

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill No. 291, Page 23, Section 488.5050, Line 21, by inserting after said section and line the  
3 following:  
4

5 "569.086. 1. As used in this section, "critical infrastructure facility" means any of the  
6 following facilities that are under construction or operational: a petroleum or alumina refinery; an  
7 electrical power generating facility, substation, switching station, electrical control center, or electric  
8 power lines and associated equipment infrastructure; a chemical, polymer, or rubber manufacturing  
9 facility; a water intake structure, water treatment facility, wastewater treatment plant, or pump  
10 station; a natural gas compressor station; a liquid natural gas terminal or storage facility; a  
11 telecommunications central switching office; wireless telecommunications infrastructure, including  
12 cell towers, telephone poles and lines, including fiber optic lines; a port, railroad switching yard,  
13 railroad tracks, trucking terminal, or other freight transportation facility; a gas processing plant,  
14 including a plant used in the processing, treatment, or fractionation of natural gas or natural gas  
15 liquids; a transmission facility used by a federally licensed radio or television station; a steelmaking  
16 facility that uses an electric arc furnace to make steel; a facility identified and regulated by the  
17 United States Department of Homeland Security Chemical Facility Anti-Terrorism Standards  
18 (CFATS) program; a dam that is regulated by the state or federal government; a natural gas  
19 distribution utility facility including, but not limited to, pipeline interconnections, a city gate or town  
20 border station, metering station, aboveground piping, a regulator station, and a natural gas storage  
21 facility; a crude oil or refined products storage and distribution facility including, but not limited to,  
22 valve sites, pipeline interconnection, pump station, metering station, below or aboveground pipeline  
23 or piping and truck loading or offloading facility; or any aboveground portion of an oil, gas,  
24 hazardous liquid or chemical pipeline, tank, railroad facility, or other storage facility housing critical  
25 infrastructure that is enclosed by a fence, other physical barrier, or is clearly marked with signs  
26 prohibiting trespassing, that are obviously designed to exclude intruders.

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

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

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

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

5       5. This section shall not apply to conduct protected under the Constitution of the United  
6 States, the Constitution of the state of Missouri, or a state or federal law or rule."; and

7  
8 Further amend said bill by amending the title, enacting clause, and intersectional references  
9 accordingly.