bond  
25 agent pursuant to sections [374.695 to 374.775] **324.2100 to**  
26 **324.2166.**

27 6. A general bail bond agent shall not permit any  
28 unlicensed person to solicit or engage in the bail bond  
29 business on the general bail bond agent's behalf, except for  
30 individuals who are employed solely for the performance of  
31 clerical, stenographic, investigative, or other  
32 administrative duties which do not require a license  
33 pursuant to sections [374.695 to 374.789] **324.2100 to**  
34 **324.2187.**

35 7. Any person who is convicted of a violation of this  
36 section is guilty of a class A misdemeanor. For any  
37 subsequent convictions, a person who is convicted of a  
38 violation of this section is guilty of a class E felony.

[374.705.] **324.2112.** 1. The [department shall  
2 administer and enforce the provisions of sections 374.695 to  
3 374.789, prescribe the duties of its officers and employees  
4 with respect to sections 374.695 to 374.789, and] **board**  
5 **shall** promulgate, pursuant to [section 374.045 and] chapter  
6 536, such rules and regulations within the scope and purview  
7 of the provisions of sections [374.695 to 374.789] **324.2100**  
8 **to 324.2187** as the [director] **board** considers necessary and  
9 proper for the effective administration and interpretation  
10 of the provisions of sections [374.695 to 374.789] **324.2100**  
11 **to 324.2187.**

12 2. The [director] **board** shall set the amount of all  
13 fees authorized and required by the provisions of sections  
14 [374.695 to 374.789] **324.2100 to 324.2187** by rules and  
15 regulations promulgated pursuant to chapter 536. All such  
16 fees shall be set at a level designed to produce revenue  
17 which shall not substantially exceed the cost and expense of

18 administering the provisions of sections [374.695 to  
19 374.789] **324.2100 to 324.2187**. [However, such fees shall  
20 not exceed one hundred fifty dollars every two years for  
21 biennial licenses and renewable licenses for general bail  
22 bond agents as provided for in section 374.710.]

23 **3. Any rule or portion of a rule, as that term is**  
24 **defined in section 536.010, that is created under the**  
25 **authority delegated in this section shall become effective**  
26 **only if it complies with and is subject to all of the**  
27 **provisions of chapter 536 and, if applicable, section**  
28 **536.028. This section and chapter 536 are nonseverable and**  
29 **if any of the powers vested with the general assembly**  
30 **pursuant to chapter 536 to review, to delay the effective**  
31 **date, or to disapprove and annul a rule are subsequently**  
32 **held unconstitutional, then the grant of rulemaking**  
33 **authority and any rule proposed or adopted after August 28,**  
34 **2026, shall be invalid and void.**

[374.710.] **324.2115.** 1. Except as otherwise provided  
2 in sections [374.695 to 374.775] **324.2100 to 324.2166**, no  
3 person or other entity shall practice as a bail bond agent  
4 or general bail bond agent, as defined in section [374.700]  
5 **324.2103**, in Missouri unless and until the [department]  
6 **board** has issued to him or her a license, to be renewed  
7 every two years as hereinafter provided, to practice as a  
8 bail bond agent or general bail bond agent.

9 2. An applicant for a bail bond and general bail bond  
10 agent license shall submit with the application proof that  
11 he or she has received twenty-four hours of initial basic  
12 training in areas of instruction in subjects determined by  
13 the [director] **board** deemed appropriate to professionals in  
14 the bail bond profession. Bail bond agents and general bail  
15 bond agents who are licensed at the date which this act

16 becomes law shall be exempt from such twenty-four hours of  
17 initial basic training.

18 3. In addition to the twenty-four hours of initial  
19 basic training to become a bail bond agent or general bail  
20 bond agent, there shall be eight hours of biennial  
21 continuing education for all bail bond agents and general  
22 bail bond agents to maintain their state license. The  
23 [director] board shall determine said appropriate areas of  
24 instruction for said biennial continuing education. The  
25 [director] board shall determine which institutions,  
26 organizations, associations, and individuals shall be  
27 eligible to provide the initial basic training and the  
28 biennial continuing education instruction. The [department]  
29 board may allow state institutions, organizations,  
30 associations, or individuals to provide courses for the  
31 initial basic training and the biennial continuing education  
32 training. [The cost shall not exceed two hundred dollars  
33 for the initial basic training and one hundred fifty dollars  
34 for biennial continuing education.]

35 4. Upon completion of said basic training or biennial  
36 continuing education and the licensee meeting the other  
37 requirements as provided under sections [374.695 to 374.789]  
38 324.2100 to 324.2187, the [director] board shall issue a two-  
39 year license for the bail bond agent or general bail bond  
40 agent [for a fee not to exceed one hundred fifty dollars].

41 5. Nothing in sections [374.695 to 374.775] 324.2100  
42 to 324.2166 shall be construed to prohibit any person from  
43 posting or otherwise providing a bail bond in connection  
44 with any legal proceeding, provided that such person  
45 receives no fee, remuneration or consideration therefor.

[374.711.] 324.2118. 1. The [department of commerce  
2 and insurance] board of private investigators, private fire

3 **investigators, and professional surety bail bond agents** may  
4 require that fingerprint submissions be made as part of an  
5 application seeking a license, or renewal of a license, for  
6 and as a general bail bond agent, a bail bond agent, or a  
7 surety recovery agent, as such terms are defined in section  
8 **[374.700] 324.2103.**

9       2. If the **[department of commerce and insurance] board**  
10 **of private investigators, private fire investigators, and**  
11 **professional surety bail bond agents** requires that  
12 fingerprint submissions be made as part of such application,  
13 the **[department of commerce and insurance] board of private**  
14 **investigators, private fire investigators, and professional**  
15 **surety bail bond agents** shall require applicants to submit  
16 the fingerprints to the Missouri state highway patrol for  
17 the purpose of conducting a state and federal fingerprint-  
18 based criminal history background check.

19       3. The fingerprints and any required fees shall be  
20 sent to the Missouri state highway patrol's central  
21 repository. The fingerprints shall be used for searching  
22 the state criminal records repository and shall also be  
23 forwarded to the Federal Bureau of Investigation for a  
24 federal criminal records search under section 43.540. The  
25 Missouri state highway patrol shall notify the **[department]**  
26 **board of private investigators, private fire investigators,**  
27 **and professional surety bail bond agents** of any criminal  
28 history record information or lack of criminal history  
29 record information discovered on the individual.  
30 Notwithstanding the provisions of section 610.120 to the  
31 contrary, all records related to any criminal history  
32 information discovered shall be accessible and available to  
33 the **[department] board of private investigators, private**  
34 **fire investigators, and professional surety bail bond agents.**

[374.715.] **324.2121.** 1. Applications for examination and licensure as a bail bond agent or general bail bond agent shall be in writing and on forms prescribed and furnished by the [department] **board**, and shall contain such information as the [department] **board** requires. Each application shall be accompanied by proof satisfactory to the [department] **board** that the applicant is a citizen of the United States, has a high school diploma or general education development certificate (GED), is of good moral character, and meets the qualifications for surety on bail bonds as provided by supreme court rule. Each application shall be accompanied by the examination and application fee set by the [department] **board**. Individuals currently employed as bail bond agents and general bail bond agents shall not be required to meet the education requirements needed for licensure pursuant to this section.

2. In addition, each applicant for licensure as a general bail bond agent shall furnish proof satisfactory to the [department] **board** that the applicant or, if the applicant is a corporation, that each officer thereof has completed at least two years as a bail bond agent, and that the applicant possesses liquid assets of at least ten thousand dollars, along with a duly executed assignment of ten thousand dollars to the state of Missouri. The assignment shall become effective upon the applicant's violating any provision of sections [374.695 to 374.789] **324.2100 to 324.2187**. The assignment required by this section shall be in the form and executed in the manner prescribed by the [department] **board**. The [director] **board** may require by regulation conditions by which additional assignments of assets of the general bail bond agent may occur when the circumstances of the business of the general

33 bail bond agent warrants additional funds. However, such  
34 additional funds shall not exceed twenty-five thousand  
35 dollars.

[374.716.] **324.2124.** 1. Every bail bond agent shall  
2 account for each power of attorney assigned by the general  
3 bail bond agent on a weekly basis and remit all sums  
4 collected and owed to the general bail bond agent pursuant  
5 to his or her written contract. The general bail bond agent  
6 shall maintain the weekly accounting and remittance records  
7 for a period of three years. Such records shall be subject  
8 to inspection by the [director or his or her designee] **board**  
9 during regular business hours or at other reasonable times.

10 2. For every bond written in this state, the licensee  
11 shall provide to the principal a copy of the bail contract.

[374.717.] **324.2127.** No insurer or licensee, court, or  
2 law enforcement officer shall:

3 (1) Pay a fee or rebate or give or promise anything of  
4 value in order to secure a settlement, compromise,  
5 remission, or reduction of the amount of any bail bond to:

6 (a) A jailer, police officer, peace officer,  
7 committing judge, or any other person who has power to  
8 arrest or to hold in custody any person; or

9 (b) Any public official or public employee;

10 (2) Pay a fee or rebate or give anything of value to  
11 an attorney in bail bond matters, except in defense of any  
12 action on a bond;

13 (3) Pay a fee or rebate or give anything of value to  
14 the principal or anyone on the principal's behalf;

15 (4) Accept anything of value from a principal except  
16 the premium and expenses incurred, provided that the  
17 licensee shall be permitted to accept collateral security or

18 other indemnity from the principal in accordance with the  
19 provisions of section [374.719] **324.2130**.

[374.719.] **324.2130**. 1. A licensee may accept  
2 collateral security from the principal in a fiduciary  
3 capacity, which collateral shall be returned upon final  
4 termination of liability on the bond. When a licensee  
5 accepts collateral, the licensee shall provide a prenumbered  
6 written receipt, which shall include a detailed account of  
7 the collateral received by the licensee. The acceptance of  
8 collateral security by a bail bond agent shall be reported  
9 to the general bail bond agent.

10 2. The collateral security required by the licensee  
11 shall be reasonable in relation to the amount of the bond.

12 3. If a failure to appear, absconding or attempting to  
13 abscond, or a judgment of forfeiture on the bond has  
14 occurred, the collateral security may be used to reimburse  
15 the licensee for any costs and expenses incurred associated  
16 with the forfeiture.

17 4. The general bail bond agent shall retain records of  
18 the acceptance, return, or judgment of forfeiture resulting  
19 in the use of the collateral to reimburse the licensee for a  
20 period of three years.

[374.720.] **324.2133**. 1. Each applicant for licensure  
2 as a general bail bond agent, after complying with this  
3 section and the provisions of section [374.715] **324.2121**,  
4 shall be issued a license by the [department] **board** unless  
5 grounds exist under section [374.755] **324.2145** for denial of  
6 a license.

7 2. Each applicant for examination and licensure as a  
8 bail bond agent, after complying with the provisions of  
9 section [374.715] **324.2121**, shall appear for examination at  
10 the time and place specified by the [department] **board**.

11 Such examination shall be as prescribed by the [director as  
12 provided under section 375.018] **board** and shall be designed  
13 to test the applicant's knowledge and expertise in the area  
14 of surety bonds in general and the practice of a bail bond  
15 agent, as defined in sections [374.700 to 374.775] **324.2103**  
16 **to 324.2166**, in particular. The applicant shall be notified  
17 of the result of the examination within twenty working days  
18 of the examination. Any applicant who fails such  
19 examination may, upon reapplication and payment of the  
20 reexamination fee set by the [department] **board**, retake the  
21 examination.

[374.730.] **324.2136**. All licenses issued to bail bond  
2 agents and general bail bond agents under the provisions of  
3 sections [374.700 to 374.775] **324.2103 to 324.2166** shall be  
4 renewed biennially, which renewal shall be in the form and  
5 manner prescribed by the [department] **board** and shall be  
6 accompanied by the renewal fee set by the [department] **board**.

[374.740.] **324.2139**. Any person applying to be  
2 licensed as a nonresident general bail bond agent who has  
3 been licensed in another state shall devote fifty percent of  
4 his or her working time in the state of Missouri and shall  
5 file proof with the [director of the department of commerce  
6 and insurance] **board** as to his or her compliance, and  
7 accompany his or her application with the fees set by the  
8 [director] **board** by regulation and, if applying for a  
9 nonresident general bail bond agent's license, with a duly  
10 executed assignment of twenty-five thousand dollars to the  
11 state of Missouri, which assignment shall become effective  
12 upon the applicant's violating any provision of sections  
13 [374.695 to 374.789] **324.2100 to 324.2187**. Failure to  
14 comply with this section will result in revocation of the  
15 nonresidence license. The assignment required by this

16 section shall be in the form and executed in the manner  
17 prescribed by the [department] board. All licenses issued  
18 pursuant to this section shall be subject to the same  
19 renewal requirements set for other licenses issued pursuant  
20 to sections [374.695 to 374.789] 324.2100 to 324.2187.

[374.750.] 324.2142. The [department] board may refuse  
2 to issue or renew any license required pursuant to sections  
3 [374.700 to 374.775] 324.2103 to 324.2166 for any one or any  
4 combination of causes stated in section [374.755] 324.2145.  
5 The [department] board shall notify the applicant in writing  
6 of the reasons for the refusal and shall advise the  
7 applicant of his or her right to file a complaint with the  
8 administrative hearing commission as provided by chapter 621.

[374.755.] 324.2145. 1. The [department] board may  
2 cause a complaint to be filed with the administrative  
3 hearing commission as provided by chapter 621 against any  
4 holder of any license required by sections [374.695 to  
5 374.775] 324.2100 to 324.2166 or any person who has failed  
6 to renew or has surrendered his or her license for any one  
7 or any combination of the following causes:

8 (1) Use of any controlled substance, as defined in  
9 chapter 195, or alcoholic beverage to an extent that such  
10 use impairs a person's ability to perform the work of the  
11 profession licensed under sections [374.695 to 374.775]  
12 324.2100 to 324.2166;

13 (2) Final adjudication or a plea of guilty or nolo  
14 contendere within the past fifteen years in a criminal  
15 prosecution under any state or federal law for a felony or a  
16 crime involving moral turpitude whether or not a sentence is  
17 imposed, prior to issuance of license date;

18 (3) Use of fraud, deception, misrepresentation or  
19 bribery in securing any license or in obtaining permission

20 to take any examination required pursuant to sections  
21 [374.695 to 374.775] **324.2100 to 324.2166;**

22 (4) Obtaining or attempting to obtain any compensation  
23 as a member of the profession licensed by sections [374.695  
24 to 374.775] **324.2100 to 324.2166** by means of fraud,  
25 deception or misrepresentation;

26 (5) Misappropriation of the premium, collateral, or  
27 other things of value given to a bail bond agent or a  
28 general bail bond agent for the taking of bail,  
29 incompetency, misconduct, gross negligence, fraud, or  
30 misrepresentation in the performance of the functions or  
31 duties of the profession licensed or regulated by sections  
32 [374.695 to 374.775] **324.2100 to 324.2166;**

33 (6) Violation of any provision of or any obligation  
34 imposed by the laws of this state, [department of commerce  
35 and insurance] **board** rules and regulations, or aiding or  
36 abetting other persons to violate such laws, orders, rules  
37 or regulations, or subpoenas;

38 (7) Transferring a license or permitting another  
39 person to use a license of the licensee;

40 (8) Disciplinary action against the holder of a  
41 license or other right to practice the profession regulated  
42 by sections [374.695 to 374.789] **324.2100 to 324.2187**  
43 granted by another state, territory, federal agency or  
44 country upon grounds for which revocation or suspension is  
45 authorized in this state;

46 (9) Being finally adjudged insane or incompetent by a  
47 court of competent jurisdiction;

48 (10) Assisting or enabling any person to practice or  
49 offer to practice the profession licensed or regulated by  
50 sections [374.695 to 374.789] **324.2100 to 324.2187** who is

51 not currently licensed and eligible to practice pursuant to  
52 sections [374.695 to 374.789] **324.2100 to 324.2187;**

53 (11) Acting in the capacity of an attorney at a trial  
54 or hearing of a person for whom the attorney is acting as  
55 surety;

56 (12) Failing to provide a copy of the bail contract,  
57 renumbered written receipt for acceptance of money, or other  
58 collateral for the taking of bail to the principal, if  
59 requested by any person who is a party to the bail contract,  
60 or any person providing funds or collateral for bail on the  
61 principal's behalf.

62 2. After the filing of such complaint, the proceedings  
63 shall be conducted in accordance with the provisions of  
64 chapter 621. Upon a finding by the administrative hearing  
65 commission that one or more of the causes stated in  
66 subsection 1 of this section have been met, the [director]  
67 **board may, singly or in combination, censure or place the**  
68 **person named in the complaint on probation under such terms**  
69 **and conditions as the board deems appropriate or** suspend or  
70 revoke the license [or enter into an agreement for a  
71 monetary or other penalty pursuant to section 374.280.

72 3. In lieu of filing a complaint at the administrative  
73 hearing commission, the director and the bail bond agent or  
74 general bail bond agent may enter into an agreement for a  
75 monetary or other penalty pursuant to section 374.280.

76 4. In addition to any other remedies available, the  
77 director may issue a cease and desist order or may seek an  
78 injunction in a court of competent jurisdiction pursuant to  
79 the provisions of section 374.046 whenever it appears that  
80 any person is acting as a bail bond agent or general bail  
81 bond agent without a license or violating any other  
82 provisions of sections 374.695 to 374.789].

[374.757.] **324.2148.** 1. Any agent licensed by  
2 sections [374.695 to 374.775] **324.2100 to 324.2166** who  
3 intends to apprehend any person in this state shall inform  
4 law enforcement authorities in the city or county in which  
5 such agent intends such apprehension, before attempting such  
6 apprehension. Such agent shall present to the local law  
7 enforcement authorities a certified copy of the bond and all  
8 other appropriate paperwork identifying the principal and  
9 the person to be apprehended. Local law enforcement may  
10 accompany the agent. Failure of any agent to whom this  
11 section applies to comply with the provisions of this  
12 section shall be a class A misdemeanor for the first  
13 violation and a class E felony for subsequent violations;  
14 and shall also be a violation of section [374.755] **324.2145**  
15 and may in addition be punished pursuant to that section.

16 2. The surety recovery agent shall inform the local  
17 law enforcement in the county or city where such agent is  
18 planning to enter a residence. Such agent shall have a  
19 certified copy of the bond and all appropriate paperwork to  
20 identify the principal. Local law enforcement, when  
21 notified, may accompany the surety recovery agent to that  
22 location to keep the peace if an active warrant is effective  
23 for a felony or misdemeanor. If a warrant is not active,  
24 the local law enforcement officers may accompany the surety  
25 recovery agent to such location. Failure to report to the  
26 local law enforcement agency is a class A misdemeanor. For  
27 any subsequent violations, failure to report to the local  
28 law enforcement agency is a class E felony.

[374.759.] **324.2151.** 1. Any bail bond agent licensed  
2 in the state of Missouri shall have access to all publicly  
3 available court records of the defendant by available means  
4 to make a realistic assessment of the defendant's

5 probability of attending all court dates as set in his or  
6 her charges relating to the bond request.

7 2. Any defendant shall have free access to any bail  
8 bond agent via one phone call so long as the call is made to  
9 a local phone number. All other numbers may be available as  
10 a collect call to any nonlocal number.

11 3. All Missouri licensed bail bond agents or licensed  
12 general agents shall be qualified, without further  
13 requirements, in all jurisdictions of this state, as  
14 provided in rules promulgated by the supreme court of  
15 Missouri and not by any circuit court rule.

[374.760.] **324.2154.** Each general bail bond agent  
2 shall file, between the first and tenth day of each month,  
3 sworn affidavits with the [department] **board** stating that  
4 there are no unsatisfied judgments against him **or her**. Such  
5 affidavits shall be in the form and manner prescribed by the  
6 [department] **board**.

[374.763.] **324.2157.** 1. If any final judgment  
2 ordering forfeiture of a defendant's bond is not paid within  
3 a six-month period of time, the court shall extend the  
4 judgment date or notify the [department] **board** of the  
5 failure to satisfy such judgment. The [director] **board**  
6 shall draw upon the assets of the surety, remit the sum to  
7 the court, and obtain a receipt of such sum from the court.  
8 The [director] **board** may take action as provided by section  
9 [374.755] **324.2145**, regarding the license of the surety and  
10 any bail bond agents writing upon the surety's liability.

11 2. The [department] **board** shall furnish to the  
12 presiding judge of each circuit court of this state, on at  
13 least a monthly basis, a list of all duly licensed and  
14 qualified bail bond agents and general bail bond agents  
15 whose licenses are not subject to pending suspension or

16 revocation proceedings, and who are not subject to  
17 unsatisfied bond forfeiture judgments. In lieu of such  
18 list, the [department] **board** may provide this information to  
19 each presiding judge in an electronic format.

20 3. All duly licensed and qualified bail bond agents  
21 and general bail bond agents shall be qualified, without  
22 further requirement, to write bail upon a surety's liability  
23 in all courts of this state as provided in rules promulgated  
24 by the supreme court of Missouri and not by any circuit  
25 court rule.

[374.764.] **324.2160.** 1. The [director] **board** shall  
2 examine and inquire into all alleged violations or  
3 complaints filed with the [department of commerce and  
4 insurance] **board** of the bail bond law of the state, and  
5 inquire into and investigate the bail bond business  
6 transacted in the state by any bail bond agent, general bail  
7 bond agent, or surety recovery agent.

8 2. The [director or any of his or her duly appointed  
9 agents] **board** may compel the attendance before [him or her]  
10 **the board**, and may examine, under oath, the directors,  
11 officers, bail bond agents, general bail bond agents, surety  
12 recovery agents, employees, or any other person in reference  
13 to the condition, affairs, management of the bail bond or  
14 surety recovery business, or any matters relating thereto.  
15 [He or she] **The board** may administer oaths or affirmations  
16 and shall have power to summon and compel the attendance of  
17 witnesses and to require and compel the production of  
18 records, books, papers, contracts, or other documents if  
19 necessary.

20 3. [The director may make and conduct the  
21 investigation in person or the director may appoint one or  
22 more persons to make and conduct the investigation. If made

23 by a person other than the director, the person duly  
24 appointed by the director shall have the same powers as  
25 granted to the director pursuant to this section. A  
26 certificate of appointment under the official seal of the  
27 director shall be sufficient authority and evidence thereof  
28 for the person to act.] For the purpose of making the  
29 investigations, or having the same made, the [director]  
30 **board** may employ the necessary clerical, actuarial, and  
31 other assistance.

[374.770.] **324.2163.** 1. If there is a breach of the  
2 contract of the bond, the court in which the case is pending  
3 shall declare a bond forfeiture, unless the surety upon such  
4 bond informs the court that the defendant is incarcerated  
5 somewhere within the United States. If forfeiture is not  
6 ordered because the defendant is incarcerated somewhere  
7 within the United States, the surety is responsible for the  
8 return of the defendant. If bond forfeiture is ordered and  
9 the surety can subsequently prove the defendant is  
10 incarcerated somewhere within the United States, then the  
11 bond forfeiture shall be set aside and the surety be  
12 responsible for the return of the defendant. When the  
13 surety notifies the court of the whereabouts of the  
14 defendant, a hold order shall be placed by the court having  
15 jurisdiction on the defendant in the state in which the  
16 defendant is being held.

17 2. In all instances in which a bail bond agent or  
18 general bail bond agent duly licensed by sections [374.700  
19 to 374.775] **324.2103 to 324.2166** has given his **or her** bond  
20 for bail for any defendant who has absented himself in  
21 violation of the condition of such bond, the bail bond agent  
22 or general bail bond agent shall have the first opportunity  
23 to return such defendant to the proper court. If he **or she**

24 is unable to return such defendant, the state of Missouri  
25 shall return such defendant to the proper court for  
26 prosecution, and all costs incurred by the state in so  
27 returning a defendant may be levied against the bail bond  
28 agent or general bail bond agent in question.

[374.775.] **324.2166.** When issuing bonds of one  
2 thousand dollars or less, licensed bail bond agents or  
3 general bail bond agents may charge a minimum premium of  
4 fifty dollars. In connection with such bonds no bail bond  
5 agent, general bail bond agent, or corporation shall charge  
6 or receive any additional fee for investigations or services  
7 rendered in connection with the execution of the bond.

[374.783.] **324.2169.** 1. No person shall hold himself  
2 or herself out as being a surety recovery agent in this  
3 state, unless such person is licensed in accordance with the  
4 provisions of sections [374.783 to 374.789] **324.2169 to**  
5 **324.2187.** Licensed bail bond agents and general bail bond  
6 agents may perform fugitive recovery without being licensed  
7 as a surety recovery agent.

8 2. The [director] **board** shall have authority to  
9 license all surety recovery agents in this state. The  
10 [director] **board** shall have control and supervision over the  
11 licensing of such agents and the enforcement of the terms  
12 and provisions of sections [374.783 to 374.789] **324.2169 to**  
13 **324.2187.**

14 3. The [director] **board** shall have the power to:

15 (1) Set and determine the amount of the fees  
16 authorized and required pursuant to sections [374.783 to  
17 374.789] **324.2169 to 324.2187.** The fees shall be set at a  
18 level sufficient to produce revenue which shall not  
19 substantially exceed the cost and expense of administering  
20 sections [374.783 to 374.789] **324.2169 to 324.2187[.**

21 However, such fees shall not exceed one hundred fifty  
22 dollars for a two-year license]; and

23 (2) Determine the sufficient qualifications of  
24 applicants for a license.

25 4. The [director] board shall license for a period of  
26 two years all surety recovery agents in this state who meet  
27 the requirements of sections [374.783 to 374.789] **324.2169**  
28 **to 324.2187.**

[374.784.] **324.2172.** 1. Applications for examination  
2 and licensure as a surety recovery agent shall be submitted  
3 on forms prescribed by the [department] board and shall  
4 contain such information as the [department] board requires,  
5 along with a copy of the front and back of a photographic  
6 identification card.

7 2. Each application shall be accompanied by proof  
8 satisfactory to the [director] board that the applicant is a  
9 citizen of the United States and has a high school diploma  
10 or a general educational development certificate (GED). An  
11 applicant shall furnish evidence of such person's  
12 qualifications by completing an approved surety recovery  
13 agent course with at least twenty-four hours of initial  
14 minimum training. The [director] board shall determine  
15 which institutions, organizations, associations, and  
16 individuals shall be eligible to provide said training.  
17 Said instructions and fees associated therewith shall be  
18 identical or similar to those prescribed in section  
19 [374.710] **324.2115** for bail bond agents and general bail  
20 bond agents.

21 3. In addition to said twenty-four hours of initial  
22 minimum training, licensees shall be required to receive  
23 eight hours of biennial continuing education of which said  
24 instructions and fees shall be identical or similar to those

25 prescribed in section [374.710] **324.2115** for bail bond  
26 agents and general bail bond agents.

27 4. Applicants for surety recovery agents licensing  
28 shall be exempt from said requirements of the twenty-four  
29 hours of initial minimum training if applicants provide  
30 proof of prior training as a law enforcement officer with at  
31 least two years of such service within the ten years prior  
32 to the application being submitted to the [department] **board**.

33 5. The [director] **board** may refuse to issue any  
34 license pursuant to sections [374.783 to 374.789] **324.2169**  
35 **to 324.2187**, for any one or any combination of causes stated  
36 in section [374.787] **324.2181**. The [director] **board** shall  
37 notify the applicant in writing of the reason or reasons for  
38 refusal and shall advise the applicant of the right to file  
39 a complaint with the administrative hearing commission to  
40 appeal the refusal as provided by chapter 621.

[374.785.] **324.2175**. For the purpose of surrender of  
2 the defendant, a surety recovery agent may apprehend the  
3 defendant anywhere within the state of Missouri before or  
4 after the forfeiture of the undertaking without personal  
5 liability for false imprisonment or may empower any surety  
6 recovery agent to make apprehension by providing written  
7 authority endorsed on a certified copy of the undertaking  
8 and paying the lawful fees.

[374.786.] **324.2178**. 1. Every person licensed  
2 pursuant to sections [374.783 to 374.789] **324.2169 to**  
3 **324.2187** shall, before the license renewal date, apply to  
4 the [director] **board** for renewal for the ensuing licensing  
5 period. The application shall be made on a form furnished  
6 to the applicant and shall state the applicant's full name,  
7 the applicant's business address, the address at which the  
8 applicant resides, the date the applicant first received a

9 license, and the applicant's surety recovery agent  
10 identification number, if any.

11 2. A renewal form shall be mailed to each person  
12 licensed in this state at the person's last known address.  
13 The failure to mail the renewal form or the failure of a  
14 person to receive it does not relieve any person of the duty  
15 to be licensed and to pay the license fee required nor  
16 exempt such person from the penalties provided for failure  
17 to be licensed.

18 3. Each applicant for renewal shall accompany such  
19 application with a renewal fee to be paid to the  
20 [department] **board** for the licensing period for which  
21 renewal is sought.

22 4. The [director] **board** may refuse to renew any  
23 license required pursuant to sections [374.783 to 374.789]  
24 **324.2169 to 324.2187** for any one or any combination of  
25 causes stated in section [374.787] **324.2181**. The [director]  
26 **board** shall notify the applicant in writing of the reasons  
27 for refusal to renew and shall advise the applicant of his  
28 or her right to file a complaint with the administrative  
29 hearing commission as provided by chapter 621.

[374.787.] **324.2181**. 1. The [director] **board** may  
2 cause a complaint to be filed with the administrative  
3 hearing commission as provided by chapter 621 against any  
4 surety recovery agent or any person who has failed to renew  
5 or has surrendered his or her license for any one or any  
6 combination of the following causes:

7 (1) Violation of any provisions of, or any obligations  
8 imposed by, the laws of this state, [the department of  
9 commerce and insurance] **board** rules and regulations, or  
10 aiding or abetting other persons to violate such laws,  
11 orders, rules, or regulations;

12 (2) Final adjudication or a plea of guilty or nolo  
13 contendere in a criminal prosecution under state or federal  
14 law for a felony or a crime involving moral turpitude,  
15 whether or not a sentence is imposed;

16 (3) Using fraud, deception, misrepresentation, or  
17 bribery in securing a license or in obtaining permission to  
18 take any examination required by sections [374.783 to  
19 374.789] **324.2169 to 324.2187**;

20 (4) Obtaining or attempting to obtain any compensation  
21 as a surety recovery agent by means of fraud, deception, or  
22 misrepresentation;

23 (5) Acting as a surety recovery agent or aiding or  
24 abetting another in acting as a surety recovery agent  
25 without a license;

26 (6) Incompetence, misconduct, gross negligence, fraud,  
27 or misrepresentation in the performance of the functions or  
28 duties of a surety recovery agent;

29 (7) Having a license revoked or suspended that was  
30 issued by another state.

31 2. After the filing of the complaint, the proceedings  
32 shall be conducted in accordance with the provisions of  
33 chapter 621. Upon a finding by the administrative hearing  
34 commission that one or more of the causes stated in  
35 subsection 1 of this section have been met, the [director]  
36 **board may, singly or in combination, censure or place the**  
37 **person named in the complaint on probation under such terms**  
38 **and conditions as the board deems appropriate or** suspend or  
39 revoke the license [or enter into an agreement for a  
40 monetary or other penalty pursuant to section 374.280.

41 3. In lieu of filing a complaint with the  
42 administrative hearing commission, the director and the

43 surety recovery agent may enter into an agreement for a  
44 monetary or other penalty pursuant to section 374.280.

45 4. In addition to any other remedies available, the  
46 director may issue a cease and desist order or may seek an  
47 injunction in a court of law pursuant to section 374.046  
48 whenever it appears that any person is acting as a surety  
49 recovery agent without a license].

[374.788.] **324.2184.** 1. A [bail bond] **surety recovery**  
2 agent having probable grounds to believe a subject free on  
3 his or her bond has failed to appear as directed by a court,  
4 has breached the terms of the subject's surety agreement, or  
5 has taken a substantial step toward absconding may utilize  
6 all lawful means to apprehend the subject. To surrender a  
7 subject to a court, a licensed bail bond or surety recovery  
8 agent having probable grounds to believe the subject is free  
9 on his or her bond may:

10 (1) Detain the subject in a lawful manner, for a  
11 reasonable time, provided that in the event travel from  
12 another state is involved, the detention period may include  
13 reasonable travel time not to exceed seventy-two hours;

14 (2) Transport a subject in a lawful manner from state  
15 to state and county to county to a place of authorized  
16 surrender; and

17 (3) Enter upon private or public property in a lawful  
18 manner to execute apprehension of a subject.

19 2. A surety recovery agent who apprehends a subject  
20 pursuant to the provisions of subsection 1 of this section  
21 shall surrender custody of the subject to the court of  
22 jurisdiction.

23 3. When a surety recovery agent is in the process of  
24 performing fugitive recovery, a photographic identification  
25 card shall be prominently displayed on his or her person.

[374.789.] 324.2187. 1. A person is guilty of a class  
2 E felony if he or she does not hold a valid surety recovery  
3 agent license or a bail bond license and commits any of the  
4 following acts:

5 (1) Holds himself or herself out to be a licensed  
6 surety recovery agent within this state;

7 (2) Claims that he or she can render surety recovery  
8 agent services; or

9 (3) Engages in fugitive recovery in this state.

10 2. Any person who engages in fugitive recovery in this  
11 state and wrongfully causes damage to any person or  
12 property, including, but not limited to, unlawful  
13 apprehension, unlawful detainment, or assault, shall be  
14 liable for such damages and may be liable for punitive  
15 damages.

374.051. 1. Any applicant refused a license or the  
2 renewal of a license by order of the director under  
3 [sections 374.755, 374.787, and] **section** 375.141 may file a  
4 petition with the administrative hearing commission alleging  
5 that the director has refused the license. The  
6 administrative hearing commission shall conduct hearings and  
7 make findings of fact and conclusions of law in determining  
8 whether the applicant may be disqualified by statute.  
9 Notwithstanding section 621.120, the director shall retain  
10 discretion in refusing a license or renewal and such  
11 discretion shall not transfer to the administrative hearing  
12 commission.

13 2. If a proceeding is instituted to revoke or suspend  
14 a license of any person under [sections 374.755, 374.787,  
15 and] **section** 375.141, the director shall refer the matter to  
16 the administrative hearing commission by directing the  
17 filing of a complaint. The administrative hearing

18 commission shall conduct hearings and make findings of fact  
19 and conclusions of law in such cases. The director shall  
20 have the burden of proving cause for discipline. If cause  
21 is found, the administrative hearing commission shall submit  
22 its findings of fact and conclusions of law to the director,  
23 who may determine appropriate discipline.

24 3. Hearing procedures before the director or the  
25 administrative hearing commission and judicial review of the  
26 decisions and orders of the director and of the  
27 administrative hearing commission, and all other procedural  
28 matters under this chapter, shall be governed by the  
29 provisions of chapter 536. Hearings before the  
30 administrative hearing commission shall also be governed by  
31 the provisions of chapter 621.

**454.1050. 1. This section shall be known and may be  
2 cited as "Bentley and Mason's Law".**

3 2. If a person has been convicted of, pled guilty to,  
4 or entered a plea of nolo contendere to an offense under  
5 section 577.010 or 577.012, such offense caused the death of  
6 a parent or parents of a child or children, and a surviving  
7 parent or guardian files a petition to receive child  
8 maintenance from the person, such person shall be ordered by  
9 the court to pay child maintenance to the child or children  
10 until the child or children:

- 11 (1) Die;
- 12 (2) Marry;
- 13 (3) Enter active military duty;
- 14 (4) Reach eighteen years of age unless the provisions  
15 of subsection 3 of this section apply; or
- 16 (5) Reach twenty-one years of age unless the  
17 provisions of the maintenance order specifically extend  
18 beyond the child's or children's twenty-first birthdays for

19 reasons provided under subdivision (1) of subsection 3 of  
20 this section.

21         3. (1) If the child or children are physically or  
22 mentally incapacitated from supporting themselves and  
23 insolvent and unmarried, the court may extend the  
24 maintenance obligation past the child's or children's  
25 eighteenth birthday.

26         (2) (a) If the child or children reach eighteen years  
27 of age and are enrolled in and attending a secondary school  
28 program of instruction, maintenance shall continue, if the  
29 child or children continue to attend and progress toward  
30 completion of such program, until the child or children  
31 complete such program or reach twenty-one years of age,  
32 whichever first occurs.

33         (b) If the child or children are enrolled in an  
34 institution of vocational or higher education no later than  
35 October first following graduation from a secondary school  
36 or completion of a graduation equivalence degree program and  
37 so long as the child or children enroll for and complete at  
38 least twelve hours of credit each semester, not including  
39 the summer semester, at an institution of vocational or  
40 higher education and achieve grades sufficient to reenroll  
41 at such institution, maintenance shall continue until the  
42 child or children complete their education or until the  
43 child or children reach twenty-one years of age, whichever  
44 first occurs. To remain eligible for such continued  
45 maintenance, at the beginning of each semester the child or  
46 children shall submit to the court a transcript or similar  
47 official document provided by the institution of vocational  
48 or higher education that includes the courses the child or  
49 children are enrolled in and have completed for each term,  
50 the grades and credits received for each such course, and an

51 official document from the institution listing the courses  
52 that the child or children are enrolled in for the upcoming  
53 term and the number of credits for each such course. When  
54 enrolled in at least twelve credit hours, if the child or  
55 children receive failing grades in half or more of the  
56 child's or children's courseload in any one semester,  
57 payment of maintenance for the child or children receiving  
58 the failing grades may be terminated and shall not be  
59 eligible for reinstatement. Upon request for notification  
60 of the child's or children's grades by the court, the child  
61 or children shall produce the required documents to the  
62 court within thirty days of receipt of grades from the  
63 education institution. If the child or children fail to  
64 produce the required documents, payment of maintenance may  
65 terminate without the accrual of any maintenance arrearage  
66 and shall not be eligible for reinstatement. If the  
67 circumstances of the child or children manifestly dictate,  
68 the court may waive the October first deadline for  
69 enrollment required by this subdivision. As used in this  
70 subdivision, "institution of vocational education" means any  
71 postsecondary training or schooling for which the child is  
72 assessed a fee and attends classes regularly. "Higher  
73 education" means any community college, college, or  
74 university at which the child attends classes regularly. A  
75 child or children who have been diagnosed with a  
76 developmental disability, as defined under section 630.005,  
77 or whose physical disability or diagnosed health problem  
78 limits the child's or children's ability to carry the number  
79 of credit hours prescribed in this subdivision, shall remain  
80 eligible for maintenance so long as such child or children  
81 are enrolled in and attending an institution of vocational  
82 or higher education and the child or children continue to

83 meet the other requirements of this subdivision. A child or  
84 children who are employed at least fifteen hours per week  
85 during the semester may take as few as nine credit hours per  
86 semester and remain eligible for maintenance so long as all  
87 other requirements of this subdivision are complied with.

88 4. The court shall order the person who was convicted,  
89 pled guilty to, or entered a plea of nolo contendere to an  
90 offense under section 577.010 or 577.012 as provided under  
91 subsection 2 of this section to pay maintenance in an amount  
92 that is reasonable or necessary for the maintenance of the  
93 child or children after considering all relevant factors,  
94 including:

95 (1) The financial needs and resources of the child or  
96 children;

97 (2) The financial resources and needs of the surviving  
98 parent or, if no other parent is alive or capable of caring  
99 for the child or children, the guardian of the child or  
100 children, including the state if the state is the guardian;

101 (3) The standard of living the child or children would  
102 have enjoyed;

103 (4) The physical and emotional condition of the child  
104 or children and the child's or children's educational needs;

105 (5) The child's or children's physical and legal  
106 custody arrangements; and

107 (6) The reasonable work-related child care expenses of  
108 the surviving parent or guardian.

109 5. In addition to the relevant factors listed under  
110 subsection 4 of this section, the court shall consider the  
111 guidelines set out under subsection 8 of section 452.340 and  
112 Missouri supreme court civil procedure rule form 14 in  
113 determining the amount reasonable or necessary for the  
114 maintenance of the child or children.

115           6. (1) The court shall order that child maintenance  
116 payments be made to the circuit clerk as trustee for  
117 remittance to the surviving parent or guardian entitled to  
118 receive the payments. The circuit clerk shall remit such  
119 payments to the surviving parent or guardian within three  
120 working days of receipt by the circuit clerk. Circuit  
121 clerks shall deposit all receipts no later than the next  
122 working day after receipt.

123           (2) As an alternative to subdivision (1) of this  
124 subsection, the court may, upon its own motion, order that  
125 maintenance payments be made to the family support payment  
126 center established under section 454.530 as trustee for  
127 remittance to the surviving parent or guardian. However,  
128 the court shall not order payments to be made to the payment  
129 center if the family support division notifies the court  
130 that such payments shall not be made to the center. In such  
131 cases, payments shall be made to the clerk as trustee until  
132 the division notifies the court that payments shall be  
133 directed to the payment center.

134           7. In addition to any other remedy provided by law for  
135 the enforcement of child maintenance, if a maintenance order  
136 has been entered, the director of the family support  
137 division or the director's designee shall issue an order  
138 directing any employer or other payer of the person required  
139 to pay child maintenance under this section to withhold and  
140 pay over to the family support division or the clerk of the  
141 circuit court in the county in which a trusteeship is or  
142 will be established moneys due or to become due to the  
143 surviving parent or guardian for the child or children in an  
144 amount not to exceed federal wage garnishment limitations.

145           8. If a person ordered to pay child maintenance under  
146 this section is incarcerated and unable to pay the required

147 maintenance, the person shall have up to one year after the  
148 release from incarceration to begin payment, including any  
149 arrearage. If any obligation under this section is to  
150 terminate as provided under subsection 2 of this section but  
151 the person's obligation is not paid in full, payments shall  
152 continue until the entire arrearage is paid.

153 9. (1) If the surviving parent or guardian of the  
154 child or children brings a civil action on behalf of such  
155 child or children against the person who was convicted of,  
156 pled guilty to, or entered a plea of nolo contendere to an  
157 offense under section 577.010 or 577.012 prior to any child  
158 maintenance order under this section and the surviving  
159 parent or guardian obtains a judgment in his or her favor in  
160 the civil suit, no maintenance shall be ordered under this  
161 section.

162 (2) If the court orders child maintenance under this  
163 section but the surviving parent or guardian brings a civil  
164 action and obtains a judgment on behalf of such child or  
165 children in his or her favor, the child maintenance order  
166 shall offset the judgment awarded in the civil action.

167 (3) No funds received under section 595.045 shall  
168 result in a reduction of an amount provided by a child  
169 maintenance order under this section.

170 10. The provisions of any order respecting maintenance  
171 under this section may be modified only upon a showing of  
172 changed circumstances so substantial and continuing as to  
173 make the terms unreasonable.

557.035. 1. For all violations of section 565.054 or  
2 565.090, subdivision (1) of subsection 1 of section 569.100,  
3 or subdivision (1), (2), (3), (4), (6), (7) or (8) of  
4 subsection 1 of section 571.030, which the state believes to  
5 be knowingly motivated because of race, color, religion,

6 national origin, sex, sexual orientation or disability of  
7 the victim or victims, the state may charge the offense or  
8 offenses under this section, and the violation is a class D  
9 felony.

10 2. For all violations of section 565.056; subdivision  
11 (1) of subsection 1 of section 569.090; **section 565.097**;  
12 subdivision (1) of subsection 1 of section 569.120; section  
13 569.140; or section 574.050; which the state believes to be  
14 knowingly motivated because of race, color, religion,  
15 national origin, sex, sexual orientation or disability of  
16 the victim or victims, the state may charge the offense or  
17 offenses under this section, and the violation is a class E  
18 felony.

19 3. The court shall assess punishment in all of the  
20 cases in which the state pleads and proves any of the  
21 motivating factors listed in this section.

**565.097. 1. A person commits the offense of masked  
2 intimidation if the person intentionally harasses,  
3 intimidates, or threatens any other person while hiding or  
4 concealing their face with a mask, hood, or any other  
5 article or device for the purpose of concealing their  
6 identity and with the intent to place another person in  
7 reasonable fear for their physical safety.**

8 **2. A person who commits the offense of masked  
9 intimidation shall be guilty of a class E felony for the  
10 first offense, a class D felony for the second offense, and  
11 a class C felony for a third or subsequent offense.**

12 **3. This section shall not apply to any person wearing  
13 a mask or otherwise covering one's face for any purpose  
14 other than a purpose specified in subsection 1 of this  
15 section, in cases where a person is wearing:**

16 (1) A mask or face covering on or near the occasion of  
17 a holiday, celebration, or other event involving costumes;

18 (2) A mask, hood, article, or other device for the  
19 purpose of ensuring the physical safety of the wearer or  
20 because of the nature of the person's occupation, trade, or  
21 profession;

22 (3) A mask, hood, article, or other device for the  
23 purpose of protection from the weather elements or while  
24 participating in a winter sport;

25 (4) A mask, hood, article, or other device in an  
26 artistic or theatrical production or celebration;

27 (5) A gas mask or other protective facial covering for  
28 the purposes of protection during or related to emergency  
29 situations or during emergency management drills;

30 (6) A mask for the purpose of ensuring one's physical  
31 health and safety or the health and safety of others,  
32 including, but not limited to, limiting the spread of  
33 airborne illnesses; or

34 (7) Any garb for religious purposes.

35 4. Nothing in this section shall be construed to  
36 diminish or infringe upon any right protected under the  
37 First Amendment to the Constitution of the United States.

38 5. For purposes of this section, the following terms  
39 mean:

40 (1) "Harass", engaging in a knowing and willful  
41 pattern of conduct directed at a particular person or  
42 particular group of persons that is intended to cause that  
43 person or that group of persons to reasonably fear for their  
44 safety or suffer substantial emotional distress;

45 (2) "Intimidate", willfully and substantially  
46 interfering, by threats, intimidation, or coercion, with the  
47 exercise or enjoyment by any other person of rights secured

48 by the constitution or laws of the United States, or of  
49 rights secured by the constitution or laws of this state,  
50 because of that person or person's actual or perceived race,  
51 color, religion, national origin, ethnicity, sex, gender,  
52 gender identity or expression, sexual orientation, or  
53 disability;

54 (3) "Threaten", communication with the clear intention  
55 to cause imminent physical injury to another person.

569.086. 1. As used in this section, "critical  
2 infrastructure facility" means any of the following  
3 facilities that are under construction or operational: a  
4 petroleum or alumina refinery; critical electric  
5 infrastructure, as defined in 18 CFR [Section 118.113(c) (3)]  
6 **Section 388.113(c) (3)** including, but not limited to, an  
7 electrical power generating facility, substation, switching  
8 station, electrical control center, or electric power lines  
9 and associated equipment infrastructure; a chemical,  
10 polymer, or rubber manufacturing facility; a water intake  
11 structure, water storage facility, water treatment facility,  
12 wastewater treatment plant, wastewater pumping facility, or  
13 pump station; a natural gas compressor station; a liquid  
14 natural gas terminal or storage facility; a  
15 telecommunications central switching office; **wireline or**  
16 **wireless telecommunications networks, infrastructure, or**  
17 **facilities**, including cell towers, telephone poles and  
18 lines, including fiber optic lines; a port, railroad  
19 switching yard, railroad tracks, trucking terminal, or other  
20 freight transportation facility; a gas processing plant,  
21 including a plant used in the processing, treatment, or  
22 fractionation of natural gas or natural gas liquids; a  
23 transmission facility used by a federally licensed radio or  
24 television station; a steelmaking facility that uses an

25 electric arc furnace to make steel; a facility identified  
26 and regulated by the United States Department of Homeland  
27 Security Chemical Facility Anti-Terrorism Standards (CFATS)  
28 program; a dam that is regulated by the state or federal  
29 government; a natural gas distribution utility facility  
30 including, but not limited to, natural gas distribution and  
31 transmission mains and services, pipeline interconnections,  
32 a city gate or town border station, metering station,  
33 aboveground piping, a regulator station, and a natural gas  
34 storage facility; a crude oil or refined products storage  
35 and distribution facility including, but not limited to,  
36 valve sites, pipeline interconnection, pump station,  
37 metering station, below or aboveground pipeline or piping  
38 and truck loading or offloading facility, a grain mill or  
39 processing facility; **[a] networks and facilities used in the**  
40 generation, transmission, or distribution **[system]** of  
41 broadband internet access; or any aboveground portion of an  
42 oil, gas, hazardous liquid or chemical pipeline, tank,  
43 railroad facility, or other storage facility that is  
44 enclosed by a fence, other physical barrier, or is clearly  
45 marked with signs prohibiting trespassing, that are  
46 obviously designed to exclude intruders.

47 2. A person commits the offense of trespass on a  
48 critical infrastructure facility if he or she purposely  
49 trespasses or enters property containing a critical  
50 infrastructure facility without the permission of the owner  
51 of the property or lawful occupant thereof. The offense of  
52 trespass on a critical infrastructure facility is a class B  
53 misdemeanor. **[If it is determined that the intent of the**  
54 **trespasser is to damage, destroy, or tamper with equipment,**  
55 **or impede or inhibit operations of the facility, the person**  
56 **shall be guilty of a class A misdemeanor.**

57 3. A person commits the offense of damage of a  
58 critical infrastructure if he or she purposely damages,  
59 destroys, or tampers with equipment in a critical  
60 infrastructure facility. The offense of damage of a  
61 critical infrastructure facility is a class D felony.

62 4.] 3. This section shall not apply to conduct  
63 protected under the Constitution of the United States, the  
64 Constitution of [the state of] Missouri, or a state or  
65 federal law or rule.

569.117. 1. A person commits the offense of damage of  
2 a critical infrastructure facility, as defined in section  
3 569.086, if he or she:

- 4 (1) Purposely damages, destroys, or tampers with  
5 equipment in a critical infrastructure facility; or  
6 (2) Recklessly damages, destroys, or tampers with a  
7 critical infrastructure facility, or removes any component  
8 of the critical infrastructure facility, excluding equipment.

9 2. Except as provided under subsection 3 of this  
10 section, the offense of damage of a critical infrastructure  
11 facility under:

12 (1) Subdivision (1) of subsection 1 of this section is  
13 a class D felony; or

14 (2) Subdivision (2) of subsection 1 of this section is  
15 a:

16 (a) Class A misdemeanor if the damage is under seven  
17 hundred fifty dollars;

18 (b) Class E felony if the damage is seven hundred  
19 fifty dollars or more but less than twenty-five thousand  
20 dollars; or

21 (c) Class D felony if the damage is twenty-five  
22 thousand dollars or more.

23           3. If the damage to a critical infrastructure facility  
24 causes interruption, impairment, or degradation of service,  
25 the offense of damage of a critical infrastructure facility  
26 shall be a class C felony regardless of value.

27           4. The value of damages under this section shall be  
28 determined under the provisions of section 570.020.

29           5. (1) Any person who commits a violation under this  
30 section shall be required to make restitution and perform  
31 community service as provided in this subsection.

32           (2) Restitution shall be made under the provisions of  
33 section 559.105.

34           (3) Community service shall be imposed as follows:

35           (a) One hundred hours for the first offense;

36           (b) Two hundred hours for the second offense; or

37           (c) Up to three hundred hours for the third or any  
38 subsequent offense.

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

3           (1) "Copper, brass, aluminum, fiber, or  
4 telecommunications material", any insulated or noninsulated  
5 copper, brass, aluminum, fiber-optic, or telecommunications  
6 wire, cable, pipe, tubing, power inverter, bus bar,  
7 broadband cable, fiber-optic line, or any material  
8 containing copper, brass, aluminum, fiber, glass, or metal  
9 components that is commonly used in construction, electrical  
10 systems, telecommunications networks, broadband  
11 infrastructure, utilities, or related commercial or  
12 industrial applications;

13           (2) "Critical infrastructure facility", the same  
14 meaning as defined under section 569.086.

15           2. A person commits the offense of unauthorized  
16 possession of certain copper, brass, aluminum, fiber, or  
17 telecommunications material if the person:

18           (1) Knowingly possesses copper, brass, aluminum,  
19 fiber, or telecommunications material; and

20           (2) Is not a person authorized to possess such  
21 material as provided under subsection 3 of this section.

22           3. Subject to subsection 4 of this section, the  
23 following persons are authorized to possess copper, brass,  
24 aluminum, fiber, or telecommunications material:

25           (1) The owner of the material;

26           (2) A public utility, rural electric cooperative,  
27 municipal utility, or common carrier;

28           (3) A telecommunications provider, internet service  
29 provider, cable service provider, or video service provider;

30           (4) A manufacturing, industrial, commercial, retail,  
31 or similar business that sells or uses such material in the  
32 ordinary course of business;

33           (5) A carrier-for-hire acting in the course and scope  
34 of the carrier's business and possessing appropriate  
35 documentation, including a bill of lading or contract  
36 verifying transport information;

37           (6) A scrap metal or metal recycling dealer under  
38 chapter 407 and acting within the ordinary course of  
39 business;

40           (7) A person acting in the ordinary course of lawful  
41 construction, remodeling, demolition, or salvage work who  
42 lawfully acquires the material through such activities; or

43           (8) Any agent, employee, subcontractor, or  
44 representative of a person described in subdivisions (1) to  
45 (7) of this subsection who is acting within the course and  
46 scope of such authority.

47           4. The authorization provided under subsection 3 of  
48 this section does not apply to a person who knows that the  
49 copper, brass, aluminum, fiber, or telecommunications  
50 material was unlawfully obtained.

51           5. (1) Except as provided in subdivision (2) of this  
52 subsection, the offense of unauthorized possession of  
53 certain copper, brass, aluminum, fiber, or  
54 telecommunications material is a class E felony.

55           (2) The offense of unauthorized possession of certain  
56 copper, brass, aluminum, fiber, or telecommunications  
57 material is a class D felony if it is shown at trial that:

58           (a) The material was unlawfully obtained from a  
59 critical infrastructure facility;

60           (b) The person has a prior conviction for any offense  
61 involving theft, property damage, tampering, receiving  
62 stolen property, or unauthorized possession of copper,  
63 brass, aluminum, fiber, or telecommunications material; or

64           (c) The person conspired with or acted in concert with  
65 another to commit theft, property damage, tampering, or  
66 receiving stolen property involving such material.

67           6. If conduct constituting an offense under this  
68 section also constitutes an offense under any other  
69 provision of law, the person may be prosecuted under either  
70 or both provisions subject to the provisions of section  
71 556.041.

          570.010. As used in this chapter, the following terms  
2 mean:

3           (1) "Adulterated", varying from the standard of  
4 composition or quality prescribed by statute or lawfully  
5 promulgated administrative regulations of this state  
6 lawfully filed, or if none, as set by commercial usage;

7           (2) "Appropriate", to take, obtain, use, transfer,  
8 conceal, retain or dispose;

9           (3) "Check", a check or other similar sight order or  
10 any other form of presentment involving the transmission of  
11 account information for the payment of money;

12           (4) **"Closed-loop gift card", a card, code, or device**  
13 **that is:**

14           **(a) Issued to a consumer on a prepaid basis primarily**  
15 **for personal, family, or household purposes in a specified**  
16 **monetary amount, regardless of whether that amount may be**  
17 **increased or reloaded in exchange for payment; and**

18           **(b) Redeemable upon presentation by a consumer at a**  
19 **single merchant or group of affiliated merchants;**

20           (5) "Coercion", a threat, however communicated:

21           (a) To commit any offense; or

22           (b) To inflict physical injury in the future on the  
23 person threatened or another; or

24           (c) To accuse any person of any offense; or

25           (d) To expose any person to hatred, contempt or  
26 ridicule; or

27           (e) To harm the credit or business reputation of any  
28 person; or

29           (f) To take or withhold action as a public servant, or  
30 to cause a public servant to take or withhold action; or

31           (g) To inflict any other harm which would not benefit  
32 the actor. A threat of accusation, lawsuit or other  
33 invocation of official action is justified and not coercion  
34 if the property sought to be obtained by virtue of such  
35 threat was honestly claimed as restitution or  
36 indemnification for harm done in the circumstances to which  
37 the accusation, exposure, lawsuit or other official action  
38 relates, or as compensation for property or lawful service.

39 The defendant shall have the burden of injecting the issue  
40 of justification as to any threat;

41 [(5)] (6) "Credit device", a writing, card, code,  
42 number or other device purporting to evidence an undertaking  
43 to pay for property or services delivered or rendered to or  
44 upon the order of a designated person or bearer;

45 [(6)] (7) "Dealer", a person in the business of buying  
46 and selling goods;

47 [(7)] (8) "Debit device", a writing, card, code,  
48 number or other device, other than a check, draft or similar  
49 paper instrument, by the use of which a person may initiate  
50 an electronic fund transfer, including but not limited to  
51 devices that enable electronic transfers of benefits to  
52 public assistance recipients;

53 [(8)] (9) "Deceit or deceive", making a representation  
54 which is false and which the actor does not believe to be  
55 true and upon which the victim relies, as to a matter of  
56 fact, law, value, intention or other state of mind, or  
57 concealing a material fact as to the terms of a contract or  
58 agreement. The term "deceit" does not, however, include  
59 falsity as to matters having no pecuniary significance, or  
60 puffing by statements unlikely to deceive ordinary persons  
61 in the group addressed. Deception as to the actor's  
62 intention to perform a promise shall not be inferred from  
63 the fact alone that he did not subsequently perform the  
64 promise;

65 [(9)] (10) "Deprive":

66 (a) To withhold property from the owner permanently; or

67 (b) To restore property only upon payment of reward or  
68 other compensation; or

69 (c) To use or dispose of property in a manner that  
70 makes recovery of the property by the owner unlikely;

71           [(10)] (11) "Electronic benefits card" or "EBT card",  
72 a debit card used to access food stamps or cash benefits  
73 issued by the department of social services;

74           [(11)] (12) "Financial institution", a bank, trust  
75 company, savings and loan association, or credit union;

76           [(12)] (13) "Food stamps", the nutrition assistance  
77 program in Missouri that provides food and aid to low-income  
78 individuals who are in need of benefits to purchase food  
79 operated by the United States Department of Agriculture  
80 (USDA) in conjunction with the department of social services;

81           [(13)] (14) "Forcibly steals", a person, in the course  
82 of stealing, uses or threatens the immediate use of physical  
83 force upon another person for the purpose of:

84           (a) Preventing or overcoming resistance to the taking  
85 of the property or to the retention thereof immediately  
86 after the taking; or

87           (b) Compelling the owner of such property or another  
88 person to deliver up the property or to engage in other  
89 conduct which aids in the commission of the theft;

90           (15) "Gift card", a physical or digital closed-loop  
91 gift card or open-loop gift card that is either activated or  
92 inactivated;

93           (16) "Gift card holder", any person or party to whom a  
94 physical or virtual gift card is issued through a purchase,  
95 or any person or party who receives a gift card from a  
96 willing party;

97           (17) "Gift card issuer", any person who issues a gift  
98 card or the agent of that person with respect to a gift card;

99           (18) "Gift card redemption information", information  
100 unique to each gift card that allows the gift card holder to  
101 access, transfer, or spend the funds on that gift card;

102           **(19) "Gift card seller", a merchant that is engaged in**  
103 **the business of selling open-loop or closed-loop gift cards**  
104 **to consumers with the approval or authorization of the gift**  
105 **card issuer;**

106           **[(14)] (20) "Internet service", an interactive**  
107 **computer service or system or an information service,**  
108 **system, or access software provider that provides or enables**  
109 **computer access by multiple users to a computer server, and**  
110 **includes, but is not limited to, an information service,**  
111 **system, or access software provider that provides access to**  
112 **a network system commonly known as the internet, or any**  
113 **comparable system or service and also includes, but is not**  
114 **limited to, a world wide web page, newsgroup, message board,**  
115 **mailing list, or chat area on any interactive computer**  
116 **service or system or other online service;**

117           **[(15)] (21) "Means of identification", anything used**  
118 **by a person as a means to uniquely distinguish himself or**  
119 **herself;**

120           **[(16)] (22) "Merchant", a person who deals in goods of**  
121 **the kind or otherwise by his or her occupation holds oneself**  
122 **out as having knowledge or skill peculiar to the practices**  
123 **or goods involved in the transaction or to whom such**  
124 **knowledge or skill may be attributed by his or her**  
125 **employment of an agent or broker or other intermediary who**  
126 **by his or her occupation holds oneself out as having such**  
127 **knowledge or skill;**

128           **[(17)] (23) "Mislabeled", varying from the standard of**  
129 **truth or disclosure in labeling prescribed by statute or**  
130 **lawfully promulgated administrative regulations of this**  
131 **state lawfully filed, or if none, as set by commercial**  
132 **usage; or represented as being another person's product,**

133 though otherwise accurately labeled as to quality and  
134 quantity;

135       **(24) "Open-loop gift card", a card, code, or device**  
136 **that is:**

137       **(a) Issued to a consumer on a prepaid basis primarily**  
138 **for personal, family, or household purposes in a specified**  
139 **monetary amount, regardless of whether that amount may be**  
140 **increased or reloaded in exchange for payment;**

141       **(b) Branded with a major payment network; and**

142       **(c) Redeemable upon presentation at multiple**  
143 **unaffiliated merchants for goods or services;**

144       **[(18)] (25) "Pharmacy", any building, warehouse,**  
145 **physician's office, hospital, pharmaceutical house or other**  
146 **structure used in whole or in part for the sale, storage, or**  
147 **dispensing of any controlled substance as defined in chapter**  
148 **195;**

149       **[(19)] (26) "Property", anything of value, whether**  
150 **real or personal, tangible or intangible, in possession or**  
151 **in action, and shall include but not be limited to the**  
152 **evidence of a debt actually executed but not delivered or**  
153 **issued as a valid instrument;**

154       **[(20)] (27) "Public assistance benefits", anything of**  
155 **value, including money, food, EBT cards, food stamps,**  
156 **commodities, clothing, utilities, utilities payments,**  
157 **shelter, drugs and medicine, materials, goods, and any**  
158 **service including institutional care, medical care, dental**  
159 **care, child care, psychiatric and psychological service,**  
160 **rehabilitation instruction, training, transitional**  
161 **assistance, or counseling, received by or paid on behalf of**  
162 **any person under chapters 198, 205, 207, 208, 209, and 660,**  
163 **or benefits, programs, and services provided or administered**

164 by the Missouri department of social services or any of its  
165 divisions;

166 [(21)] (28) "Services" includes transportation,  
167 telephone, electricity, gas, water, or other public service,  
168 cable television service, video service, voice over internet  
169 protocol service, or internet service, accommodation in  
170 hotels, restaurants or elsewhere, admission to exhibitions  
171 and use of vehicles;

172 [(22)] (29) "Stealing-related offense", federal and  
173 state violations of criminal statutes against stealing,  
174 robbery, or buying or receiving stolen property and shall  
175 also include municipal ordinances against the same if the  
176 offender was either represented by counsel or knowingly  
177 waived counsel in writing and the judge accepting the plea  
178 or making the findings was a licensed attorney at the time  
179 of the court proceedings;

180 [(23)] (30) "Teller machine", an automated teller  
181 machine (ATM) or interactive teller machine (ITM) is a  
182 remote computer terminal owned or controlled by a financial  
183 institution or a private business that allows individuals to  
184 obtain financial services including obtaining cash,  
185 transferring or transmitting money or digital currencies,  
186 payment of bills, or loading money or digital currency to a  
187 payment card or other device without physical in-person  
188 assistance from another person. "Teller machine" does not  
189 include personally owned electronic devices used to access  
190 financial services;

191 [(24)] (31) "Video service", the provision of video  
192 programming provided through wireline facilities located at  
193 least in part in the public right-of-way without regard to  
194 delivery technology, including internet protocol technology  
195 whether provided as part of a tier, on demand, or a per-

196 channel basis. This definition includes cable service as  
197 defined by 47 U.S.C. Section 522(6), but does not include  
198 any video programming provided by a commercial mobile  
199 service provider as "commercial mobile service" is defined  
200 in 47 U.S.C. Section 332(d), or any video programming  
201 provided solely as part of and via a service that enables  
202 users to access content, information, [electronic mail]  
203 **email**, or other services offered over the public internet,  
204 and includes microwave television transmission, from a  
205 multipoint distribution service not capable of reception by  
206 conventional television receivers without the use of special  
207 equipment;

208 [(25)] (32) "Voice over internet protocol service", a  
209 service that:

210 (a) Enables real-time, two-way voice communication;

211 (b) Requires a broadband connection from the user's  
212 location;

213 (c) Requires internet protocol-compatible customer  
214 premises equipment; and

215 (d) Permits users generally to receive calls that  
216 originate on the public switched telephone network and to  
217 terminate calls to the public switched telephone network;

218 [(26)] (33) "Writing" includes printing, any other  
219 method of recording information, money, coins, negotiable  
220 instruments, tokens, stamps, seals, credit cards, badges,  
221 trademarks and any other symbols of value, right, privilege  
222 or identification.

**570.137. 1. A person commits the offense of gift card  
2 fraud if he or she knowingly:**

3 (1) **Alters or tampers with a gift card or its**  
4 **packaging;**

5           (2) Devises a scheme to obtain a gift card or gift  
6 card redemption information from a gift card holder, gift  
7 card issuer, or gift card seller by means of deceit; or

8           (3) Uses, for the purpose of obtaining money, goods,  
9 services, or anything else of value, a gift card or gift  
10 card redemption information that has been obtained in  
11 violation of this subsection.

12           2. The offense of gift card fraud is a class C felony  
13 if the value of the gift card; gift card redemption  
14 information; or money, goods, services, or other thing of  
15 value obtained as a result of violating subsection 1 of this  
16 section is twenty-five thousand dollars or more.

17           3. The offense of gift card fraud is a class D felony  
18 if the value of the gift card; gift card redemption  
19 information; or money, goods, services, or other thing of  
20 value obtained as a result of violating subsection 1 of this  
21 section is seven hundred fifty dollars or more but less than  
22 twenty-five thousand dollars.

23           4. The offense of gift card fraud is a class A  
24 misdemeanor if the value of the gift card; gift card  
25 redemption information; or money, goods, services, or other  
26 thing of value obtained as a result of violating subsection  
27 1 of this section is less than seven hundred fifty dollars.  
28 For the purpose of determining the value of a gift card  
29 under this section, "value" shall mean the greatest amount  
30 of economic loss the owner of the property might reasonably  
31 suffer, including, in the case of a gift card, the full  
32 monetary face value or potential value for variable load  
33 gift cards.

571.030. 1. A person commits the offense of unlawful  
2 use of weapons, except as otherwise provided by sections

3 571.101 to 571.121 **and sections 571.205 to 571.230**, if he or  
4 she knowingly:

5 (1) Carries concealed upon or about his or her person  
6 a knife, a firearm, a blackjack or any other weapon readily  
7 capable of lethal use into any area where firearms are  
8 restricted under section 571.107; or

9 (2) Sets a spring gun; or

10 (3) Discharges or shoots a firearm into a dwelling  
11 house, a railroad train, boat, aircraft, or motor vehicle as  
12 defined in section 302.010, or any building or structure  
13 used for the assembling of people; or

14 (4) Exhibits, in the presence of one or more persons,  
15 any weapon readily capable of lethal use in an angry or  
16 threatening manner; or

17 (5) Has a firearm or projectile weapon readily capable  
18 of lethal use on his or her person, while he or she is  
19 intoxicated, and handles or otherwise uses such firearm or  
20 projectile weapon in either a negligent or unlawful manner  
21 or discharges such firearm or projectile weapon unless  
22 acting in self-defense; or

23 (6) Discharges a firearm within one hundred yards of  
24 any occupied schoolhouse, courthouse, or church building; or

25 (7) Discharges or shoots a firearm at a mark, at any  
26 object, or at random, on, along or across a public highway  
27 or discharges or shoots a firearm into any outbuilding; or

28 (8) Carries a firearm or any other weapon readily  
29 capable of lethal use into any church or place where people  
30 have assembled for worship, or into any election precinct on  
31 any election day, or into any building owned or occupied by  
32 any agency of the federal government, state government, or  
33 political subdivision thereof; or

34           (9) Discharges or shoots a firearm at or from a motor  
35 vehicle, as defined in section 301.010, discharges or shoots  
36 a firearm at any person, or at any other motor vehicle, or  
37 at any building or habitable structure, unless the person  
38 was lawfully acting in self-defense; or

39           (10) Carries a firearm, whether loaded or unloaded, or  
40 any other weapon readily capable of lethal use into any  
41 school, onto any school bus, or onto the premises of any  
42 function or activity sponsored or sanctioned by school  
43 officials or the district school board; or

44           (11) Possesses a firearm while also knowingly in  
45 possession of a controlled substance that is sufficient for  
46 a felony violation of section 579.015.

47           2. Subdivisions (1), (8), and (10) of subsection 1 of  
48 this section shall not apply to the persons described in  
49 this subsection, regardless of whether such uses are  
50 reasonably associated with or are necessary to the  
51 fulfillment of such person's official duties except as  
52 otherwise provided in this subsection. Subdivisions (3),  
53 (4), (6), (7), and (9) of subsection 1 of this section shall  
54 not apply to or affect any of the following persons, when  
55 such uses are reasonably associated with or are necessary to  
56 the fulfillment of such person's official duties, except as  
57 otherwise provided in this subsection:

58           (1) All state, county and municipal peace officers who  
59 have completed the training required by the police officer  
60 standards and training commission pursuant to sections  
61 590.030 to 590.050 and who possess the duty and power of  
62 arrest for violation of the general criminal laws of the  
63 state or for violation of ordinances of counties or  
64 municipalities of the state, whether such officers are on or  
65 off duty, and whether such officers are within or outside of

66 the law enforcement agency's jurisdiction, or all qualified  
67 retired peace officers, as defined in subsection 12 of this  
68 section, and who carry the identification defined in  
69 subsection 13 of this section, or any person summoned by  
70 such officers to assist in making arrests or preserving the  
71 peace while actually engaged in assisting such officer;

72 (2) Wardens, superintendents and keepers of prisons,  
73 penitentiaries, jails and other institutions for the  
74 detention of persons accused or convicted of crime;

75 (3) Members of the Armed Forces or National Guard  
76 while performing their official duty;

77 (4) Those persons vested by Article V, Section 1 of  
78 the Constitution of Missouri with the judicial power of the  
79 state and those persons vested by Article III of the  
80 Constitution of the United States with the judicial power of  
81 the United States, the members of the federal judiciary;

82 (5) Any person whose bona fide duty is to execute  
83 process, civil or criminal;

84 (6) Any federal probation officer or federal flight  
85 deck officer as defined under the federal flight deck  
86 officer program, 49 U.S.C. Section 44921, regardless of  
87 whether such officers are on duty, or within the law  
88 enforcement agency's jurisdiction;

89 (7) Any state probation or parole officer, including  
90 supervisors and members of the parole board;

91 (8) Any corporate security advisor meeting the  
92 definition and fulfilling the requirements of the  
93 regulations established by the department of public safety  
94 under section 590.750;

95 (9) Any coroner, deputy coroner, medical examiner, or  
96 assistant medical examiner;

97           (10) Any municipal or county prosecuting attorney or  
98 assistant prosecuting attorney; **any** circuit attorney or  
99 assistant circuit attorney; **any** municipal, associate, or  
100 circuit judge; **the attorney general and any assistant**  
101 **attorney general**; or any person appointed by a court to be a  
102 special prosecutor who has completed the firearms safety  
103 training course required under subsection 2 of section  
104 571.111;

105           (11) Any member of a fire department or fire  
106 protection district who is employed on a full-time basis as  
107 a fire investigator and who has a valid concealed carry  
108 endorsement issued prior to August 28, 2013, or a valid  
109 concealed carry permit under section 571.111 when such uses  
110 are reasonably associated with or are necessary to the  
111 fulfillment of such person's official duties; and

112           (12) Upon the written approval of the governing body  
113 of a fire department or fire protection district, any paid  
114 fire department or fire protection district member who is  
115 employed on a full-time basis and who has a valid concealed  
116 carry endorsement issued prior to August 28, 2013, or a  
117 valid concealed carry permit, when such uses are reasonably  
118 associated with or are necessary to the fulfillment of such  
119 person's official duties.

120           3. Subdivisions (1), (5), (8), and (10) of subsection  
121 1 of this section do not apply when the actor is  
122 transporting such weapons in a nonfunctioning state or in an  
123 unloaded state when ammunition is not readily accessible or  
124 when such weapons are not readily accessible. Subdivision  
125 (1) of subsection 1 of this section does not apply to any  
126 person nineteen years of age or older or eighteen years of  
127 age or older and a member of the United States Armed Forces,  
128 or honorably discharged from the United States Armed Forces,

129 transporting a concealable firearm in the passenger  
130 compartment of a motor vehicle, so long as such concealable  
131 firearm is otherwise lawfully possessed, nor when the actor  
132 is also in possession of an exposed firearm or projectile  
133 weapon for the lawful pursuit of game, or is in his or her  
134 dwelling unit or upon premises over which the actor has  
135 possession, authority or control, or is traveling in a  
136 continuous journey peaceably through this state.  
137 Subdivision (10) of subsection 1 of this section does not  
138 apply if the firearm is otherwise lawfully possessed by a  
139 person while traversing school premises for the purposes of  
140 transporting a student to or from school, or possessed by an  
141 adult for the purposes of facilitation of a school-  
142 sanctioned firearm-related event or club event.

143 4. Subdivisions (1), (8), and (10) of subsection 1 of  
144 this section shall not apply to any person who has a valid  
145 concealed carry permit issued pursuant to sections 571.101  
146 to 571.121 **or sections 571.205 to 571.230**, a valid concealed  
147 carry endorsement issued before August 28, 2013, or a valid  
148 permit or endorsement to carry concealed firearms issued by  
149 another state or political subdivision of another state.

150 5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and  
151 (10) of subsection 1 of this section shall not apply to  
152 persons who are engaged in a lawful act of defense pursuant  
153 to section 563.031.

154 6. Notwithstanding any provision of this section to  
155 the contrary, the state shall not prohibit any state  
156 employee from having a firearm in the employee's vehicle on  
157 the state's property provided that the vehicle is locked and  
158 the firearm is not visible. This subsection shall only  
159 apply to the state as an employer when the state employee's  
160 vehicle is on property owned or leased by the state and the

161 state employee is conducting activities within the scope of  
162 his or her employment. For the purposes of this subsection,  
163 "state employee" means an employee of the executive,  
164 legislative, or judicial branch of the government of the  
165 state of Missouri.

166 7. (1) Subdivision (10) of subsection 1 of this  
167 section shall not apply to a person who is a school officer  
168 commissioned by the district school board under section  
169 162.215 or who is a school protection officer, as described  
170 under section 160.665.

171 (2) Nothing in this section shall make it unlawful for  
172 a student to actually participate in school-sanctioned gun  
173 safety courses, student military or ROTC courses, or other  
174 school-sponsored or club-sponsored firearm-related events,  
175 provided the student does not carry a firearm or other  
176 weapon readily capable of lethal use into any school, onto  
177 any school bus, or onto the premises of any other function  
178 or activity sponsored or sanctioned by school officials or  
179 the district school board.

180 8. A person who commits the crime of unlawful use of  
181 weapons under:

182 (1) Subdivision (2), (3), (4), or (11) of subsection 1  
183 of this section shall be guilty of a class E felony;

184 (2) Subdivision (1), (6), (7), or (8) of subsection 1  
185 of this section shall be guilty of a class B misdemeanor,  
186 except when a concealed weapon is carried onto any private  
187 property whose owner has posted the premises as being off-  
188 limits to concealed firearms by means of one or more signs  
189 displayed in a conspicuous place of a minimum size of eleven  
190 inches by fourteen inches with the writing thereon in  
191 letters of not less than one inch, in which case the  
192 penalties of subsection 2 of section 571.107 shall apply;

193           (3) Subdivision (5) or (10) of subsection 1 of this  
194 section shall be guilty of a class A misdemeanor if the  
195 firearm is unloaded and a class E felony if the firearm is  
196 loaded;

197           (4) Subdivision (9) of subsection 1 of this section  
198 shall be guilty of a class B felony, except that if the  
199 violation of subdivision (9) of subsection 1 of this section  
200 results in injury or death to another person, it is a class  
201 A felony.

202           9. Violations of subdivision (9) of subsection 1 of  
203 this section shall be punished as follows:

204           (1) For the first violation a person shall be  
205 sentenced to the maximum authorized term of imprisonment for  
206 a class B felony;

207           (2) For any violation by a prior offender as defined  
208 in section 558.016, a person shall be sentenced to the  
209 maximum authorized term of imprisonment for a class B felony  
210 without the possibility of parole, probation or conditional  
211 release for a term of ten years;

212           (3) For any violation by a persistent offender as  
213 defined in section 558.016, a person shall be sentenced to  
214 the maximum authorized term of imprisonment for a class B  
215 felony without the possibility of parole, probation, or  
216 conditional release;

217           (4) For any violation which results in injury or death  
218 to another person, a person shall be sentenced to an  
219 authorized disposition for a class A felony.

220           10. Any person knowingly aiding or abetting any other  
221 person in the violation of subdivision (9) of subsection 1  
222 of this section shall be subject to the same penalty as that  
223 prescribed by this section for violations by other persons.

224           11. Notwithstanding any other provision of law, no  
225 person who pleads guilty to or is found guilty of a felony  
226 violation of subsection 1 of this section shall receive a  
227 suspended imposition of sentence if such person has  
228 previously received a suspended imposition of sentence for  
229 any other firearms- or weapons-related felony offense.

230           12. As used in this section "qualified retired peace  
231 officer" means an individual who:

232           (1) Retired in good standing from service with a  
233 public agency as a peace officer, other than for reasons of  
234 mental instability;

235           (2) Before such retirement, was authorized by law to  
236 engage in or supervise the prevention, detection,  
237 investigation, or prosecution of, or the incarceration of  
238 any person for, any violation of law, and had statutory  
239 powers of arrest;

240           (3) Before such retirement, was regularly employed as  
241 a peace officer for an aggregate of fifteen years or more,  
242 or retired from service with such agency, after completing  
243 any applicable probationary period of such service, due to a  
244 service-connected disability, as determined by such agency;

245           (4) Has a nonforfeitable right to benefits under the  
246 retirement plan of the agency if such a plan is available;

247           (5) During the most recent twelve-month period, has  
248 met, at the expense of the individual, the standards for  
249 training and qualification for active peace officers to  
250 carry firearms;

251           (6) Is not under the influence of alcohol or another  
252 intoxicating or hallucinatory drug or substance; and

253           (7) Is not prohibited by federal law from receiving a  
254 firearm.

255           13. The identification required by subdivision (1) of  
256 subsection 2 of this section is:

257           (1) A photographic identification issued by the agency  
258 from which the individual retired from service as a peace  
259 officer that indicates that the individual has, not less  
260 recently than one year before the date the individual is  
261 carrying the concealed firearm, been tested or otherwise  
262 found by the agency to meet the standards established by the  
263 agency for training and qualification for active peace  
264 officers to carry a firearm of the same type as the  
265 concealed firearm; or

266           (2) A photographic identification issued by the agency  
267 from which the individual retired from service as a peace  
268 officer; and

269           (3) A certification issued by the state in which the  
270 individual resides that indicates that the individual has,  
271 not less recently than one year before the date the  
272 individual is carrying the concealed firearm, been tested or  
273 otherwise found by the state to meet the standards  
274 established by the state for training and qualification for  
275 active peace officers to carry a firearm of the same type as  
276 the concealed firearm.

577.800. 1. A person commits the offense of unlawful  
2 use of unmanned aircraft over an open-air facility **or**  
3 **critical infrastructure facility** if he or she purposely:

4           (1) Operates an unmanned aircraft within a vertical  
5 distance of four hundred feet from the ground and within the  
6 property line of an open-air facility; **[or]**

7           (2) Uses an unmanned aircraft with the purpose of  
8 delivering to a person within an open-air facility any  
9 object described in subdivision (1) or (2) of subsection 4  
10 of this section;

11           (3) Uses an unmanned aircraft within the boundary of  
12 any critical infrastructure facility; or

13           (4) Operates an unmanned aircraft within a vertical  
14 distance of four hundred feet from the ground and within the  
15 property line of a critical infrastructure facility in  
16 furtherance of any violation of criminal law.

17           2. For purposes of this section, "open-air facility"  
18 shall mean any sports, theater, music, performing arts, or  
19 other entertainment facility with a capacity of five  
20 [thousand] hundred people or more and not completely  
21 enclosed by a roof or other structure. **For purposes of this**  
22 **section, "critical infrastructure facility" shall have the**  
23 **same meaning as section 569.086.**

24           3. The provisions of this section shall not prohibit  
25 the operation of an unmanned aircraft by:

26           (1) An employee, **owner, or operator** of an open-air  
27 facility [at the direction of the president or chief  
28 executive officer of the open-air facility] **or critical**  
29 **infrastructure facility for the purpose of monitoring,**  
30 **inspecting, operating, or maintaining the facility;**

31           (2) A person who has written consent from the  
32 president or chief executive officer of the open-air  
33 facility **or critical infrastructure facility;**

34           (3) An employee of a law enforcement agency, fire  
35 department, or emergency medical service in the exercise of  
36 official duties;

37           (4) A government official or employee in the exercise  
38 of official duties;

39           (5) A public utility or a rural electric cooperative  
40 if:

41           (a) The unmanned aircraft is used for the purpose of  
42 inspecting, repairing, or maintaining utility transmission

43 or distribution lines or other utility equipment or  
44 infrastructure;

45 (b) The utility or cooperative notifies the open-air  
46 facility **or critical infrastructure facility** before flying  
47 the unmanned aircraft, except during an emergency; and

48 (c) The person operating the unmanned aircraft does  
49 not physically enter the prohibited space without an escort  
50 provided by the open-air facility **or critical infrastructure**  
51 **facility**; or

52 (6) An employee of a railroad in the exercise of  
53 official duties on any land owned or operated by a railroad  
54 corporation regulated by the Federal Railroad Administration.

55 4. The offense of unlawful use of unmanned aircraft  
56 over an open-air facility **or critical infrastructure**  
57 **facility** shall be punishable as an infraction unless the  
58 person uses an unmanned aircraft for:

59 (1) Delivering a gun, knife, weapon, or other article,  
60 **including any explosive device or material**, that may be used  
61 in such manner to endanger the life of an employee or guest  
62 at an open-air facility **or critical infrastructure facility**,  
63 in which case the offense is a class B felony; or

64 (2) Delivering a controlled substance, as that term is  
65 defined under section 195.010, in which case the offense is  
66 a class D felony.

67 5. Each open-air facility **or critical infrastructure**  
68 **facility** shall post a sign warning of the provisions of this  
69 section. The sign shall be at least eleven inches by  
70 fourteen inches and posted in a conspicuous place.

71 6. **This section shall not apply to an operator of an**  
72 **unmanned aircraft that is being used for a commercial**  
73 **purpose that is otherwise operating lawfully, provided the**

74 **operator is authorized by the Federal Aviation**  
75 **Administration to conduct lawful operations in that airspace.**

579.022. 1. A person commits the offense of delivery  
2 of a controlled substance causing death if a person delivers  
3 or distributes a controlled substance under section 579.020  
4 [knowing such substance is mixed with another controlled  
5 substance] and a death results from the use of such  
6 controlled substance.

7 2. It shall not be a defense that the user contributed  
8 to the user's own death by using the controlled substance or  
9 consenting to the administration of the controlled substance  
10 by another.

11 3. The offense of delivery of a controlled substance  
12 causing death is a class A felony.

13 4. For purposes of this section, "controlled  
14 substance" means a Schedule I or Schedule II controlled  
15 substance, as defined in section 195.017.

579.060. 1. A person commits the offense of unlawful  
2 sale, distribution, or purchase of over-the-counter  
3 methamphetamine precursor drugs if he or she knowingly:

4 (1) Sells, distributes, dispenses, or otherwise  
5 provides any number of packages of any drug product  
6 containing detectable amounts of ephedrine,  
7 phenylpropanolamine, or pseudoephedrine, or any of their  
8 salts, optical isomers, or salts of optical isomers, in a  
9 total amount greater than seven and two-tenths grams to the  
10 same individual within a thirty-day period, unless the  
11 amount is dispensed, sold, or distributed pursuant to a  
12 valid prescription; or

13 (2) Purchases, receives, or otherwise acquires within  
14 a thirty-day period any number of packages of any drug  
15 product containing any detectable amount of ephedrine,

16 phenylpropanolamine, or pseudoephedrine, or any of their  
17 salts or optical isomers, or salts of optical isomers in a  
18 total amount greater than seven and two-tenths grams,  
19 without regard to the number of transactions, unless the  
20 amount is purchased, received, or acquired pursuant to a  
21 valid prescription; or

22 (3) Purchases, receives, or otherwise acquires within  
23 a twenty-four-hour period any number of packages of any drug  
24 product containing any detectable amount of ephedrine,  
25 phenylpropanolamine, or pseudoephedrine, or any of their  
26 salts or optical isomers, or salts of optical isomers in a  
27 total amount greater than three and six-tenths grams,  
28 without regard to the number of transactions, unless the  
29 amount is purchased, received, or acquired pursuant to a  
30 valid prescription; or

31 (4) Sells, distributes, dispenses, or otherwise  
32 provides any number of packages of any drug product  
33 containing detectable amounts of ephedrine,  
34 phenylpropanolamine, or pseudoephedrine, or any of their  
35 salts, optical isomers, or salts of optical isomers, in a  
36 total amount greater than [forty-three] **sixty-one** and two-  
37 tenths grams to the same individual within a twelve-month  
38 period, unless the amount is dispensed, sold, or distributed  
39 pursuant to a valid prescription; or

40 (5) Purchases, receives, or otherwise acquires within  
41 a twelve-month period any number of packages of any drug  
42 product containing any detectable amount of ephedrine,  
43 phenylpropanolamine, or pseudoephedrine, or any of their  
44 salts or optical isomers, or salts of optical isomers in a  
45 total amount greater than [forty-three] **sixty-one** and two-  
46 tenths grams, without regard to the number of transactions,

47 unless the amount is purchased, received, or acquired  
48 pursuant to a valid prescription; or

49 (6) Dispenses or offers drug products that are not  
50 excluded from Schedule V in subsection 17 or 18 of section  
51 195.017 and that contain detectable amounts of ephedrine,  
52 phenylpropanolamine, or pseudoephedrine, or any of their  
53 salts, optical isomers, or salts of optical isomers, without  
54 ensuring that such products are located behind a pharmacy  
55 counter where the public is not permitted and that such  
56 products are dispensed by a registered pharmacist or  
57 pharmacy technician under subsection 11 of section 195.017;  
58 or

59 (7) Holds a retail sales license issued under chapter  
60 144 and knowingly sells or dispenses packages that do not  
61 conform to the packaging requirements of section 195.418.

62 2. A pharmacist, intern pharmacist, or registered  
63 pharmacy technician commits the offense of unlawful sale,  
64 distribution, or purchase of over-the-counter  
65 methamphetamine precursor drugs if he or she knowingly:

66 (1) Sells, distributes, dispenses, or otherwise  
67 provides any number of packages of any drug product  
68 containing detectable amounts of ephedrine,  
69 phenylpropanolamine, or pseudoephedrine, or any of their  
70 salts or optical isomers, or salts of optical isomers, in a  
71 total amount greater than three and six-tenth grams to the  
72 same individual within a twenty-four hour period, unless the  
73 amount is dispensed, sold, or distributed pursuant to a  
74 valid prescription; or

75 (2) Fails to submit information under subsection 13 of  
76 section 195.017 and subsection 6 of section 195.417 about  
77 the sales of any compound, mixture, or preparation of  
78 products containing detectable amounts of ephedrine,

79 phenylpropanolamine, or pseudoephedrine, or any of their  
80 salts, optical isomers, or salts of optical isomers, in  
81 accordance with transmission methods and frequency  
82 established by the department of health and senior services;  
83 or

84 (3) Fails to implement and maintain an electronic log,  
85 as required by subsection 12 of section 195.017, of each  
86 transaction involving any detectable quantity of  
87 pseudoephedrine, its salts, isomers, or salts of optical  
88 isomers or ephedrine, its salts, optical isomers, or salts  
89 of optical isomers; or

90 (4) Sells, distributes, dispenses or otherwise  
91 provides to an individual under eighteen years of age  
92 without a valid prescription any number of packages of any  
93 drug product containing any detectable quantity of  
94 pseudoephedrine, its salts, isomers, or salts of optical  
95 isomers, or ephedrine, its salts or optical isomers, or  
96 salts of optical isomers.

97 3. Any person who violates the packaging requirements  
98 of section 195.418 and is considered the general owner or  
99 operator of the outlet where ephedrine, pseudoephedrine, or  
100 phenylpropanolamine products are available for sale shall  
101 not be penalized if he or she documents that an employee  
102 training program was in place to provide the employee who  
103 made the unlawful retail sale with information on the state  
104 and federal regulations regarding ephedrine,  
105 pseudoephedrine, or phenylpropanolamine.

106 4. **A manufacturer commits the offense of unlawful**  
107 **sale, distribution, or purchase of over-the-counter**  
108 **methamphetamine precursor drugs if he or she knowingly fails**  
109 **to pay the fees required under subsection 7 of section**  
110 **195.417.**

111           5. The offense of unlawful sale, distribution, or  
112 purchase of over-the-counter methamphetamine precursor drugs  
113 is a class A misdemeanor.

          579.065. 1. A person commits the offense of  
2 trafficking drugs in the first degree if, except as  
3 authorized by this chapter or chapter 195, such person  
4 knowingly distributes, delivers, manufactures, produces or  
5 attempts to distribute, deliver, manufacture or produce:

6           (1) More than thirty grams of a mixture or substance  
7 containing a detectable amount of heroin;

8           (2) More than one hundred fifty grams of a mixture or  
9 substance containing a detectable amount of coca leaves,  
10 except coca leaves and extracts of coca leaves from which  
11 cocaine, ecgonine, and derivatives of ecgonine or their  
12 salts have been removed; cocaine salts and their optical and  
13 geometric isomers, and salts of isomers; ecgonine, its  
14 derivatives, their salts, isomers, and salts of isomers; or  
15 any compound, mixture, or preparation which contains any  
16 quantity of any of the foregoing substances;

17           (3) More than five hundred milligrams of a mixture or  
18 substance containing a detectable amount of lysergic acid  
19 diethylamide (LSD);

20           (4) More than thirty grams of a mixture or substance  
21 containing a detectable amount of phencyclidine (PCP);

22           (5) More than four grams of phencyclidine;

23           (6) More than thirty kilograms of a mixture or  
24 substance containing marijuana;

25           (7) More than thirty grams of any material, compound,  
26 mixture, or preparation containing any quantity of the  
27 following substances having a stimulant effect on the  
28 central nervous system: amphetamine, its salts, optical  
29 isomers and salts of its optical isomers; methamphetamine,

30 its salts, optical isomers and salts of its optical isomers;  
31 phenmetrazine and its salts; or methylphenidate;

32 (8) More than thirty grams of any material, compound,  
33 mixture, or preparation which contains any quantity of 3,4-  
34 methylenedioxymethamphetamine;

35 (9) One gram or more of flunitrazepam for the first  
36 offense;

37 (10) Any amount of gamma-hydroxybutyric acid for the  
38 first offense; [or]

39 (11) More than [ten] **three** milligrams of fentanyl [or  
40 carfentanil], or any derivative thereof, [or any combination  
41 thereof,] or any compound, mixture, or substance containing  
42 a detectable amount of fentanyl [or carfentanil], or [their]  
43 **its** optical isomers or analogues; **or**

44 **(12) Any amount of carfentanil.**

45 2. The offense of trafficking drugs in the first  
46 degree is a class B felony.

47 3. The offense of trafficking drugs in the first  
48 degree is a class A felony if the quantity involved is:

49 (1) Ninety grams or more of a mixture or substance  
50 containing a detectable amount of heroin; or

51 (2) Four hundred fifty grams or more of a mixture or  
52 substance containing a detectable amount of coca leaves,  
53 except coca leaves and extracts of coca leaves from which  
54 cocaine, ecgonine, and derivatives of ecgonine or their  
55 salts have been removed; cocaine salts and their optical and  
56 geometric isomers, and salts of isomers; ecgonine, its  
57 derivatives, their salts, isomers, and salts of isomers; or  
58 any compound, mixture, or preparation which contains any  
59 quantity of any of the foregoing substances; or

60           (3) One gram or more of a mixture or substance  
61 containing a detectable amount of lysergic acid diethylamide  
62 (LSD); or

63           (4) Ninety grams or more of a mixture or substance  
64 containing a detectable amount of phencyclidine (PCP); or

65           (5) Twelve grams or more of phencyclidine; or

66           (6) One hundred kilograms or more of a mixture or  
67 substance containing marijuana; or

68           (7) Ninety grams or more of any material, compound,  
69 mixture, or preparation containing any quantity of the  
70 following substances having a stimulant effect on the  
71 central nervous system: amphetamine, its salts, optical  
72 isomers and salts of its optical isomers; methamphetamine,  
73 its salts, optical isomers and salts of its optical isomers;  
74 phenmetrazine and its salts; or methylphenidate; or

75           (8) More than thirty grams of any material, compound,  
76 mixture, or preparation containing any quantity of the  
77 following substances having a stimulant effect on the  
78 central nervous system: amphetamine, its salts, optical  
79 isomers, and salts of its optical isomers; methamphetamine,  
80 its salts, optical isomers, and salts of its optical  
81 isomers; phenmetrazine and its salts; or methylphenidate,  
82 and the location of the offense was within two thousand feet  
83 of real property comprising a public or private elementary,  
84 vocational, or secondary school, college, community college,  
85 university, or any school bus, in or on the real property  
86 comprising public housing or any other governmental assisted  
87 housing, or within a motor vehicle, or in any structure or  
88 building which contains rooms furnished for the  
89 accommodation or lodging of guests, and kept, used,  
90 maintained, advertised, or held out to the public as a place

91 where sleeping accommodations are sought for pay or  
92 compensation to transient guests or permanent guests; or

93 (9) Ninety grams or more of any material, compound,  
94 mixture or preparation which contains any quantity of 3,4-  
95 methylenedioxymethamphetamine; or

96 (10) More than thirty grams of any material, compound,  
97 mixture, or preparation which contains any quantity of 3,4-  
98 methylenedioxymethamphetamine and the location of the  
99 offense was within two thousand feet of real property  
100 comprising a public or private elementary, vocational, or  
101 secondary school, college, community college, university, or  
102 any school bus, in or on the real property comprising public  
103 housing or any other governmental assisted housing, within a  
104 motor vehicle, or in any structure or building which  
105 contains rooms furnished for the accommodation or lodging of  
106 guests, and kept, used, maintained, advertised, or held out  
107 to the public as a place where sleeping accommodations are  
108 sought for pay or compensation to transient guests or  
109 permanent guests; or

110 (11) One gram or more of flunitrazepam for a second or  
111 subsequent offense; or

112 (12) Any amount of gamma-hydroxybutyric acid for a  
113 second or subsequent offense; or

114 (13) [Twenty] **Fourteen** milligrams or more of fentanyl  
115 [or carfentanil], or any derivative thereof, [or any  
116 combination thereof,] or any compound, mixture, or substance  
117 containing a detectable amount of fentanyl [or carfentanil],  
118 or [their] **its** optical isomers or analogues; **or**

119 (14) **More than five hundredths of a milligram of**  
120 **carfentanil.**

579.068. 1. A person commits the offense of  
2 trafficking drugs in the second degree if, except as

3 authorized by this chapter or chapter 195, such person  
4 knowingly possesses or has under his or her control,  
5 purchases or attempts to purchase, or brings into this state:

6 (1) More than thirty grams of a mixture or substance  
7 containing a detectable amount of heroin;

8 (2) More than one hundred fifty grams of a mixture or  
9 substance containing a detectable amount of coca leaves,  
10 except coca leaves and extracts of coca leaves from which  
11 cocaine, ecgonine, and derivatives of ecgonine or their  
12 salts have been removed; cocaine salts and their optical and  
13 geometric isomers, and salts of isomers; ecgonine, its  
14 derivatives, their salts, isomers, and salts of isomers; or  
15 any compound, mixture, or preparation which contains any  
16 quantity of any of the foregoing substances;

17 (3) More than five hundred milligrams of a mixture or  
18 substance containing a detectable amount of lysergic acid  
19 diethylamide (LSD);

20 (4) More than thirty grams of a mixture or substance  
21 containing a detectable amount of phencyclidine (PCP);

22 (5) More than four grams of phencyclidine;

23 (6) More than thirty kilograms of a mixture or  
24 substance containing marijuana;

25 (7) More than thirty grams of any material, compound,  
26 mixture, or preparation containing any quantity of the  
27 following substances having a stimulant effect on the  
28 central nervous system: amphetamine, its salts, optical  
29 isomers and salts of its optical isomers; methamphetamine,  
30 its salts, optical isomers and salts of its optical isomers;  
31 phenmetrazine and its salts; or methylphenidate;

32 (8) More than thirty grams of any material, compound,  
33 mixture, or preparation which contains any quantity of 3,4-  
34 methylenedioxymethamphetamine; [or]

35 (9) More than [ten] **three** milligrams of fentanyl [or  
36 carfentanil], or any derivative thereof, [or any combination  
37 thereof,] or any compound, mixture, or substance containing  
38 a detectable amount of fentanyl [or carfentanil], or [their]  
39 **its** optical isomers or analogues; **or**

40 (10) **Any amount of carfentanil.**

41 2. The offense of trafficking drugs in the second  
42 degree is a class C felony.

43 3. The offense of trafficking drugs in the second  
44 degree is a class B felony if the quantity involved is:

45 (1) Ninety grams or more of a mixture or substance  
46 containing a detectable amount of heroin; or

47 (2) Four hundred fifty grams or more of a mixture or  
48 substance containing a detectable amount of coca leaves,  
49 except coca leaves and extracts of coca leaves from which  
50 cocaine, ecgonine, and derivatives of ecgonine or their  
51 salts have been removed; cocaine salts and their optical and  
52 geometric isomers, and salts of isomers; ecgonine, its  
53 derivatives, their salts, isomers, and salts of isomers; or  
54 any compound, mixture, or preparation which contains any  
55 quantity of any of the foregoing substances; or

56 (3) One gram or more of a mixture or substance  
57 containing a detectable amount of lysergic acid diethylamide  
58 (LSD); or

59 (4) Ninety grams or more of a mixture or substance  
60 containing a detectable amount of phencyclidine (PCP); or

61 (5) Twelve grams or more of phencyclidine; or

62 (6) One hundred kilograms or more of a mixture or  
63 substance containing marijuana; or

64 (7) More than five hundred marijuana plants; or

65 (8) Ninety grams or more but less than four hundred  
66 fifty grams of any material, compound, mixture, or

67 preparation containing any quantity of the following  
68 substances having a stimulant effect on the central nervous  
69 system: amphetamine, its salts, optical isomers and salts  
70 of its optical isomers; methamphetamine, its salts, optical  
71 isomers and salts of its optical isomers; phenmetrazine and  
72 its salts; or methylphenidate; or

73 (9) Ninety grams or more but less than four hundred  
74 fifty grams of any material, compound, mixture, or  
75 preparation which contains any quantity of 3,4-  
76 methylenedioxyamphetamine; or

77 (10) **[Twenty] Fourteen** milligrams or more of fentanyl  
78 **[or carfentanil]**, or any derivative thereof, **[or any**  
79 **combination thereof,]** or any compound, mixture, or substance  
80 containing a detectable amount of fentanyl **[or carfentanil]**,  
81 or **[their] its** optical isomers or analogues; **or**

82 **(11) More than five hundredths of a milligram of**  
83 **carfentanil.**

84 4. The offense of trafficking drugs in the second  
85 degree is a class A felony if the quantity involved is four  
86 hundred fifty grams or more of any material, compound,  
87 mixture or preparation which contains:

88 (1) Any quantity of the following substances having a  
89 stimulant effect on the central nervous system:  
90 amphetamine, its salts, optical isomers and salts of its  
91 optical isomers; methamphetamine, its salts, isomers and  
92 salts of its isomers; phenmetrazine and its salts; or  
93 methylphenidate; or

94 (2) Any quantity of 3,4-methylenedioxyamphetamine.

95 5. The offense of drug trafficking in the second  
96 degree is a class C felony for the first offense and a class  
97 B felony for any second or subsequent offense for the  
98 trafficking of less than one gram of flunitrazepam.

589.900. 1. For the purposes of sections 589.900 to  
2 589.902, the following terms mean:

3 (1) "Authorized individuals", peace officers, as  
4 defined in section 590.010, who are certified in accordance  
5 with federal requirements, including the Homeland Security  
6 Act of 2002, Pub. L. 107-296, as amended, when applicable,  
7 to conduct unmanned aircraft and unmanned aerial system  
8 mitigation;

9 (2) "Mitigate", any of the following actions:

10 (a) During the operation of an unmanned aircraft  
11 system, to detect, identify, monitor, or track the unmanned  
12 aircraft system or unmanned aircraft, without prior consent,  
13 including by means of intercept or other access of a wire  
14 communication, an oral communication, or an electronic  
15 communication used to control the unmanned aircraft system  
16 or unmanned aircraft;

17 (b) To warn the operator of the unmanned aircraft  
18 system or unmanned aircraft, including by passive or active  
19 and direct or indirect physical, electronic, radio, or  
20 electromagnetic means, or through the use of remote  
21 identification broadcast or other means;

22 (c) To disrupt control of the unmanned aircraft system  
23 or unmanned aircraft, without prior consent, including by  
24 disabling the unmanned aircraft system or unmanned aircraft  
25 by intercepting, interfering, or causing interference with  
26 wire, oral, electronic, or radio communications used to  
27 control the unmanned aircraft system or unmanned aircraft;

28 (d) To seize or exercise control of the unmanned  
29 aircraft system or unmanned aircraft; or

30 (e) To use reasonable force, if necessary, to disable,  
31 damage, or destroy the unmanned aircraft system or unmanned  
32 aircraft.

33           2. The terms "unmanned aircraft" and "unmanned  
34 aircraft system" shall have the meanings given such terms in  
35 49 U.S.C. Section 44801.

          589.902. 1. To the greatest extent permissible under  
2 applicable federal law, including the Homeland Security Act  
3 of 2002, Pub. L. 107-296, as amended, authorized individuals  
4 in this state shall be empowered to take necessary action to  
5 mitigate a credible threat that an unmanned aircraft or  
6 unmanned aircraft system poses to the safety or security of  
7 people, facilities, assets, a venue or set of venues used  
8 for large-scale public gatherings or events, critical  
9 infrastructure, or correctional facilities.

10           2. Nothing in this section shall be construed to limit  
11 the power of a law enforcement officer in this state to  
12 seize an unmanned aircraft system or unmanned aircraft in  
13 the course of their duties. A law enforcement officer may  
14 use all lawful means to effect such a seizure, which may  
15 include the use of mitigation techniques where permissible.

16           3. Any unmanned aircraft system or unmanned aircraft  
17 seized under this section or in connection with a criminal  
18 act shall be subject to forfeiture under section 513.607.

19           4. Nothing in this section shall be construed to  
20 permit the jamming of or interference with any signal,  
21 except in accordance with all applicable federal laws,  
22 rules, and regulations, including, but not limited to, the  
23 Homeland Security Act of 2002, Pub. L. 107-296, as amended.

          590.1300. 1. The POST commission shall establish a  
2 training program to be known as the "Missouri Rangers", and  
3 shall establish minimum standards for training instructors,  
4 training centers, and training programs that focus on  
5 preventing and responding to emergency or violent crisis  
6 situations in school settings.

7           2. (1) Each person seeking entrance into the Missouri  
8 rangers training program shall submit an authorization for a  
9 criminal history background check to include the records of  
10 the Federal Bureau of Investigation to the training center  
11 or training program where such person is seeking entrance.  
12 The training center or training program shall cause a  
13 criminal history background check to be made and shall cause  
14 the resulting report to be forwarded to the agency where the  
15 applicant is seeking to be designated as a Missouri ranger.

16           (2) After a person has submitted an application, but  
17 prior to entry to the training program, each applicant shall  
18 take a physical fitness test:

19           (a) For applicants aged twenty-one to thirty-five:

20           a. Run one and one-half miles in less than twelve  
21 minutes and thirty seconds;

22           b. Complete a minimum of four pull-ups;

23           c. Complete a minimum of forty pushups in less than  
24 one minute; and

25           d. Complete fifty crunches in less than one minute;

26           (b) The POST commission shall promulgate lower age-  
27 appropriate standards for applicants aged thirty-six to  
28 forty-five and for applicants over the age of forty-six;

29           (3) No former or retired military personnel shall be  
30 admitted to a Missouri ranger training center or training  
31 program unless such person has received an honorable  
32 discharge.

33           3. The arrest powers granted to any person who  
34 successfully completes the Missouri rangers training program  
35 shall be limited to:

36           (1) Missouri rangers who are actively employed by the  
37 school or school district;

38           (2) Any property or premises owned, leased, rented, or  
39 possessed by the school or school district, including any  
40 school bus owned, operated, or contracted for in the service  
41 on behalf of the district while involved in school  
42 activities; and

43           (3) Offenses established under chapter 571 and any  
44 offense under section 569.140 or 569.155 involving school  
45 property.

46 The provisions of this subsection shall not apply to any  
47 person who is an active law enforcement officer.

48           4. (1) The POST commission shall develop a training  
49 program of not more than one hundred sixty hours that shall  
50 include close quarter combat; building security and  
51 hardening; bomb and arson; de-escalation; implicit and  
52 racial bias; active shooter training; preventative  
53 behavioral threat assessments; state and federal  
54 constitutional and statutory law relating to search and  
55 seizure, as relating to the arrests Missouri rangers are  
56 permitted to make; firearms training; defensive tactics; an  
57 abbreviated "stop the bleed" first aid training; and any  
58 other related training deemed necessary by POST.

59           (2) The POST commission shall promulgate an  
60 abbreviated training program for applicants that are active  
61 or retired law enforcement officers, or active or retired  
62 military personnel, including active or retired members of  
63 the National Guard. As used in this section, "retired"  
64 shall mean any law enforcement officer with ten or more  
65 years of experience.

66           5. The POST commission shall promulgate rules for  
67 continuing education training for all Missouri rangers. Any  
68 rule or portion of a rule, as that term is defined in

69 section 536.010, that is created under the authority  
70 delegated in this section shall become effective only if it  
71 complies with and is subject to all of the provisions of  
72 chapter 536 and, if applicable, section 536.028. This  
73 section and chapter 536 are nonseverable and if any of the  
74 powers vested with the general assembly pursuant to chapter  
75 536 to review, to delay the effective date, or to disapprove  
76 and annul a rule are subsequently held unconstitutional,  
77 then the grant of rulemaking authority and any rule proposed  
78 or adopted after August 28, 2026, shall be invalid and void.

79 6. The POST commission may develop a part-time  
80 training program, provided such program satisfies all of the  
81 requirements of this section.

82 7. A certificate of Missouri ranger training program  
83 completion may be issued to any applicant by any approved  
84 Missouri ranger training instructor. On the certificate of  
85 program completion, the approved Missouri ranger training  
86 instructor shall affirm that the individual receiving  
87 instruction has taken and passed a Missouri ranger training  
88 program that meets the requirements of this section. The  
89 instructor shall also provide a copy of such certificate to  
90 the director of the department of public safety.

91 8. Upon successful completion of the training program,  
92 each person shall receive a certificate and a Missouri  
93 ranger badge.

94 9. The front and back of the outermost garment of the  
95 ranger uniform shall have capitalized block letters spelling  
96 "RANGER".

97 10. (1) Notwithstanding the provisions of subsections  
98 6 and 7 of section 160.665, subdivision (10) of subsection 1  
99 of section 571.030, subdivision (10) of subsection 1 of  
100 section 571.107, or any other provision of law to the

101 contrary, a Missouri ranger may, if authorized by the hiring  
102 school or school district, carry a firearm or firearms,  
103 whether loaded or unloaded, or any other weapon readily  
104 capable of lethal use into the school, onto any school bus  
105 owned, operated, or contracted for by the school or school  
106 district, or onto any property or premises owned, leased,  
107 rented, or possessed by the school or school district;

108 (2) It shall be the decision of the hiring school or  
109 school district whether a ranger shall carry a firearm or  
110 firearms or any other weapon readily capable of lethal use  
111 as provided in subdivision (1) of this subsection while on  
112 duty, which type of firearm or firearms or any other weapon  
113 the ranger shall carry, and whether the firearm, firearms,  
114 or weapons shall be concealed;

115 (3) Each ranger shall use a level three retention  
116 holster if open carrying a pistol while on duty.

117 11. For the purpose of liability and workers'  
118 compensation only, Missouri rangers shall be considered  
119 employees of the school or school district that hires them.  
120 All other benefits for which an employee of the school or  
121 school district may be eligible, such as health and  
122 retirement benefits, may be offered to the ranger at the  
123 discretion of the school or school district. Rangers  
124 employed by a school or school district may be compensated  
125 as full- or part-time employees, or on a volunteer basis  
126 without compensation. Qualified immunity and the public  
127 duty rule shall apply to the provisions of this section as  
128 interpreted by the federal and state courts.

610.141. 1. For the purposes of this section, the  
2 following terms shall mean:

3           (1) "Case record", all records in a case file in the  
4 statewide court automation system relating to an eligible  
5 offense;

6           (2) "Criminal history record information", data  
7 relating to the arrest, prosecution, court action,  
8 detention, and other related information collected, stored,  
9 and disseminated by the central repository for each criminal  
10 offense in this state;

11           (3) "Eligible offense", for an offense to be eligible,  
12 it must:

13           (a) Be a qualifying offense, as defined in this  
14 section;

15           (b) Be a final conviction;

16           (c) Be the only charge of conviction in a case or part  
17 of a case that contains only convictions for qualifying  
18 offenses;

19           (d) Have been one year since final disposition of the  
20 eligible offense for a misdemeanor and three years for a  
21 felony;

22           (e) Be an offender with no conviction for a  
23 misdemeanor or felony within one calendar year of the final  
24 disposition of the expungable offense if the offense is a  
25 misdemeanor and three years if the expungable offense is a  
26 felony, not including violations of the traffic regulations  
27 provided under chapters 301, 302, 303, 304, and 307;

28           (f) Be an offender with no outstanding arrest or  
29 pending charges for a misdemeanor or felony at the time of  
30 analysis for expungement, not including violations of the  
31 traffic regulations provided under chapters 301, 302, 303,  
32 304, and 307; and

33           (g) Not be for a class A felony;

34 (4) "Expungement", closure of the record pursuant to  
35 section 610.120;

36 (5) "Final disposition", completion of all court  
37 imposed terms and conditions and unconditional release from  
38 custody;

39 (6) "Qualifying offense", a conviction for:

40 (a) Possession of a controlled substance under section  
41 195.202, as it existed prior to January 1, 2017;

42 (b) Unlawful use of drug paraphernalia under section  
43 195.233, as it existed prior to January 1, 2017;

44 (c) Possession or control of a controlled substance  
45 under section 579.015; or

46 (d) Unlawful possession of drug paraphernalia under  
47 section 579.074;

48 (7) "Restoration of rights", a full restoration of the  
49 civil rights of such person to the status occupied prior to  
50 the conviction as if such events had never taken place.  
51 This includes the right to vote, the right to hold public  
52 office, and to serve as a juror. No person with a state-  
53 initiated expungement shall be held thereafter under any  
54 provision of law to be guilty of perjury or otherwise giving  
55 a false statement by reason of his or her failure to recite  
56 or acknowledge such convictions or expungement in response  
57 to an inquiry and no such inquiry shall be made for  
58 information relating to an expungement, except the  
59 petitioner shall disclose the expunged offense to any entity  
60 with authorization to access closed records under section  
61 610.120. The expunged offense may be considered a prior  
62 offense in determining a sentence to be imposed for any  
63 subsequent offense that the person is found guilty of  
64 committing. "Restoration of rights" shall not include

65 rights related to the uses for the conviction detailed in  
66 section 610.120.

67       2. All eligible offenses shall automatically be  
68 expunged as a matter of law upon eligibility. The  
69 provisions of this section shall apply retroactively to any  
70 arrest, charge, trial, or conviction for which there is an  
71 electronic record regardless of the date that the arrest was  
72 made, the charge or charges were brought, the trial  
73 occurred, or the conviction was entered. The result of the  
74 expungement shall be a closure of the record and restoration  
75 of rights, as defined in this section.

76       3. The central repository shall, on a rolling basis,  
77 but not less than once per week, automatically screen  
78 criminal history record information contained in the  
79 statewide criminal history database for eligible offenses.  
80 All eligible offenses shall be automatically expunged by the  
81 central repository pursuant to this section. The central  
82 repository shall base automated expungement record  
83 designations only on the data available in its system. Once  
84 expunged, an offense record status shall reflect the  
85 expungement in the criminal history system by way of the  
86 Missouri uniform law enforcement system. If additional  
87 information is learned by the central repository relating to  
88 eligibility, the analysis may be rerun as necessary and the  
89 record status updated. The central repository shall, on at  
90 least a weekly basis, send the supreme court of Missouri a  
91 list of all expunged offense changes since the previous  
92 report.

93       4. Upon completion of each expungement eligibility  
94 analysis or upon any update of record status under  
95 subsection 3 of this section, the central repository shall  
96 notify the office of state courts administrator of its

97 designations of automated expungement eligible offenses, in  
98 a manner to be determined by the office of state courts  
99 administrator and the state highway patrol. Case records  
100 for eligible offenses contained within the statewide court  
101 automation system shall be confidential and available to the  
102 parties or as otherwise provided by supreme court rules.  
103 The office of state courts administrator shall expunge case  
104 records for eligible offenses based only on the information  
105 available in the statewide court automation system and the  
106 designations of eligible offenses provided by the central  
107 repository.

108         5. For purposes of compliance with this section, any  
109 agency releasing investigative reports under chapter 610  
110 shall treat said information as a closed record where it  
111 relates only to an expunged offense under this section. It  
112 shall be an affirmative defense that an agency conducted a  
113 Missouri uniform law enforcement system query of the  
114 relevant criminal history record and adhered to the record  
115 status designation therein.

116         6. An offender shall be limited to three misdemeanor  
117 and two felony expungements under this section and section  
118 610.140 combined. Where a criminal case contains more than  
119 one expungable offense, the offense with the highest level  
120 penalty available shall be the only offense that counts for  
121 the purposes of this subsection.

122         7. Nothing in this section shall prohibit the filing  
123 of an expungement petition under any other provision of law  
124 for which such a filing is permissible.

125         8. Notwithstanding any other provision of law, the  
126 sole remedy for relief for failure to expunge under this  
127 section shall be the filing of an expungement petition under  
128 section 610.140.

129           9. Beginning January 1, 2028, and each year  
130 thereafter, the Missouri state highway patrol shall submit a  
131 report to the joint committee on the justice system, the  
132 house judiciary committee or any successor committee, and  
133 the senate judiciary and civil and criminal jurisprudence  
134 committee or any successor committee providing statistical  
135 information for the prior year, arranged by judicial circuit  
136 and county, of the number of expungements issued under  
137 section 610.141 in the criminal history system. The data  
138 shall be aggregated by race, sex, age, circuit, county, and  
139 offense type and level if such data is available.

140           10. The provisions of this section shall be effective  
141 when technically feasible for both the office of state  
142 courts administrator and the central repository, but no  
143 later than January 1, 2027.

144           11. Notwithstanding section 610.120, upon request, the  
145 Missouri state highway patrol shall provide a consumer  
146 reporting agency with information sufficient to accurately  
147 identify and delete records associated with all offenses  
148 being expunged under this section. Consumer reporting  
149 agencies shall sign an agreement which certifies they will  
150 only use the data provided for the purpose of compliance  
151 with this chapter and that when no longer needed, all such  
152 data will be destroyed.

153           12. The office of state courts administrator, the  
154 department of corrections, and the Missouri state highway  
155 patrol shall jointly develop a document outlining the  
156 state's expungement provisions under this section which  
157 shall be provided by:

158           (1) Any court sentencing an individual for a  
159 qualifying offense under this section at the time of  
160 sentencing; or

161           (2) Any probation or parole officer releasing an  
162 individual from supervision for a qualifying offense under  
163 this section.

          610.143. 1. Records of arrests, indictments pending  
2 trial, and convictions of crimes shall no longer be reported  
3 if at any time after a conviction it is learned that a full  
4 pardon or expungement has been granted for that conviction,  
5 or at any time after an arrest or indictment it is learned  
6 that a conviction did not result.

7           2. In addition to such other remedies as are provided  
8 in this section, if the attorney general has reason to  
9 believe that any person has violated or is violating this  
10 section, the attorney general:

11           (1) May bring an action to enjoin such violation in  
12 any appropriate United States district court or in any other  
13 court of competent jurisdiction;

14           (2) May bring an action on behalf of the residents of  
15 the state to recover:

16           (a) Damages for which the person is liable to such  
17 residents under Sections 616 and 617 of 15 U.S.C. Section  
18 1681s as a result of the violation;

19           (b) In the case of a violation described in any of  
20 Paragraphs (1) through (3) of Section 623(c) of 15 U.S.C.  
21 Section 1681s, damages for which the person would, but for  
22 Section 623(c), be liable to such residents as a result of  
23 the violation; or

24           (c) Damages of not more than one thousand dollars for  
25 each willful or negligent violation; and

26           (3) In the case of any successful action under  
27 subdivision (1) or (2) of this subsection, shall be awarded

28 the costs of the action and reasonable attorney fees as  
29 determined by the court.

30 3. Injunctive relief shall be available to any  
31 consumer aggrieved by a violation or a threatened violation  
32 of this section regardless of whether the consumer seeks any  
33 other remedy under this section.

34 4. An employer, volunteer organization, or landlord  
35 who employs, qualifies, or otherwise engages an individual  
36 whose criminal history record has been expunged shall be  
37 immune from liability for any claim arising out of the  
38 misconduct of the individual if the misconduct relates to  
39 the portion of the criminal history record that has been  
40 expunged, unless such employer, volunteer organization, or  
41 landlord failed to exercise reasonable care in determining  
42 that the employee does not pose a danger or risk to others.

43 5. A person granted an expungement shall disclose any  
44 expunged offense if the disclosure of such information is  
45 necessary to complete any application for employment with  
46 any:

47 (1) Federally insured bank or savings institution or  
48 credit union or an affiliate of such institution or credit  
49 union for the purpose of compliance with 12 U.S.C. Section  
50 1829 and 12 U.S.C. Section 1785;

51 (2) Entity engaged in the business of insurance or any  
52 insurer for the purpose of complying with 18 U.S.C. Section  
53 1033, 18 U.S.C. Section 1034, or other similar law that  
54 requires an employer engaged in the business of insurance to  
55 exclude applicants with certain criminal convictions from  
56 employment; or

57           (3) Entity authorized to receive and utilize closed  
58 criminal history records under section 610.120, including  
59 but not limited to law enforcement.

610.144. 1. (1) There is hereby created in the state  
2 treasury the "Missouri Expungement Fund", which shall  
3 consist of moneys appropriated to it by the general assembly  
4 and gifts, donations, grants, and bequests. The state  
5 treasurer shall be custodian of the fund. In accordance  
6 with sections 30.170 and 30.180, the state treasurer may  
7 approve disbursements. The fund shall be a dedicated fund  
8 and, upon appropriation, moneys in this fund shall be used  
9 solely as provided in subsection 2 of this section.

10           (2) The state treasurer shall invest moneys in the  
11 fund in the same manner as other funds are invested. Any  
12 interest and moneys earned on such investments shall be  
13 credited to the fund.

14           2. The office of state courts administrator and the  
15 department of public safety shall expend moneys from the  
16 fund, upon appropriation, on the statewide court automation  
17 case management system and the Missouri criminal history  
18 record information system established under sections 43.500  
19 to 43.530 for one or more of the following purposes:

20           (1) Expenses that may be incurred to develop,  
21 establish, maintain, or operate any information technology  
22 equipment, software, systems, or services associated with  
23 the expungement or closing of records under Missouri law,  
24 including the development and implementation of any  
25 technology-assisted, state-initiated bulk expungement or  
26 sealing of records under Missouri law; or

27           (2) The cost of necessary personnel or contractors.

650.240. The director shall employ deputy inspectors  
2 who shall be responsible to the chief inspector [and who  
3 shall have had at the time of appointment not less than five  
4 years' experience in the construction, installation,  
5 inspection, operation, maintenance, or repair of high  
6 pressure boilers and pressure vessels as a mechanical  
7 engineer, steam operating engineer, boilermaker, or boiler  
8 inspector, and who shall have passed the examination  
9 provided for in section 650.250].

Section B. Because immediate action is necessary to  
2 address the urgent need of Missouri law enforcement agencies  
3 to be able to ensure and provide for the safety and security  
4 of Missouri residents from the threat that weaponized  
5 unmanned aircraft systems present to Missouri, the enactment  
6 of sections 589.900 and 589.902 and the repeal and  
7 reenactment of section 577.800 of this act are deemed  
8 necessary for the immediate preservation of the public  
9 health, welfare, peace, and safety, and is hereby declared  
10 to be an emergency act within the meaning of the  
11 constitution, and the enactment of sections 589.900 and  
12 589.902 and the repeal and reenactment of section 577.800 of  
13 this act shall be in full force and effect upon its passage  
14 and approval.

Section C. In the event that any section, provision,  
2 clause, phrase, or word of this act or the application  
3 thereof is declared invalid under the Constitution of the  
4 United States or the Constitution of the State of Missouri,  
5 whether on procedural or substantive grounds, it is the  
6 intent of the general assembly that the remaining sections  
7 of this act remain in force and effect as far as they are  
8 capable of being carried into execution as intended by the

9 general assembly. The general assembly hereby declares that  
10 it would have passed each section, provision, clause,  
11 phrase, or word thereof, irrespective of the fact that any  
12 one or more sections, provisions, clauses, phrases, or words  
13 of this act or the application of this act would be declared  
14 unenforceable, unconstitutional, or invalid.

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