

SENATE BILL NO. 284

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN (26).

1020S.011

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 190.142, 210.1505, 211.326, 324.035, 337.618, 455.010, 455.035, 455.513, 491.075, 491.641, 492.304, 566.151, 567.030, 590.050, and 610.131, RSMo, and section 56.265 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, and section 56.265 as enacted by senate bill no. 275, ninetieth general assembly, first regular session, and to enact in lieu thereof twenty new sections relating to the protection of vulnerable persons, with penalty provisions.

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

Section A. Sections 190.142, 210.1505, 211.326, 324.035,
2 337.618, 455.010, 455.035, 455.513, 491.075, 491.641, 492.304,
3 566.151, 567.030, 590.050, and 610.131, RSMo, and section
4 56.265 as enacted by senate bill no. 672, ninety-seventh general
5 assembly, second regular session, and section 56.265 as enacted
6 by senate bill no. 275, ninetieth general assembly, first
7 regular session, are repealed and twenty new sections enacted
8 in lieu thereof, to be known as sections 27.170, 56.265,
9 190.142, 210.1505, 211.326, 324.035, 337.618, 455.010, 455.035,
10 455.513, 491.075, 491.641, 492.304, 556.039, 566.151, 566.207,
11 567.030, 589.700, 590.050, and 610.131, to read as follows:

**27.170. 1. There is hereby established the "Committee
2 on Sex and Human Trafficking Training".**

**3 2. The committee shall consist of the following
4 members:**

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

5 (1) A representative of the attorney general's office
6 who is involved in the office's anti-trafficking efforts
7 appointed by the attorney general;

8 (2) A representative of the department of public
9 safety with experience in human trafficking investigations
10 appointed by the director of the department of public safety;

11 (3) A representative from a child advocacy center
12 appointed by the director of a statewide nonprofit
13 organization that advocates for the protection of children;

14 (4) A juvenile officer appointed by the chief justice
15 of the supreme court of Missouri;

16 (5) A representative from an agency providing victim
17 services appointed by the director of the department of
18 social services;

19 (6) A representative from a child abuse medical
20 resource center, as defined in section 334.950, appointed by
21 the director of the department of health and senior
22 services; and

23 (7) The executive director of the Missouri office of
24 prosecution services or his or her designee.

25 3. The member who represents the attorney general's
26 office shall serve as chair of the committee.

27 4. Members of the committee shall serve without
28 compensation but may be reimbursed for actual expenses
29 necessary to the performance of their official duties for
30 the committee.

31 5. The committee shall annually evaluate, and
32 establish guidelines for, the sex and human trafficking
33 training required under sections 56.265, 190.142, 211.326,
34 337.618, and 590.050. The committee shall produce, and
35 distribute in a digital platform, training that meets its

36 guidelines. The committee may approve training produced by
 37 other entities as consistent with its guidelines.

38 6. Any board, department, or agency that regulates any
 39 profession for which sex and human trafficking training is
 40 required as described in subsection 5 of this section may
 41 provide such training. Funding for the training shall be
 42 subject to appropriations.

43 7. The provisions of this section shall become
 44 effective on January 1, 2026, and shall expire on December
 45 31, 2030.

[56.265. 1. The county prosecuting
 2 attorney in any county, other than in a
 3 chartered county, shall receive an annual salary
 4 computed using the following schedule, when
 5 applicable. The assessed valuation factor shall
 6 be the amount thereof as shown for the year
 7 immediately preceding the year for which the
 8 computation is done.

9 (1) For a full-time prosecutor the
 10 prosecutor shall receive compensation equal to
 11 the compensation of an associate circuit judge;

12 (2) For a part-time prosecutor:

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

22	190,000,000 to 249,999,999	51,000
23	250,000,000 to 299,999,999	53,000
24	300,000,000 or more	55,000

25 2. Two thousand dollars of the salary
 26 authorized in this section shall be payable to
 27 the prosecuting attorney only if the prosecuting
 28 attorney has completed at least twenty hours of
 29 classroom instruction each calendar year
 30 relating to the operations of the prosecuting
 31 attorney's office when approved by a
 32 professional association of the county
 33 prosecuting attorneys of Missouri unless
 34 exempted from the training by the professional
 35 association. The professional association
 36 approving the program shall provide a
 37 certificate of completion to each prosecuting
 38 attorney who completes the training program and
 39 shall send a list of certified prosecuting
 40 attorneys to the treasurer of each county.
 41 Expenses incurred for attending the training
 42 session may be reimbursed to the county
 43 prosecuting attorney in the same manner as other
 44 expenses as may be appropriated for that purpose.

45 3. As used in this section, the term
 46 "prosecuting attorney" includes the circuit
 47 attorney of any city not within a county.

48 4. The prosecuting attorney of any county
 49 which becomes a county of the first
 50 classification during a four-year term of office
 51 or a county which passed the proposition
 52 authorized by subsection 1 of section 56.363
 53 shall not be required to devote full time to
 54 such office pursuant to section 56.067 until the
 55 beginning of the prosecuting attorney's next
 56 term of office or until the proposition
 57 otherwise becomes effective.

58 5. The provisions of section 56.066 shall
 59 not apply to full-time prosecutors who are

60 compensated pursuant to subdivision (1) of
 61 subsection 1 of this section.]

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.

7 (1) For a full-time prosecutor the prosecutor shall
 8 receive compensation equal to the compensation of an
 9 associate circuit judge;

10 (2) For a part-time prosecutor:

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

23 2. Two thousand dollars of the salary authorized in
24 this section shall be payable to the prosecuting attorney
25 only if the prosecuting attorney has completed:

26 **(1)** At least twenty hours of classroom instruction
27 each calendar year relating to the operations of the
28 prosecuting attorney's office when approved by a
29 professional association of the county prosecuting attorneys
30 of Missouri unless exempted from the training by the
31 professional association. The professional association
32 approving the program shall provide a certificate of
33 completion to each prosecuting attorney who completes the
34 training program and shall send a list of certified
35 prosecuting attorneys to the treasurer of each county.
36 Expenses incurred for attending the training session may be
37 reimbursed to the county prosecuting attorney in the same
38 manner as other expenses as may be appropriated for that
39 purpose; **and**

40 **(2) One hour of sex and human trafficking training**
41 **each calendar year consistent with the guidelines**
42 **established in section 27.170. The provisions of this**
43 **subdivision shall become effective on January 1, 2026, and**
44 **shall expire on December 31, 2030.**

45 3. As used in this section, the term "prosecuting
46 attorney" includes the circuit attorney of any city not
47 within a county.

48 4. The prosecuting attorney of any county which
49 becomes a county of the first classification during a four-
50 year term of office or a county which passed the proposition
51 authorized by section 56.363 shall not be required to devote
52 full time to such office pursuant to section 56.067 until
53 the beginning of the prosecuting attorney's next term of
54 office or until the proposition otherwise becomes effective.

55 5. The provisions of section 56.066 shall not apply to
56 full-time prosecutors who are compensated pursuant to
57 subdivision (1) of subsection 1 of this section.

 190.142. 1. (1) For applications submitted before
2 the recognition of EMS personnel licensure interstate
3 compact under sections 190.900 to 190.939 takes effect, the
4 department shall, within a reasonable time after receipt of
5 an application, cause such investigation as it deems
6 necessary to be made of the applicant for an emergency
7 medical technician's license.

 (2) For applications submitted after the recognition
8 of EMS personnel licensure interstate compact under sections
9 190.900 to 190.939 takes effect, an applicant for initial
10 licensure as an emergency medical technician in this state
11 shall submit to a background check by the Missouri state
12 highway patrol and the Federal Bureau of Investigation
13 through a process approved by the department of health and
14 senior services. Such processes may include the use of
15 vendors or systems administered by the Missouri state
16 highway patrol. The department may share the results of
17 such a criminal background check with any emergency services
18 licensing agency in any member state, as that term is
19 defined under section 190.900, in recognition of the EMS
20 personnel licensure interstate compact. The department
21 shall not issue a license until the department receives the
22 results of an applicant's criminal background check from the
23 Missouri state highway patrol and the Federal Bureau of
24 Investigation, but, notwithstanding this subsection, the
25 department may issue a temporary license as provided under
26 section 190.143. Any fees due for a criminal background
27 check shall be paid by the applicant.
28

29 (3) The director may authorize investigations into
30 criminal records in other states for any applicant.

31 2. The department shall issue a license to all levels
32 of emergency medical technicians, for a period of five
33 years, if the applicant meets the requirements established
34 pursuant to sections 190.001 to 190.245 and the rules
35 adopted by the department pursuant to sections 190.001 to
36 190.245. The department may promulgate rules relating to
37 the requirements for an emergency medical technician
38 including but not limited to:

39 (1) Age requirements;

40 (2) Emergency medical technician and paramedic
41 education and training requirements based on respective
42 National Emergency Medical Services Education Standards and
43 any modification to such curricula specified by the
44 department through rules adopted pursuant to sections
45 190.001 to 190.245;

46 (3) Paramedic accreditation requirements. Paramedic
47 training programs shall be accredited as required by the
48 National Registry of Emergency Medical Technicians;

49 (4) Initial licensure testing requirements. Initial
50 paramedic licensure testing shall be through the national
51 registry of EMTs;

52 (5) **(a)** Continuing education and relicensure
53 requirements.

54 **(b) a.** The department shall require each emergency
55 medical technician and each advanced emergency medical
56 technician, including each paramedic, to receive the
57 following training as part of the continuing education
58 requirements for relicensure:

59 **(i)** Any licensee who submits an application for
60 relicensure before January 1, 2027, shall have completed one

61 hour of sex and human trafficking training, consistent with
62 the guidelines established in section 27.170, before such
63 submission;

64 (ii) Any licensee who submits an application for
65 relicensure after December 31, 2026, and before January 1,
66 2028, shall have completed two hours of sex and human
67 trafficking training, consistent with the guidelines
68 established in section 27.170, before such submission;

69 (iii) Any licensee who submits an application for
70 relicensure after December 31, 2027, and before January 1,
71 2029, shall have completed three hours of sex and human
72 trafficking training, consistent with the guidelines
73 established in section 27.170, before such submission; and

74 (iv) Any licensee who submits an application for
75 relicensure after December 31, 2028, and before January 1,
76 2030, shall have completed four hours of sex and human
77 trafficking training, consistent with the guidelines
78 established in section 27.170, before such submission.

79 b. The provisions of this paragraph shall become
80 effective on January 1, 2026, and shall expire on December
81 31, 2030; and

82 (6) Ability to speak, read and write the English
83 language.

84 3. Application for all levels of emergency medical
85 technician license shall be made upon such forms as
86 prescribed by the department in rules adopted pursuant to
87 sections 190.001 to 190.245. The application form shall
88 contain such information as the department deems necessary
89 to make a determination as to whether the emergency medical
90 technician meets all the requirements of sections 190.001 to
91 190.245 and rules promulgated pursuant to sections 190.001
92 to 190.245.

93 4. All levels of emergency medical technicians may
94 perform only that patient care which is:

95 (1) Consistent with the training, education and
96 experience of the particular emergency medical technician;
97 and

98 (2) Ordered by a physician or set forth in protocols
99 approved by the medical director.

100 5. No person shall hold themselves out as an emergency
101 medical technician or provide the services of an emergency
102 medical technician unless such person is licensed by the
103 department.

104 6. Any rule or portion of a rule, as that term is
105 defined in section 536.010, that is created under the
106 authority delegated in this section shall become effective
107 only if it complies with and is subject to all of the
108 provisions of chapter 536 and, if applicable, section
109 536.028. This section and chapter 536 are nonseverable and
110 if any of the powers vested with the general assembly
111 pursuant to chapter 536 to review, to delay the effective
112 date, or to disapprove and annul a rule are subsequently
113 held unconstitutional, then the grant of rulemaking
114 authority and any rule proposed or adopted after August 28,
115 2002, shall be invalid and void.

210.1505. 1. There is hereby created the "Statewide
2 Council [on Sex] **Against Adult** Trafficking and **the**
3 **Commercial** Sexual Exploitation of Children" [to] **within the**
4 **office of the attorney general to make recommendations for a**
5 **coordinated statewide effort against the trafficking of**
6 **adults and children within the state of Missouri. The**
7 **council shall** consist of the following members:

8 (1) [The following four members of the general
9 assembly:

10 (a) Two members of the senate, with one member to be
11 appointed by the president pro tempore of the senate and one
12 member to be appointed by the minority floor leader of the
13 senate; and

14 (b) Two members of the house of representatives, with
15 one member to be appointed by the speaker of the house of
16 representatives and one member to be appointed by the
17 minority floor leader of the house of representatives]

18 **attorney general or his or her designee, who shall serve as**
19 **the chair of the council;**

20 (2) The director of the children's division or his or
21 her designee;

22 (3) The director of the department of public safety or
23 his or her designee;

24 (4) The director of the department of mental health or
25 his or her designee;

26 (5) The director of the office of prosecution services
27 or his or her designee;

28 (6) The superintendent of the Missouri state highway
29 patrol or his or her designee;

30 (7) The executive director of the statewide network of
31 child advocacy organizations [specializing in the prevention
32 of child abuse or neglect] or his or her designee;

33 (8) The executive director of the statewide coalition
34 against domestic and sexual violence or his or her designee;

35 (9) The executive director of the Missouri Juvenile
36 Justice Association or his or her designee;

37 (10) The director of the attorney general's human
38 trafficking task force or his or her designee;

39 (11) Two representatives from agencies providing
40 services to victims of child sex trafficking and sexual
41 exploitation [who reflect the geographic diversity of the

42 state and who shall be appointed by the director of the
43 department of social services]; and

44 (12) **Two members of the senate to be appointed by the**
45 **president pro tempore of the senate;**

46 (13) **Two members of the house of representatives to be**
47 **appointed by the speaker of the house of representatives;**

48 (14) A member of the judiciary, who shall be appointed
49 by the **Missouri** supreme court;

50 (15) **The commissioner of the department of elementary**
51 **and secondary education or his or her designee;**

52 (16) **A designee from the governor's office;**

53 (17) **Two human trafficking survivors identified by a**
54 **children's advocacy center who are willing to serve on the**
55 **council; and**

56 (18) **A representative from any other government or**
57 **nongovernment organization deemed necessary by the attorney**
58 **general.**

59 2. A majority of the members of the council shall
60 constitute a quorum. The council shall **be created within**
61 **thirty days of August 28, 2025, and shall** hold its first
62 meeting within thirty days after the council's creation [and
63 organize by selecting a chair and a vice chair]. The
64 council shall meet at [the call of the chair] **least**
65 **quarterly. The council may create a subgroup to offer**
66 **recommendations on specific issues as deemed necessary.**

67 3. [The council shall:

68 (1) Collect and analyze data relating to sex
69 trafficking and sexual exploitation of children, including
70 the number of reports made to the children's division under
71 section 210.115, any information obtained from phone calls
72 to the national sex trafficking hotline, the number of
73 reports made to law enforcement, arrests, prosecution rates,

74 and any other data important for any recommendations of the
75 council. State departments and council members shall
76 provide relevant data as requested by the council to fulfill
77 the council's duties; and

78 (2) Collect feedback from stakeholders, practitioners,
79 and leadership throughout the state in order to develop best
80 practices and procedures regarding the response to sex
81 trafficking and sexual exploitation of children, including
82 identification and assessment of victims; response and
83 treatment coordination and collaboration across systems;
84 trauma-informed, culturally competent victim-centered
85 services; training for professionals in all systems; and
86 investigating and prosecuting perpetrators.

87 4. The department of social services shall provide
88 administrative support to the council.

89 5. On or before December 31, 2023, the council shall
90 submit a report of the council's activities to the governor
91 and general assembly and the joint committee on child abuse
92 and neglect under section 21.771. The report shall include
93 recommendations for priority needs and actions, including
94 statutory or regulatory changes relating to the response to
95 sex trafficking and sexual exploitation of children and
96 services for child victims.

97 6. The council shall expire on December 31, 2023]
98 **There shall be an executive director who shall be appointed**
99 **by the attorney general who shall fix his or her**
100 **compensation and provide for such other administrative**
101 **personnel as necessary within the limits of appropriations**
102 **provided in subsection 4 of this section. The executive**
103 **director shall serve under the supervision of the attorney**
104 **general who shall provide necessary office space.**

105 4. (1) There is hereby created in the state treasury
106 the "Anti-Trafficking Fund", which shall consist of moneys
107 appropriated to it by the general assembly and any grants,
108 gifts, donations, and bequests. The state treasurer shall
109 be custodian of the fund. In accordance with sections
110 30.170 and 30.180, the state treasurer may approve
111 disbursements. The fund shall be a dedicated fund and, upon
112 appropriation, moneys in this fund shall be used solely to
113 pay for the position of the executive director of the
114 statewide council against adult trafficking and the
115 commercial sexual exploitation of children, education and
116 awareness regarding human trafficking, and anti-trafficking
117 efforts throughout the state of Missouri.

118 (2) Notwithstanding the provisions of section 33.080
119 to the contrary, any moneys remaining in the fund at the end
120 of the biennium shall not revert to the credit of the
121 general revenue fund.

122 (3) The state treasurer shall invest moneys in the
123 fund in the same manner as other funds are invested. Any
124 interest and moneys earned on such investments shall be
125 credited to the fund.

211.326. 1. The state courts administrator shall:

2 (1) Evaluate existing services by establishing
3 performance standards including performance standards for
4 juvenile courts receiving diversion funds;

5 (2) Develop standards for orientation training for all
6 new juvenile court professional personnel, including
7 juvenile officers, deputy juvenile officers and other
8 personnel deemed necessary by the state courts administrator;

9 (3) Develop standards for continuing education for
10 existing juvenile court professional personnel, including

11 juvenile officers, deputy juvenile officers and other
12 personnel deemed necessary by the state courts administrator;

13 (4) Develop a process to evaluate services and collect
14 relevant outcome data;

15 (5) Develop a standardized assessment form for
16 classifying juvenile offenders; and

17 (6) Develop guidelines for juvenile court judges to
18 use in determining the length of time a child may be
19 detained prior to informal adjustment or formal adjudication.

20 2. Standards, training and assessment forms developed
21 pursuant to subsection 1 of this section shall be developed
22 considering racial disparities in the juvenile justice
23 system.

24 **3. Continuing education standards established under**
25 **subdivision (3) of subsection 1 of this section shall**
26 **include a requirement that each juvenile officer annually**
27 **complete one hour of sex and human trafficking training**
28 **consistent with the guidelines established in section**
29 **27.170. The provisions of this subsection shall become**
30 **effective on January 1, 2026, and shall expire on December**
31 **31, 2030.**

324.035. 1. No board, commission, or committee within
2 the division of professional registration shall utilize
3 occupational fees, or any other fees associated with
4 licensing requirements, or contract or partner with any
5 outside vendor or agency for the purpose of offering
6 continuing education classes **unless the continuing education**
7 **program is approved by the director of the division of**
8 **professional registration and is available to all licensees**
9 **of the board, commission, or committee.**

10 2. Nothing in this section shall be construed to
11 preclude a board, commission, or committee within the

12 division of professional registration from utilizing
13 occupational licensure fees for the purpose of participating
14 in conferences, seminars, or other outreach for the purpose
15 of communicating information to licensees with respect to
16 changes in policy, law, or regulations.

337.618. **1.** Each license issued pursuant to the
2 provisions of sections 337.600 to 337.689 shall expire on a
3 renewal date established by the director. The term of
4 licensure shall be twenty-four months. The committee shall
5 require a minimum number of thirty clock hours of continuing
6 education for renewal of a license issued pursuant to
7 sections 337.600 to 337.689, including two hours of suicide
8 assessment, referral, treatment, and management training.
9 The committee shall renew any license upon application for a
10 renewal, completion of the required continuing education
11 hours and upon payment of the fee established by the
12 committee pursuant to the provisions of section 337.612. As
13 provided by rule, the board may waive or extend the time
14 requirements for completion of continuing education for
15 reasons related to health, military service, foreign
16 residency, or for other good cause. All requests for
17 waivers or extensions of time shall be made in writing and
18 submitted to the board before the renewal date.

**2. The hours of continuing education required for
20 renewal of a license under this section shall include two
21 hours of sex and human trafficking training consistent with
22 the guidelines established in section 27.170. The
23 provisions of this subsection shall become effective on
24 January 1, 2026, and shall expire on December 31, 2030.**

455.010. As used in this chapter, unless the context
2 clearly indicates otherwise, the following terms shall mean:

3 (1) "Abuse", includes but is not limited to the
4 occurrence of any of the following acts, attempts or threats
5 against a person who may be protected pursuant to this
6 chapter, except abuse shall not include abuse inflicted on a
7 child by accidental means by an adult household member or
8 discipline of a child, including spanking, in a reasonable
9 manner:

10 (a) "Abusing a pet", purposely or knowingly causing,
11 attempting to cause, or threatening to cause physical injury
12 to a pet with the intent to control, punish, intimidate, or
13 distress the petitioner;

14 (b) "Assault", purposely or knowingly placing or
15 attempting to place another in fear of physical harm;

16 (c) "Battery", purposely or knowingly causing physical
17 harm to another with or without a deadly weapon;

18 (d) "Coercion", compelling another by force or threat
19 of force to engage in conduct from which the latter has a
20 right to abstain or to abstain from conduct in which the
21 person has a right to engage;

22 (e) "Harassment", engaging in a purposeful or knowing
23 course of conduct involving more than one incident that
24 alarms or causes distress to an adult or child and serves no
25 legitimate purpose. The course of conduct must be such as
26 would cause a reasonable adult or child to suffer
27 substantial emotional distress and must actually cause
28 substantial emotional distress to the petitioner or child.
29 Such conduct might include, but is not limited to:

30 a. Following another about in a public place or places;

31 b. Peering in the window or lingering outside the
32 residence of another; but does not include constitutionally
33 protected activity;

34 (f) "Sexual assault", causing or attempting to cause
35 another to engage involuntarily in any sexual act by force,
36 threat of force, duress, or without that person's consent;

37 (g) "Unlawful imprisonment", holding, confining,
38 detaining or abducting another person against that person's
39 will;

40 (2) "Adult", any person [seventeen] **eighteen** years of
41 age or older or otherwise emancipated;

42 (3) "Child", any person under [seventeen] **eighteen**
43 years of age unless otherwise emancipated;

44 (4) "Court", the circuit or associate circuit judge or
45 a family court commissioner;

46 (5) "Domestic violence", abuse or stalking committed
47 by a family or household member, as such terms are defined
48 in this section;

49 (6) "Ex parte order of protection", an order of
50 protection issued by the court before the respondent has
51 received notice of the petition or an opportunity to be
52 heard on it;

53 (7) "Family" or "household member", spouses, former
54 spouses, any person related by blood or marriage, persons
55 who are presently residing together or have resided together
56 in the past, any person who is or has been in a continuing
57 social relationship of a romantic or intimate nature with
58 the victim, and anyone who has a child in common regardless
59 of whether they have been married or have resided together
60 at any time;

61 (8) "Full order of protection", an order of protection
62 issued after a hearing on the record where the respondent
63 has received notice of the proceedings and has had an
64 opportunity to be heard;

65 (9) "Order of protection", either an ex parte order of
66 protection or a full order of protection;

67 (10) "Pending", exists or for which a hearing date has
68 been set;

69 (11) "Pet", a living creature maintained by a
70 household member for companionship and not for commercial
71 purposes;

72 (12) "Petitioner", a family or household member who
73 has been a victim of domestic violence, or any person who
74 has been the victim of stalking or sexual assault, or a
75 person filing on behalf of a child pursuant to section
76 455.503 who has filed a verified petition pursuant to the
77 provisions of section 455.020 or section 455.505;

78 (13) "Respondent", the family or household member
79 alleged to have committed an act of domestic violence, or
80 person alleged to have committed an act of stalking or
81 sexual assault, against whom a verified petition has been
82 filed or a person served on behalf of a child pursuant to
83 section 455.503;

84 (14) "Sexual assault", as defined under subdivision
85 (1) of this section;

86 (15) "Stalking", is when any person purposely engages
87 in an unwanted course of conduct that causes alarm to
88 another person, or a person who resides together in the same
89 household with the person seeking the order of protection
90 when it is reasonable in that person's situation to have
91 been alarmed by the conduct. As used in this subdivision:

92 (a) "Alarm", to cause fear of danger of physical harm;
93 and

94 (b) "Course of conduct", two or more acts that serve
95 no legitimate purpose including, but not limited to, acts in
96 which the stalker directly, indirectly, or through a third

97 party follows, monitors, observes, surveils, threatens, or
98 communicates to a person by any action, method, or device.

455.035. 1. Upon the filing of a verified petition
2 pursuant to sections 455.010 to 455.085 and for good cause
3 shown in the petition, the court may immediately issue an ex
4 parte order of protection. An immediate and present danger
5 of domestic violence to the petitioner or the child on whose
6 behalf the petition is filed shall constitute good cause for
7 purposes of this section. An ex parte order of protection
8 entered by the court shall take effect when entered and
9 shall remain in effect until there is valid service of
10 process and a hearing is held on the motion. The court
11 shall deny the ex parte order and dismiss the petition if
12 the petitioner is not authorized to seek relief pursuant to
13 section 455.020.

14 2. Failure to serve an ex parte order of protection on
15 the respondent shall not affect the validity or
16 enforceability of such order. If the respondent is less
17 than [seventeen] **eighteen** years of age, unless otherwise
18 emancipated, service of process shall be made upon a
19 custodial parent or guardian of the respondent, or upon a
20 guardian ad litem appointed by the court, requiring that the
21 person appear and bring the respondent before the court at
22 the time and place stated.

23 3. If an ex parte order is entered and the respondent
24 is less than [seventeen] **eighteen** years of age, the court
25 shall transfer the case to juvenile court for a hearing on a
26 full order of protection. The court shall appoint a
27 guardian ad litem for any such respondent not represented by
28 a parent or guardian.

455.513. 1. The court may immediately issue an ex
2 parte order of protection upon the filing of a verified

3 petition under sections 455.500 to 455.538, for good cause
4 shown in the petition, and upon finding that:

5 (1) No prior order regarding custody involving the
6 respondent and the child is pending or has been made; or

7 (2) The respondent is less than **[seventeen] eighteen**
8 years of age.

9 An immediate and present danger of domestic violence,
10 including danger to the child's pet, stalking, or sexual
11 assault to a child shall constitute good cause for purposes
12 of this section. An ex parte order of protection entered by
13 the court shall be in effect until the time of the hearing.
14 The court shall deny the ex parte order and dismiss the
15 petition if the petitioner is not authorized to seek relief
16 pursuant to section 455.505.

17 2. Upon the entry of the ex parte order of protection,
18 the court shall enter its order appointing a guardian ad
19 litem or court-appointed special advocate to represent the
20 child victim.

21 3. If the allegations in the petition would give rise
22 to jurisdiction under section 211.031, the court may direct
23 the children's division to conduct an investigation and to
24 provide appropriate services. The division shall submit a
25 written investigative report to the court and to the
26 juvenile officer within thirty days of being ordered to do
27 so. The report shall be made available to the parties and
28 the guardian ad litem or court-appointed special advocate.

29 4. If the allegations in the petition would give rise
30 to jurisdiction under section 211.031 because the respondent
31 is less than **[seventeen] eighteen** years of age, the court
32 may issue an ex parte order and shall transfer the case to

33 juvenile court for a hearing on a full order of protection.
34 Service of process shall be made pursuant to section 455.035.

491.075. 1. A statement made by a child under the age
2 of **[fourteen] eighteen**, or a vulnerable person, relating to
3 an offense under chapter 565, 566, 568 or 573, performed by
4 another, not otherwise admissible by statute or court rule,
5 is admissible in evidence in criminal proceedings in the
6 courts of this state as substantive evidence to prove the
7 truth of the matter asserted if:

8 (1) The court finds, in a hearing conducted outside
9 the presence of the jury that the time, content and
10 circumstances of the statement provide sufficient indicia of
11 reliability; and

12 (2) (a) The child or vulnerable person testifies at
13 the proceedings; or

14 (b) The child or vulnerable person is unavailable as a
15 witness; or

16 (c) The child or vulnerable person is otherwise
17 physically available as a witness but the court finds that
18 the significant emotional or psychological trauma which
19 would result from testifying in the personal presence of the
20 defendant makes the child or vulnerable person unavailable
21 as a witness at the time of the criminal proceeding.

22 2. Notwithstanding subsection 1 of this section or any
23 provision of law or rule of evidence requiring corroboration
24 of statements, admissions or confessions of the defendant,
25 and notwithstanding any prohibition of hearsay evidence, a
26 statement by a child when under the age of **[fourteen]**
27 **eighteen**, or a vulnerable person, who is alleged to be
28 victim of an offense under chapter 565, 566, 568 or 573 is
29 sufficient corroboration of a statement, admission or
30 confession regardless of whether or not the child or

31 vulnerable person is available to testify regarding the
32 offense.

33 3. A statement may not be admitted under this section
34 unless the prosecuting attorney makes known to the accused
35 or the accused's counsel his or her intention to offer the
36 statement and the particulars of the statement sufficiently
37 in advance of the proceedings to provide the accused or the
38 accused's counsel with a fair opportunity to prepare to meet
39 the statement.

40 4. Nothing in this section shall be construed to limit
41 the admissibility of statements, admissions or confessions
42 otherwise admissible by law.

43 5. For the purposes of this section, "vulnerable
44 person" shall mean a person who, as a result of an
45 inadequately developed or impaired intelligence or a
46 psychiatric disorder that materially affects ability to
47 function, lacks the mental capacity to consent, or whose
48 developmental level does not exceed that of an ordinary
49 child of [fourteen] **seventeen** years of age.

491.641. 1. (1) There is hereby created in the state
2 treasury the "Pretrial Witness Protection Services Fund",
3 which shall consist of moneys collected under this section.
4 The state treasurer shall be custodian of the fund. In
5 accordance with sections 30.170 and 30.180, the state
6 treasurer may approve disbursements. The fund shall be a
7 dedicated fund and money in the fund shall be used solely by
8 the department of public safety for the purposes of witness
9 protection services pursuant to this section.

10 (2) Notwithstanding the provisions of section 33.080
11 to the contrary, any moneys remaining in the fund at the end
12 of the biennium shall not revert to the credit of the
13 general revenue fund.

14 (3) The state treasurer shall invest moneys in the
15 fund in the same manner as other funds are invested. Any
16 interest and moneys earned on such investments shall be
17 credited to the fund.

18 2. Any law enforcement agency **and any prosecuting or**
19 **circuit attorney's office** may provide for the security of
20 witnesses, potential witnesses, and their immediate families
21 in criminal proceedings instituted or investigations pending
22 against a person alleged to have engaged in a violation of
23 state law. Providing for witnesses may include provision of
24 housing facilities and for the health, safety, and welfare
25 of such witnesses and their immediate families, if testimony
26 by such a witness might subject the witness or a member of
27 his or her immediate family to danger of bodily injury, and
28 may continue so long as such danger exists. Subject to
29 appropriations from the general assembly for the purposes
30 provided for in this section, funds may be appropriated from
31 the pretrial witness protection services fund.

32 3. The department of public safety may authorize funds
33 to be disbursed to law enforcement agencies **and prosecuting**
34 **or circuit attorneys' offices** for the purchase, rental, or
35 modification of protected housing facilities for the purpose
36 of this section. The law enforcement agency **or prosecuting**
37 **or circuit attorney's office** may contract with any
38 department of federal or state government to obtain or to
39 provide the facilities or services to carry out this section.

40 4. The department of public safety may authorize
41 expenditures for law enforcement agencies **and prosecuting or**
42 **circuit attorneys' offices** to provide for the health,
43 safety, and welfare of witnesses and victims, and the
44 families of such witnesses and victims, whenever testimony
45 from, or a willingness to testify by, such a witness or

46 victim would place the life of such person, or a member of
47 his or her family or household, in jeopardy. [A law
48 enforcement agency shall submit an application to the
49 department of public safety which shall include, but not
50 necessarily be limited to:

51 (1) Statement of conditions which qualify persons for
52 protection;

53 (2) Precise methods the originating agency will use to
54 provide protection, including relocation of persons and
55 reciprocal agreements with other law enforcement agencies;

56 (3) Statement of the projected costs over a specified
57 period of time;

58 (4) If the requesting agency expects the person to
59 provide evidence in any court of competent jurisdiction:

60 (a) Brief statement of the anticipated evidence;

61 (b) Certification of a reasonable belief in the
62 person's competency to give evidence;

63 (c) Statement of facts supporting the law enforcement
64 agency's belief in the accuracy of the evidence; and

65 (d) Any offer made in exchange for the person agreeing
66 to give evidence] **Law enforcement agencies and prosecuting
67 or circuit attorneys' offices seeking reimbursement shall
68 submit an application to be approved by the department of
69 public safety.**

70 5. The application **and any associated documents**
71 submitted in subsection 4 of this section shall be a closed
72 record and not subject to disclosure under the provisions of
73 chapter 610. Any information contained in the application[,
74 or] **and** any other documents, which reveals or could reveal
75 the location or address of the individual or individuals who
76 qualify for services under this section shall be
77 confidential and shall not be disclosed by any entity.

492.304. 1. In addition to the admissibility of a
2 statement under the provisions of section 492.303, the
3 visual and aural recording of a verbal or nonverbal
4 statement of a child when under the age of [fourteen who is
5 alleged to be a victim of] **eighteen, or a vulnerable person,**
6 **relating to** an offense under the provisions of chapter 565,
7 566 [or], 568, **or 573, if performed by another,** is
8 admissible into evidence if:

9 (1) No attorney for either party was present when the
10 statement was made; except that, for any statement taken at
11 a state-funded child assessment center as provided for in
12 subsection 2 of section 210.001, an attorney representing
13 the state of Missouri in a criminal investigation may, as a
14 member of a multidisciplinary investigation team, observe
15 the taking of such statement, but such attorney shall not be
16 present in the room where the interview is being conducted;

17 (2) The recording is both visual and aural and is
18 recorded on film or videotape or by other electronic means;

19 (3) The recording equipment was capable of making an
20 accurate recording, the operator of the equipment was
21 competent, and the recording is accurate and has not been
22 altered;

23 (4) The statement was not made in response to
24 questioning calculated to lead the child **or vulnerable**
25 **person** to make a particular statement or to act in a
26 particular way;

27 (5) Every voice on the recording is identified;

28 (6) The person conducting the interview of the child
29 **or vulnerable person** in the recording, **or a current employee**
30 **of a child assessment center if a child was recorded,** is
31 present at the proceeding and available to testify or be
32 cross-examined by either party; and

33 (7) The defendant or the attorney for the defendant is
34 afforded an opportunity to view the recording before it is
35 offered into evidence.

36 2. If the child **or vulnerable person** does not testify
37 at the proceeding, the visual and aural recording of a
38 verbal or nonverbal statement of the child **or vulnerable**
39 **person** shall not be admissible under this section unless the
40 recording qualifies for admission under section 491.075.

41 3. If the visual and aural recording of a verbal or
42 nonverbal statement of a child **or vulnerable person** is
43 admissible under this section and the child **or vulnerable**
44 **person** testifies at the proceeding, it shall be admissible
45 in addition to the testimony of the child **or vulnerable**
46 **person** at the proceeding whether or not it repeats or
47 duplicates the child's **or vulnerable person's** testimony.

48 4. As used in this section, a nonverbal statement
49 shall be defined as any demonstration of the child **or**
50 **vulnerable person** by his or her actions, facial expressions,
51 demonstrations with a doll or other visual aid whether or
52 not this demonstration is accompanied by words.

53 5. For the purposes of this section, "**vulnerable**
54 **person**" shall mean a person who, as a result of an
55 **inadequately developed or impaired intelligence or a**
56 **psychiatric disorder that materially affects the ability to**
57 **function, lacks the mental capacity to consent, or whose**
58 **developmental level does not exceed that of an ordinary**
59 **child of seventeen years of age.**

 556.039. Notwithstanding the provisions of section
2 556.036 to the contrary, prosecutions:

3 (1) Under sections 566.203 to 566.211 involving a
4 **person nineteen years of age or older; or**

5 **(2) Under section 566.203, 566.206, or 566.207**
6 **involving a person under nineteen years of age**
7 **shall be commenced no later than twenty years after the**
8 **commission of the offense.**

 566.151. 1. A person twenty-one years of age or older
2 commits the offense of enticement of a child if he or she
3 persuades, solicits, coaxes, entices, or lures whether by
4 words, actions or through communication via the internet or
5 any electronic communication, any person who is less than
6 **[fifteen] seventeen** years of age for the purpose of engaging
7 in sexual conduct.

8 2. It is not a defense to a prosecution for a
9 violation of this section that the other person was a peace
10 officer masquerading as a minor.

11 3. Enticement of a child or an attempt to commit
12 enticement of a child is a felony for which the authorized
13 term of imprisonment shall be not less than five years and
14 not more than thirty years. No person convicted under this
15 section shall be eligible for parole, probation, conditional
16 release, or suspended imposition or execution of sentence
17 for a period of five calendar years.

566.207. 1. A person commits the offense of
2 **patronizing a victim of sexual servitude if the person**
3 **knowingly gives, agrees to give, or offers to give anything**
4 **of value so that an individual may engage in a commercial**
5 **sex act with another individual and the person knows that**
6 **the other individual is a victim of sexual servitude.**

7 2. The offense of patronizing a victim of sexual
8 servitude if the victim is eighteen years of age or older is
9 a felony punishable by imprisonment for a term of not less

10 than five years and not more than twenty years and a fine
11 not to exceed two hundred fifty thousand dollars.

12 3. The offense of patronizing a victim of sexual
13 servitude if the victim is under eighteen years of age is a
14 felony for which the authorized term of imprisonment is life
15 imprisonment without eligibility for probation or parole
16 until the offender has served not less than twenty-five
17 years of such sentence.

18 4. An individual shall be deemed a victim of sexual
19 servitude for purposes of this section only if the
20 individual is a victim of the crime of trafficking for the
21 purposes of sexual exploitation under section 566.209.

567.030. 1. A person commits the offense of
2 patronizing prostitution if he or she:

3 (1) Pursuant to a prior understanding, gives something
4 of value to another person as compensation for having
5 engaged in sexual conduct with any person; or

6 (2) Gives or agrees to give something of value to
7 another person with the understanding that such person or
8 another person will engage in sexual conduct with any
9 person; or

10 (3) Solicits or requests another person to engage in
11 sexual conduct with any person in return for something of
12 value.

13 2. It shall not be a defense that the person believed
14 that the individual he or she patronized for prostitution
15 was eighteen years of age or older.

16 3. The offense of patronizing prostitution is a class
17 **[B misdemeanor] E felony**, unless the individual who the
18 person patronizes is less than eighteen years of age but
19 older than **[fourteen] fifteen** years of age, in which case
20 patronizing prostitution is a class **[E] D** felony.

21 4. The offense of patronizing prostitution is a class
22 **[D] B** felony if the individual who the person patronizes is
23 **[fourteen] fifteen** years of age or younger. Nothing in this
24 section shall preclude the prosecution of an individual for
25 the offenses of:

26 (1) Statutory rape in the first degree pursuant to
27 section 566.032;

28 (2) Statutory rape in the second degree pursuant to
29 section 566.034;

30 (3) Statutory sodomy in the first degree pursuant to
31 section 566.062; or

32 (4) Statutory sodomy in the second degree pursuant to
33 section 566.064.

589.700. 1. In addition to any fine imposed for a
2 **violation of section 566.203, 566.206, 566.209, 566.210,**
3 **566.211, or 566.215, the court shall enter a judgment of**
4 **restitution in the amount specified in this subsection in**
5 **favor of the state of Missouri, payable to the human**
6 **trafficking and sexual exploitation fund established under**
7 **this section, upon a plea of guilty or a finding of guilt**
8 **for a violation of section 566.203, 566.206, 566.209,**
9 **566.210, 566.211, or 566.215. The judgment of restitution**
10 **shall be in the amount of:**

11 (1) Ten thousand dollars per each identified victim of
12 the offense or offenses for which restitution is required
13 under this subsection; and

14 (2) Two thousand five hundred dollars for each county
15 in which such offense or offenses occurred.

16 2. There is hereby created in the state treasury the
17 "Human Trafficking and Sexual Exploitation Fund", which
18 shall consist of proceeds from the human trafficking
19 restitution collected for violations of sections 566.203,

20 566.206, 566.209, 566.210, 566.211, and 566.215. The state
21 treasurer shall be custodian of the fund. In accordance
22 with sections 30.170 and 30.180, the state treasurer may
23 approve disbursements. The fund shall be a dedicated fund
24 and, upon appropriation, moneys in this fund shall be
25 distributed to the county or counties where the human
26 trafficking offense or offenses occurred. Upon receipt of
27 moneys from the fund, a county shall allocate the
28 disbursement as follows:

29 (1) Ten thousand dollars per each identified victim of
30 the offense or offenses that occurred in the county toward
31 local rehabilitation services for victims of human
32 trafficking including, but not limited to, mental health and
33 substance abuse counseling; general education, including
34 parenting skills; housing relief; vocational training; and
35 employment counseling; and

36 (2) Two thousand five hundred dollars toward local
37 efforts to prevent human trafficking including, but not
38 limited to, education programs for persons convicted of
39 human trafficking offenses and increasing the number of
40 local law enforcement members charged with enforcing human
41 trafficking laws.

42 3. Notwithstanding the provisions of section 33.080 to
43 the contrary, any moneys remaining in the fund at the end of
44 the biennium shall not revert to the credit of the general
45 revenue fund.

46 4. The state treasurer shall invest moneys in the fund
47 in the same manner as other funds are invested. Any
48 interest and moneys earned on such investments shall be
49 credited to the fund.

590.050. 1. **(1)** The POST commission shall establish requirements for the continuing education of all peace officers.

(2) Each peace officer shall be required to receive two hours of sex and human trafficking training consistent with the guidelines established in section 27.170 within the law enforcement continuing education one-year reporting period. The provisions of this subdivision shall become effective on January 1, 2026, and shall expire on December 31, 2030.

(3) Peace officers who make traffic stops shall be required to receive **[three hours]** **one hour** of training within the law enforcement continuing education **[three-year]** **one-year** reporting period concerning the prohibition against racial profiling and such training shall promote understanding and respect for racial and cultural differences and the use of effective, noncombative methods for carrying out law enforcement duties in a racially and culturally diverse environment.

2. The director shall license continuing education providers and may probate, suspend and revoke such licenses upon written notice stating the reasons for such action. Any person aggrieved by a decision of the director pursuant to this subsection may appeal as provided in chapter 536.

3. The costs of continuing law enforcement education shall be reimbursed in part by moneys from the peace officer standards and training commission fund created in section 590.178, subject to availability of funds, except that no such funds shall be used for the training of any person not actively commissioned or employed by a county or municipal law enforcement agency.

32 4. The director may engage in any activity intended to
33 further the professionalism of peace officers through
34 training and education, including the provision of
35 specialized training through the department of public safety.

 610.131. 1. Notwithstanding the provisions of section
2 610.140 to the contrary, a person who [at the time of the
3 offense was under the age of eighteen, and] has pleaded
4 guilty **to** or has been convicted [**for**] **of** the offense of
5 prostitution under section 567.020 may apply to the court in
6 which he or she pled guilty or was sentenced for an order to
7 expunge from all official records all recordations of his or
8 her arrest, plea, trial, or conviction. If the court
9 determines that such person [was under the age of eighteen
10 or] was acting under the coercion, as defined in section
11 566.200, of an agent when committing the offense that
12 resulted in a plea of guilty or conviction under section
13 567.020, the court shall enter an order of expungement.

14 2. Upon granting of the order of expungement, the
15 records and files maintained in any administrative or court
16 proceeding in an associate or circuit division of the
17 circuit court under this section shall be confidential and
18 only available to the parties or by order of the court for
19 good cause shown. The effect of such order shall be to
20 restore such person to the status he or she occupied prior
21 to such arrest, plea, or conviction and as if such event had
22 never taken place. No person as to whom such order has been
23 entered shall be held thereafter under any provision of any
24 law to be guilty of perjury or otherwise giving a false
25 statement by reason of his or her failure to recite or
26 acknowledge such arrest, plea, trial, conviction, or
27 expungement in response to any inquiry made of him or her
28 for any purpose whatsoever and no such inquiry shall be made

29 for information relating to an expungement under this
30 section.

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