

FIRST REGULAR SESSION

# HOUSE BILL NO. 83

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE RUPP.

Pre-filed December 9, 2004 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0523L.02I

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### AN ACT

To amend chapter 304, RSMo, by adding thereto one new section relating to the display of adult entertainment films in motor vehicles, with a penalty provision.

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

Section A. Chapter 304, RSMo, is amended by adding thereto one new section, to be  
2 known as section 304.800, to read as follows:

**304.800. 1. As used in this section, the following terms mean:**

- 2       **(1) "Adult entertainment film", any magnetic or electronic recording, production,**  
3 **or reproduction of any motion picture film, videotape, digital video disk, or any similar**  
4 **device, depicting human actual or simulated sexually explicit conduct;**  
5       **(2) "Sexually explicit conduct":**  
6       **(a) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or**  
7 **oral-anal, whether between persons of the same or opposite sex;**  
8       **(b) Deviate sexual intercourse, as defined in section 556.010, RSMo;**  
9       **(c) Bestiality;**  
10       **(d) Masturbation;**  
11       **(e) Sadistic or masochistic abuse;**  
12       **(f) Lascivious exhibition or depiction of any human postpubertal genitals or pubic**  
13 **area; or**  
14       **(g) Direct physical stimulation of unclothed genitals.**  
15       **2. No person operating or driving any motor vehicle on any road or highway in this**  
16 **state shall display or allow the display of any adult entertainment film on any video player,**

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 **digital video disk player, or similar device within the vehicle in such a manner that any**  
18 **child under the age of eighteen in the person's vehicle or in another vehicle on the road or**  
19 **highway is able to view any part of the film.**

20 **3. Violation of this section is a class C misdemeanor.**