

SECOND REGULAR SESSION

HOUSE BILL NO. 1529

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BUCHHEIT-COURTWAY.

3846H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 568.050, RSMo, and to enact in lieu thereof one new section relating to the offense of endangering the welfare of a child in the second degree, with penalty provisions.

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

Section A. Section 568.050, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 568.050, to read as follows:

568.050. 1. A person commits the offense of endangering the welfare of a child in the second degree if he or she:

(1) With criminal negligence:

(a) Acts in a manner that creates a substantial risk to the life, body or health of a child less than seventeen years of age; or

(b) **Leaves a child under eight years of age unattended in a motor vehicle and such child suffers injuries or dies as a result of being left unattended in the motor vehicle; or**

(2) Knowingly encourages, aids or causes a child less than seventeen years of age to engage in any conduct which causes or tends to cause the child to come within the provisions of paragraph (d) of subdivision (2) of subsection 1 or subdivision (3) of subsection 1 of section 211.031; or

(3) Being a parent, guardian or other person legally charged with the care or custody of a child less than seventeen years of age, recklessly fails or refuses to exercise reasonable diligence in the care or control of such child to prevent him or her from coming within the

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

16 provisions of paragraph (c) of subdivision (1) of subsection 1 or paragraph (d) of subdivision
17 (2) of subsection 1 or subdivision (3) of subsection 1 of section 211.031; or

18 (4) Knowingly encourages, aids or causes a child less than seventeen years of age to
19 enter into any room, building or other structure which is a public nuisance as defined in
20 section 579.105.

21 2. Nothing in this section shall be construed to mean the welfare of a child is
22 endangered for the sole reason that he or she is being provided nonmedical remedial treatment
23 recognized and permitted under the laws of this state.

24 3. The offense of endangering the welfare of a child in the second degree is a class A
25 misdemeanor unless the offense is committed as part of an act or series of acts performed by
26 two or more persons as part of an established or prescribed pattern of activity, in which case
27 the offense is a class E felony.

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