

FIRST REGULAR SESSION

HOUSE BILL NO. 565

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MONACO.

Read 1st time January 29, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

0037L.011

AN ACT

To amend chapters 441 and 442, RSMo, by adding thereto two new sections relating to disclosure of prior methamphetamine activities on certain real property.

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

Section A. Chapters 441 and 442, RSMo, are amended by adding thereto two new sections, to be known as sections 441.236 and 442.606, to read as follows:

441.236. 1. In the event that any premises to be leased by a landlord is or was used as a site for methamphetamine production, the landlord shall disclose in writing to the tenant the fact that methamphetamine was produced on the premises, provided that the landlord had knowledge of such prior methamphetamine production. The landlord shall disclose any prior knowledge of methamphetamine production, regardless of whether the persons involved in the production were convicted for such production.

2. A landlord shall disclose in writing the fact that any premises to be leased by the landlord either was the place of residence of a person convicted of any of the following crimes, or was the storage site or laboratory for any of the substances for which a person was convicted of any of the following crimes, provided that the landlord knew or should have known of such convictions:

(1) Creation of a controlled substance in violation of section 195.420, RSMo;

(2) Possession of ephedrine with intent to manufacture methamphetamine in violation of section 195.246, RSMo;

(3) Unlawful use of drug paraphernalia with the intent to manufacture methamphetamine in violation of subsection 2 of section 195.233, RSMo;

(4) Endangering the welfare of a child by any of the means described in subdivision (4) or (5) of subsection 1 of section 568.045, RSMo; or

19 **(5) Any other crime related to methamphetamine, its salts, optical isomers and salts**
20 **of its optical isomers either in chapter 195, RSMo, or in any other provision of law.**

442.606. 1. In the event that any parcel of real property to be sold, exchanged or
2 **transferred is or was used as a site for methamphetamine production, the seller or**
3 **transferor shall disclose in writing to the buyer or transferee the fact that**
4 **methamphetamine was produced on the premises, provided that the seller or transferor**
5 **had knowledge of such prior methamphetamine production. The seller or transferor shall**
6 **disclose any prior knowledge of methamphetamine production, regardless of whether the**
7 **persons involved in the production were convicted for such production.**

8 **2. A seller or transferor of any parcel of real property shall disclose in writing the**
9 **fact that any premises to be sold or transferred either was the place of residence of a**
10 **person convicted of any of the following crimes, or was the storage site or laboratory for**
11 **any of the substances for which a person was convicted of any of the following crimes,**
12 **provided that the seller or transferor knew or should have known of such convictions:**

13 **(1) Creation of a controlled substance in violation of section 195.420, RSMo;**

14 **(2) Possession of ephedrine with intent to manufacture methamphetamine in**
15 **violation of section 195.246, RSMo;**

16 **(3) Unlawful use of drug paraphernalia with the intent to manufacture**
17 **methamphetamine in violation of subsection 2 of section 195.233, RSMo;**

18 **(4) Endangering the welfare of a child by any of the means described in subdivision**
19 **(4) or (5) of subsection 1 of section 568.045, RSMo; or**

20 **(5) Any other crime related to methamphetamine, its salts, optical isomers and salts**
21 **of its optical isomers either in chapter 195, RSMo, or in any other provision of law.**