

FIRST REGULAR SESSION

# HOUSE BILL NO. 954

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KNIGHT.

2047H.011

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To amend chapter 569, RSMo, by adding thereto one new section relating to criminal offenses involving critical infrastructure facilities, with penalty provisions and an emergency clause.

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

Section A. Chapter 569, RSMo, is amended by adding thereto one new section, to be known as section 569.086, to read as follows:

**569.086. 1. As used in this section, "critical infrastructure facility" means any of the following facilities that are under construction or operational: a petroleum or alumina refinery; an electrical power generating facility, substation, switching station, electrical control center, or electric power lines and associated equipment infrastructure; a chemical, polymer, or rubber manufacturing facility; a water intake structure, water treatment facility, wastewater treatment plant, or pump station; a natural gas compressor station; a liquid natural gas terminal or storage facility; a telecommunications central switching office; wireless telecommunications infrastructure, including cell towers, telephone poles and lines, including fiber optic lines; a port, railroad switching yard, railroad tracks, trucking terminal, or other freight transportation facility; a gas processing plant, including a plant used in the processing, treatment, or fractionation of natural gas or natural gas liquids; a transmission facility used by a federally licensed radio or television station; a steelmaking facility that uses an electric arc furnace to make steel; a facility identified and regulated by the United States Department of Homeland Security Chemical Facility Anti-Terrorism Standards (CFATS) program; a dam that is regulated by the state or federal government; a natural gas distribution utility facility including, but not limited to, pipeline**

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 interconnections, a city gate or town border station, metering station, aboveground piping,  
18 a regulator station, and a natural gas storage facility; a crude oil or refined products  
19 storage and distribution facility including, but not limited to, valve sites, pipeline  
20 interconnection, pump station, metering station, below or aboveground pipe line or piping  
21 and truck loading or offloading facility; or any aboveground portion of an oil, gas,  
22 hazardous liquid or chemical pipeline, tank, railroad facility, or other storage facility that  
23 is enclosed by a fence, other physical barrier, or is clearly marked with signs prohibiting  
24 trespassing, that are obviously designed to exclude intruders.

25       2. A person commits the offense of willful trespass on a critical infrastructure  
26 facility if he or she willfully trespasses or enters property containing a critical  
27 infrastructure facility without the permission of the owner of the property or lawful  
28 occupant thereof. The offense of willful trespass on a critical infrastructure facility is a  
29 class B misdemeanor. If it is determined that the intent of the trespasser is to willfully  
30 damage, destroy, vandalize, deface, tamper with equipment, or impede or inhibit  
31 operations of the facility, the person shall be guilty of a class A misdemeanor.

32       3. A person commits the offense of willful damage of a critical infrastructure if he  
33 or she willfully damages, destroys, vandalizes, defaces, or tampers with equipment in a  
34 critical infrastructure facility. The offense of willful damage of a critical infrastructure  
35 facility is a class C felony.

36       4. If an organization is found to be a conspirator with persons who are found to  
37 have committed any of the offenses set forth in subsection 2 or 3 of this section, the  
38 conspiring organization shall be punished by a fine that is ten times the amount of the fine  
39 attached to the offense set forth in subsection 2 or 3 of this section.

Section B. Because of the importance of protecting critical infrastructure in the state,  
2 section A of this act is deemed necessary for the immediate preservation of the public health,  
3 welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of  
4 the constitution, and section A of this act shall be in full force and effect upon its passage and  
5 approval.

✓