

SECOND REGULAR SESSION

HOUSE BILL NO. 2106

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES JETTON (Sponsor), SCHARNHORST, CHINN, HOBBS, SATER, FAITH, CUNNINGHAM (145), SANDER, ROARK, LOW (39), DETHROW, BAKER (25), MEADOWS, ROORDA, CASEY, DAKE, WALTON, PEARCE, LAMPE, FRAME, FISHER, WILSON (130), WALLACE, RECTOR, MYERS, LEMBKE, BRUNS, NIEVES, RICHARD, BEARDEN, DEMPSEY, RUESTMAN, DIXON, SMITH (150), WETER, BAKER (123), NANCE, WOOD, PARSON, JONES, VIEBROCK, NOLTE, ROBB, MOORE, MUSCHANY, THRELKELD, DAY, KELLY, STEVENSON, DEEKEN, McGHEE, BIVINS, AVERY, ICET, BLACK, YAEGER, BROWN (50), RUCKER, WILDBERGER, SMITH (118), WAGNER, LOWE (44), GEORGE, SWINGER, BURNETT, JOLLY, HUBBARD, AULL, SPRENG, ROBINSON, PARKER, WRIGHT (137), QUINN, SCHAAF, SCHNEIDER, WRIGHT (159), PRATT, CUNNINGHAM (86) AND DENISON (Co-sponsors).

Read 1st time March 30, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

5656L.011

AN ACT

To repeal section 577.070, RSMo, and to enact in lieu thereof one new section relating to littering, with penalty provisions.

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

Section A. Section 577.070, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 577.070, to read as follows:

577.070. 1. A person commits the crime of littering if [he] **such person** throws or places, or causes to be thrown or placed, any glass, glass bottles, wire, nails, tacks, hedge, cans, garbage, trash, refuse, or rubbish of any kind, nature or description on the right-of-way of any public road or state highway or on or in any of the waters in this state or on the banks of any stream, or on any land or water owned, operated or leased by the state, any board, department, agency or commission thereof or on any land or water owned, operated or leased by the federal government or on any private real property owned by another without his **or her** consent.

2. Littering is a class A misdemeanor.

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.

9 **3. In addition to any fine or sentence of imprisonment imposed under this section**
10 **any person who has pled guilty to or been found guilty of littering shall be required to:**

11 **(1) Perform at least ten days involving at least forty hours of community service**
12 **under the supervision of the court in those jurisdictions which have a recognized program**
13 **for community service; and**

14 **(2) Pay restitution in the amount of six hundred dollars one-half of which shall be**
15 **deposited into the county law enforcement restitution fund under section 50.565, RSMo,**
16 **in the county in which the crime occurred and one half of which shall be deposited into the**
17 **county school fund under section 166.131, RSMo. If the county in which the crime**
18 **occurred does not have a county law enforcement restitution fund, the entire restitution**
19 **amount shall be deposited into the county school fund.**

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