

SECOND REGULAR SESSION

HOUSE BILL NO. 2710

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE ROBERTS (77).

5610H.021

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal sections 589.400, 589.401, and 589.414, RSMo, and to enact in lieu thereof three new sections relating to the registration of sexual offenders.

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

Section A. Sections 589.400, 589.401, and 589.414, RSMo, are repealed and three new sections enacted in lieu thereof, to be known as sections 589.400, 589.401, and 589.414, to read as follows:

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

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

(2) Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in

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

17 the first degree; promoting child pornography in the second degree; possession of child
18 pornography; furnishing pornographic material to minors; public display of explicit sexual
19 material; coercing acceptance of obscene material; promoting obscenity in the first degree;
20 promoting pornography for minors or obscenity in the second degree; incest; use of a child in a
21 sexual performance; or promoting sexual performance by a child; patronizing prostitution if the
22 individual the person patronizes is less than eighteen years of age;

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

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

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

29 (6) Any juvenile fourteen years of age or older at the time of the offense who has been
30 adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under
31 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

32 (7) Any person who is a resident of this state who has, since July 1, 1979, been or is
33 hereafter adjudicated in any other state, territory, the District of Columbia, or foreign country,
34 or under federal, tribal, or military jurisdiction for an offense which, if committed in this state,
35 would constitute an offense listed under section 589.414, or has been or is required to register
36 in another state, territory, the District of Columbia, or foreign country~~[-or has been or is required~~
37 ~~to register under tribal, federal, or military law];~~ or

38 (8) Any person who has been or is required to register in another state, territory, the
39 District of Columbia, or foreign country~~[-or has been or is required to register under tribal,~~
40 ~~federal, or military law]~~ and who works or attends an educational institution, whether public or
41 private in nature, including any secondary school, trade school, professional school, or institution
42 of higher education on a full-time or on a part-time basis or has a temporary residence in
43 Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month
44 period.

45 2. Any person to whom sections 589.400 to 589.425 apply shall, within three business
46 days of adjudication, release from incarceration, or placement upon probation, register with the
47 chief law enforcement official of the county or city not within a county in which such person
48 resides unless such person has already registered in that county for the same offense. For any
49 juvenile under subdivision (6) of subsection 1 of this section, within three business days of
50 adjudication or release from commitment to the division of youth services, the department of
51 mental health, or other placement, such juvenile shall register with the chief law enforcement
52 official of the county or city not within a county in which he or she resides unless he or she has

53 already registered in such county or city not within a county for the same offense. Any person
54 to whom sections 589.400 to 589.425 apply if not currently registered in their county of
55 residence shall register with the chief law enforcement official of such county or city not within
56 a county within three business days. The chief law enforcement official shall forward a copy of
57 the registration form required by section 589.407 to a city, town, village, or campus law
58 enforcement agency located within the county of the chief law enforcement official.

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

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

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

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

66 4. The registration requirements shall be as follows:

67 (1) Fifteen years if the offender is a tier I sex offender as provided under section
68 589.414;

69 (2) Twenty-five years if the offender is a tier II sex offender as provided under section
70 589.414; or

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

72 5. (1) The registration period shall be reduced as described in subdivision (3) of this
73 subsection for a sex offender who maintains a clean record for the periods described under
74 subdivision (2) of this subsection by:

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

77 (b) Not being adjudicated of any sex offense; **and**

78 (c) ~~[Successfully completing any periods of supervised release, probation, or parole; and~~
79 ~~———(d)]~~ Successfully completing an appropriate sex offender treatment program ~~[certified~~
80 ~~by the attorney general].~~

81 (2) In the case of a:

82 (a) Tier I sex offender, the period during which the clean record shall be maintained is
83 ten years **prior to filing a petition under section 589.401;**

84 (b) Tier III sex offender adjudicated delinquent for the offense which required
85 registration in a sex offender registry under sections 589.400 to 589.425, the period during which
86 the clean record shall be maintained is twenty-five years **prior to filing a petition under section**
87 **589.401.**

88 (3) In the case of a:

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

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

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

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

99 8. Any person currently on the sexual offender registry or who otherwise would be
100 required to register for being adjudicated for the offense of felonious restraint of a nonsexual
101 nature when the victim was a child and he or she was the parent or guardian of the child,
102 nonsexual child abuse that was committed under section 568.060, or kidnapping of a nonsexual
103 nature when the victim was a child and he or she was the parent or guardian of the child shall be
104 removed from the registry. However, such person shall remain on the sexual offender registry
105 for any other offense for which he or she is required to register under sections 589.400 to
106 589.425.

107 9. The following persons shall be exempt from registering as a sexual offender upon
108 petition to the court of jurisdiction under section 589.401; except that, such person shall remain
109 on the sexual offender registry for any other offense for which he or she is required to register
110 under sections 589.400 to 589.425:

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

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

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

119 (2) Any person currently required to register for the following sexual offenses **or an**
120 **offense with the same or similar elements as the following sexual offenses:**

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

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

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

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

- 125 (e) Coercing acceptance of obscene material under section 573.065;
126 (f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor
127 under section 566.206;
128 (g) Abusing an individual through forced labor under section 566.203;
129 (h) Contributing to human trafficking through the misuse of documentation under section
130 566.215; or
131 (i) Acting as an international marriage broker and failing to provide the information and
132 notice as required under section 578.475.

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

136 11. Any nonresident worker, including work as a volunteer or intern, or nonresident
137 student shall register for the duration of such person's employment, including participation as a
138 volunteer or intern, or attendance at any school of higher education whether public or private,
139 including any secondary school, trade school, professional school, or institution of higher
140 education on a full-time or part-time basis in this state unless granted relief under section
141 589.401. Any registered offender shall provide information regarding any place in which the
142 offender is staying when away from his or her residence for seven or more days, including the
143 period of time the offender is staying in such place. Any registered offender from another state
144 who has a temporary residence in this state and resides more than seven days in a twelve-month
145 period shall register for the duration of such person's temporary residency unless granted relief
146 under section 589.401.

589.401. 1. A person on the sexual offender registry may file a petition **for removal** in
2 the division of the circuit court in the county or city not within a county in which the offense
3 requiring registration was committed to have his or her name removed from the sexual offender
4 registry.

5 2. A person who is required to register in this state because of an offense that was
6 adjudicated in another jurisdiction shall file his or her petition for removal ~~[according to the laws~~
7 ~~of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country~~
8 ~~in which his or her offense was adjudicated. Upon the grant of the petition for removal in the~~
9 ~~jurisdiction where the offense was adjudicated, such judgment may be registered in this state by~~
10 ~~sending the information required under subsection 5 of this section as well as one authenticated~~
11 ~~copy of the order granting removal from the sexual offender registry in the jurisdiction where the~~
12 ~~offense was adjudicated to the court in the county or city not within a county in which the~~
13 ~~offender is required to register. On receipt of a request for registration removal, the registering~~
14 ~~court shall cause the order to be filed as a foreign judgment, together with one copy of the~~

15 ~~documents and information, regardless of their form. The petitioner shall be responsible for~~
16 ~~costs associated with filing the petition]~~ **in the division of the circuit court in the county or**
17 **city not within a county in which the offender resides and registers.**

18 3. A person required to register as a tier III offender shall not file a petition under this
19 section unless the requirement to register results from a juvenile adjudication.

20 4. The petition shall be dismissed without prejudice if the following time periods have
21 not elapsed since the date the ~~[person was required to register]~~ **person's legal obligation to**
22 **register first occurred** for his or her most recent offense under sections 589.400 to 589.425:

23 (1) For a tier I offense, ten years;

24 (2) For a tier II offense, twenty-five years; or

25 (3) For a tier III offense adjudicated delinquent, twenty-five years.

26 5. The petition shall be dismissed without prejudice if it fails to include any of the
27 following:

28 (1) The petitioner's:

29 (a) Full name, including any alias used by the individual;

30 (b) Sex;

31 (c) Race;

32 (d) Date of birth;

33 (e) Last four digits of the Social Security number;

34 (f) Address; and

35 (g) Place of employment, school, or volunteer status;

36 (2) The offense and tier of the offense that required the petitioner to register;

37 (3) The date the petitioner was adjudicated for the offense;

38 (4) The date the petitioner was required to register;

39 (5) The case number and court, including the county or city not within a county, that
40 entered the original order for the adjudicated sex offense;

41 (6) Petitioner's fingerprints on an applicant fingerprint card;

42 (7) If the petitioner was pardoned or an offense requiring registration was reversed,
43 vacated, or set aside, an authenticated copy of the order; and

44 (8) If the petitioner is currently registered under applicable law and has not been
45 adjudicated for failure to register in any jurisdiction and does not have any charges pending for
46 failure to register.

47 6. The petition shall name as respondents the Missouri state highway patrol and the chief
48 law enforcement official in the county or city not within a county in which the ~~[petition is filed]~~
49 **offender is legally obligated to register.**

50 7. All proceedings under this section shall be governed under the Missouri supreme court
51 rules of civil procedure.

52 8. The person seeking removal or exemption from the registry shall provide the
53 prosecuting attorney in the circuit court in which the petition is filed with notice of the petition.
54 The prosecuting attorney may present evidence in opposition to the requested relief or may
55 otherwise demonstrate the reasons why the petition should be denied. Failure of the person
56 seeking removal or exemption from the registry to notify the prosecuting attorney of the petition
57 shall result in an automatic denial of such person's petition.

58 9. The prosecuting attorney in the circuit court in which the petition is filed shall have
59 access to all applicable records concerning the petitioner including, but not limited to, criminal
60 history records, mental health records, juvenile records, and records of the department of
61 corrections or probation and parole.

62 10. The prosecuting attorney shall make reasonable efforts to notify the victim of the
63 crime for which the person was required to register of the petition and the dates and times of any
64 hearings or other proceedings in connection with such petition.

65 11. The court shall not enter an order directing the removal of the petitioner's name from
66 the sexual offender registry unless it finds the petitioner:

67 (1) Has not been adjudicated or does not have charges pending for any additional
68 nonsexual offense for which imprisonment for more than one year may be imposed since the date
69 the offender was ~~required~~ **legally obligated** to register for his or her current tier level;

70 (2) Has not been adjudicated or does not have charges pending for any additional sex
71 offense that would require registration under sections 589.400 to 589.425 since the date the
72 offender was ~~required~~ **legally obligated** to register for his or her current tier level, even if the
73 offense was punishable by less than one year imprisonment;

74 (3) ~~[Has successfully completed any required periods of supervised release, probation,
75 or parole without revocation since the date the offender was required to register for his or her
76 current tier level;~~

77 ~~——(4) Has successfully completed an appropriate sex offender treatment program [as
78 approved by a court of competent jurisdiction or the Missouri department of corrections]; and~~

79 ~~[(5)] (4) Is not a current or potential threat to public safety.~~

80 12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of
81 this section, the fingerprints filed in the case shall be examined by the Missouri state highway
82 patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based
83 criminal history check of both state and federal files under section 43.530.

84 13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2)
85 of subsection 11 of this section, the petitioner shall not file a new petition under this section
86 until:

87 (1) [~~Fifteen~~] **Ten** years have passed from the date of the adjudication resulting in the
88 denial of relief if the petitioner is classified as a tier I offender;

89 (2) Twenty-five years have passed from the date of adjudication resulting in the denial
90 of relief if the petitioner is classified as a tier II offender; or

91 (3) Twenty-five years have passed from the date of the adjudication resulting in the
92 denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile
93 adjudication.

94 14. If the petition is denied due to the petitioner having charges pending in violation of
95 subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition
96 under this section until:

97 (1) The pending charges resulting in the denial of relief have been finally disposed of in
98 a manner other than adjudication; or

99 (2) If the pending charges result in an adjudication, the necessary time period has elapsed
100 under subsection 13 of this section.

101 15. If the petition is denied for reasons other than those outlined in subsection 11 of this
102 section, no successive petition requesting such relief shall be filed for at least [~~five years~~] **one**
103 **year** from the date the judgment denying relief is entered.

104 16. If the court finds the petitioner is entitled to have his or her name removed from the
105 sexual offender registry, the court shall enter judgment directing the removal of the name. A
106 copy of the judgment shall be provided to the respondents named in the petition.

107 17. Any person subject to the judgment requiring his or her name to be removed from
108 the sexual offender registry is not required to register under sections 589.400 to 589.425 unless
109 such person is required to register for an offense that was different from that listed on the
110 judgment of removal.

111 18. The court shall not deny the petition unless the petition failed to comply with the
112 provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence
113 demonstrating the petition should be denied.

 589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, within
2 three business days, appear in person to the chief law enforcement officer of the county or city
3 not within a county if there is a change to any of the following information:

4 (1) Name;

5 (2) Residence;

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

7 (4) Student status; or

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

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

12 (1) Vehicle information;

13 (2) Temporary lodging information;

14 (3) Temporary residence information;

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

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

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

22 4. If any person required by sections 589.400 to 589.425 to register changes such
23 person's residence or address to a different county or city not within a county, the person shall
24 appear in person and shall inform both the chief law enforcement official with whom the person
25 last registered and the chief law enforcement official of the county or city not within a county
26 having jurisdiction over the new residence or address in writing within three business days of
27 such new address and phone number, if the phone number is also changed. If any person
28 required by sections 589.400 to 589.425 to register changes his or her state, territory, the District
29 of Columbia, or foreign country, or federal, tribal, or military jurisdiction of residence, the person
30 shall appear in person and shall inform both the chief law enforcement official with whom the
31 person was last registered and the chief law enforcement official of the area in the new state,
32 territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction
33 having jurisdiction over the new residence or address within three business days of such new
34 address. Whenever a registrant changes residence, the chief law enforcement official of the
35 county or city not within a county where the person was previously registered shall inform the
36 Missouri state highway patrol of the change within three business days. When the registrant is
37 changing the residence to a new state, territory, the District of Columbia, or foreign country, or
38 federal, tribal, or military jurisdiction, the Missouri state highway patrol shall inform the
39 responsible official in the new state, territory, the District of Columbia, or foreign country, or
40 federal, tribal, or military jurisdiction of residence within three business days.

41 5. Tier I sexual offenders, in addition to the requirements of subsections 1 to 4 of this
42 section, shall report in person to the chief law enforcement official annually in the month of their

43 birth to verify the information contained in their statement made pursuant to section 589.407.

44 Tier I sexual offenders include:

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

46 (a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years
47 of age or older;

48 (b) Sexual misconduct involving a child under section 566.083 if it is a first offense and
49 the ~~[punishment is]~~ **sentence imposed was a term of imprisonment** less than one year;

50 (c) Sexual abuse in the second degree under section 566.101 if the ~~[punishment is]~~
51 **sentence imposed was a term of imprisonment** less than ~~[a]~~ **one** year;

52 (d) Kidnapping in the second degree under section 565.120 with sexual motivation;

53 (e) Kidnapping in the third degree under section 565.130;

54 (f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree
55 under section 566.115 if the ~~[punishment is]~~ **sentence imposed was a term of imprisonment**
56 less than one year;

57 (g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable
58 person;

59 (h) Sexual contact with a prisoner or offender under section 566.145 if the victim is
60 eighteen years of age or older;

61 (i) Sex with an animal under section 566.111;

62 (j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim
63 is eighteen years of age or older;

64 (k) Possession of child pornography under section 573.037;

65 (l) Sexual misconduct in the first degree under section 566.093;

66 (m) Sexual misconduct in the second degree under section 566.095;

67 (n) Child molestation in the second degree under section 566.068 as it existed prior to
68 January 1, 2017, if the ~~[punishment is]~~ **sentence imposed was a term of imprisonment** less
69 than one year; **or**

70 (o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of
71 age;

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

78 **(3) Any offense that falls under subsection 9 of section 589.400 shall be labeled as**
79 **a tier I offense for the purpose of determining registration requirements.**

80 6. Tier II sexual offenders, in addition to the requirements of subsections 1 to 4 of this
81 section, shall report semiannually in person in the month of their birth and six months thereafter
82 to the chief law enforcement official to verify the information contained in their statement made
83 pursuant to section 589.407. Tier II sexual offenders include:

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

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

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

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

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

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

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

95 (g) Promoting child pornography in the first degree under section 573.025;

96 (h) Promoting child pornography in the second degree under section 573.035;

97 (i) Patronizing prostitution under section 567.030;

98 (j) Sexual contact with a prisoner or offender under section 566.145 if the victim is
99 thirteen to seventeen years of age;

100 (k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen
101 to seventeen years of age;

102 (l) Sexual misconduct involving a child under section 566.083 if it is a first offense and
103 the penalty is a term of imprisonment of more than a year; or

104 (m) Age misrepresentation with intent to solicit a minor under section 566.153;

105 (2) Any person who is adjudicated **after August 28, 2018**, of an offense comparable to
106 a tier I offense listed in this section or failure to register offense under section 589.425 or
107 comparable out-of-state failure to register offense and who is already required to register as a tier
108 I offender due to having been adjudicated of a tier I offense on a previous occasion; or

109 (3) Any person who is or has been adjudicated in any other state, territory, the District
110 of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense
111 of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed
112 in this subsection or, if not comparable to those in this subsection, comparable to those described
113 as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam

114 Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248, **unless the offense committed**
115 **is an offense described under subsection 9 of section 589.400.**

116 7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this
117 section, shall report in person to the chief law enforcement official every ninety days to verify
118 the information contained in their statement made under section 589.407. Tier III sexual
119 offenders include:

120 (1) Any offender registered as a predatory sexual offender as defined in section 566.123
121 or a persistent sexual offender as defined in section 566.124;

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

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

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

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

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

128 (e) Sodomy in the first degree under section 566.060;

129 (f) Statutory sodomy under section 566.062;

130 (g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

131 (h) Sodomy in the second degree under section 566.061;

132 (i) Sexual misconduct involving a child under section 566.083 if the offense is a second
133 or subsequent offense;

134 (j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen
135 years of age;

136 (k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen
137 years of age, excluding kidnapping by a parent or guardian;

138 (l) Child kidnapping under section 565.115;

139 (m) Sexual conduct with a nursing facility resident or vulnerable person in the first
140 degree under section 566.115 if the ~~[punishment is]~~ **sentence imposed was a term of**
141 **imprisonment** greater than ~~[a]~~ **one** year;

142 (n) Incest under section 568.020;

143 (o) Endangering the welfare of a child in the first degree under section 568.045 with
144 sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

145 (p) Child molestation in the first degree under section 566.067;

146 (q) Child molestation in the second degree under section 566.068;

147 (r) Child molestation in the third degree under section 566.069 if the victim is under
148 thirteen years of age;

- 149 (s) Promoting prostitution in the first degree under section 567.050 if the victim is under
150 eighteen years of age;
- 151 (t) Promoting prostitution in the second degree under section 567.060 if the victim is
152 under eighteen years of age;
- 153 (u) Promoting prostitution in the third degree under section 567.070 if the victim is under
154 eighteen years of age;
- 155 (v) Promoting travel for prostitution under section 567.085 if the victim is under
156 eighteen years of age;
- 157 (w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim
158 is under eighteen years of age;
- 159 (x) Sexual trafficking of a child in the first degree under section 566.210;
- 160 (y) Sexual trafficking of a child in the second degree under section 566.211;
- 161 (z) Genital mutilation of a female child under section 568.065;
- 162 (aa) Statutory rape in the second degree under section 566.034;
- 163 (bb) Child molestation in the fourth degree under section 566.071 if the victim is under
164 thirteen years of age;
- 165 (cc) Sexual abuse in the second degree under section 566.101 if the ~~[penalty is]~~ **sentence**
166 **imposed was** a term of imprisonment of more than **[a] one** year;
- 167 (dd) Patronizing prostitution under section 567.030 if the offender is a persistent
168 offender;
- 169 (ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the
170 victim is under thirteen years of age;
- 171 (ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is
172 under thirteen years of age;
- 173 (gg) Sexual intercourse with a prisoner or offender under section 566.145;
- 174 (hh) Sexual contact with a student under section 566.086 if the victim is under thirteen
175 years of age;
- 176 (ii) Use of a child in a sexual performance under section 573.200; or
- 177 (jj) Promoting a sexual performance by a child under section 573.205;
- 178 (3) Any offender who is adjudicated **after August 28, 2018**, for a crime comparable to
179 a tier I or tier II offense listed in this section or failure to register offense under section 589.425,
180 or other comparable out-of-state failure to register offense, who has been or is already required
181 to register as a tier II offender because of having been adjudicated for a tier II offense, two tier
182 I offenses, or combination of a tier I offense and failure to register offense, on a previous
183 occasion; **or**

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

189 ~~— (5) Any offender who is adjudicated in Missouri for any offense of a sexual nature~~
190 ~~requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II~~
191 ~~offense in this section] , unless the offense committed is an offense described under~~
192 **subsection 9 of section 589.400.**

193 8. In addition to the requirements of subsections 1 to 7 of this section, all Missouri
194 registrants who work, including as a volunteer or unpaid intern, or attend any school whether
195 public or private, including any secondary school, trade school, professional school, or institution
196 of higher education, on a full-time or part-time basis or have a temporary residence in this state
197 shall be required to report in person to the chief law enforcement officer in the area of the state
198 where they work, including as a volunteer or unpaid intern, or attend any school or training and
199 register in that state. "Part-time" in this subsection means for more than seven days in any
200 twelve-month period.

201 9. If a person who is required to register as a sexual offender under sections 589.400 to
202 589.425 changes or obtains a new online identifier as defined in section 43.651, the person shall
203 report such information in the same manner as a change of residence before using such online
204 identifier.

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