

SECOND REGULAR SESSION

# SENATE BILL NO. 782

98TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR ONDER.

Pre-filed December 3, 2015, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4696S.011

## AN ACT

To repeal sections 70.441, 571.107, 577.703, 577.712, 578.305, and 578.320, RSMo, and to enact in lieu thereof six new sections relating to the carrying of firearms on public transportation systems, with existing penalty provisions.

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

Section A. Sections 70.441, 571.107, 577.703, 577.712, 578.305, and 578.320, RSMo, are repealed and six new sections enacted in lieu thereof, to be known as sections 70.441, 571.107, 577.703, 577.712, 578.305, and 578.320, to read as follows:

70.441. 1. As used in this section, the following terms have the following meanings:

(1) "Agency", the bi-state development agency created by compact under section 70.370;

(2) "Conveyance" includes bus, paratransit vehicle, rapid transit car or train, locomotive, or other vehicle used or held for use by the agency as a means of transportation of passengers;

(3) "Facilities" includes all property and equipment, including, without limitation, rights-of-way and related trackage, rails, signals, power, fuel, communication and ventilation systems, power plants, stations, terminals, signage, storage yards, depots, repair and maintenance shops, yards, offices, parking lots and other real estate or personal property used or held for or incidental to the operation, rehabilitation or improvement of any public mass transportation system of the agency;

(4) "Person", any individual, firm, copartnership, corporation, association or company; and

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

17 (5) "Sound production device" includes, but is not limited to, any radio  
18 receiver, phonograph, television receiver, musical instrument, tape recorder,  
19 cassette player, speaker device and any sound amplifier.

20 2. In interpreting or applying this section, the following provisions shall  
21 apply:

22 (1) Any act otherwise prohibited by this section is lawful if specifically  
23 authorized by agreement, permit, license or other writing duly signed by an  
24 authorized officer of the agency or if performed by an officer, employee or  
25 designated agent of the agency acting within the scope of his or her employment  
26 or agency;

27 (2) Rules shall apply with equal force to any person assisting, aiding or  
28 abetting another, including a minor, in any of the acts prohibited by the rules or  
29 assisting, aiding or abetting another in the avoidance of any of the requirements  
30 of the rules; and

31 (3) The singular shall mean and include the plural; the masculine gender  
32 shall mean the feminine and the neuter genders; and vice versa.

33 3. (1) No person shall use or enter upon the light rail conveyances of the  
34 agency without payment of the fare or other lawful charges established by the  
35 agency. Any person on any such conveyance must have properly validated fare  
36 media in his possession. This ticket must be valid to or from the station the  
37 passenger is using, and must have been used for entry for the trip then being  
38 taken;

39 (2) No person shall use any token, pass, badge, ticket, document, transfer,  
40 card or fare media to gain entry to the facilities or conveyances of, or make use  
41 of the services of, the agency, except as provided, authorized or sold by the agency  
42 and in accordance with any restriction on the use thereof imposed by the agency;

43 (3) No person shall enter upon parking lots designated by the agency as  
44 requiring payment to enter, either by electronic gate or parking meters, where the  
45 cost of such parking fee is visibly displayed at each location, without payment of  
46 such fees or other lawful charges established by the agency;

47 (4) Except for employees of the agency acting within the scope of their  
48 employment, no person shall sell, provide, copy, reproduce or produce, or create  
49 any version of any token, pass, badge, ticket, document, transfer, card or any  
50 other fare media or otherwise authorize access to or use of the facilities,  
51 conveyances or services of the agency without the written permission of an  
52 authorized representative of the agency;

53 (5) No person shall put or attempt to put any paper, article, instrument  
54 or item, other than a token, ticket, badge, coin, fare card, pass, transfer or other  
55 access authorization or other fare media issued by the agency and valid for the  
56 place, time and manner in which used, into any fare box, pass reader, ticket  
57 vending machine, parking meter, parking gate or other fare collection instrument,  
58 receptacle, device, machine or location;

59 (6) Tokens, tickets, fare cards, badges, passes, transfers or other fare  
60 media that have been forged, counterfeited, imitated, altered or improperly  
61 transferred or that have been used in a manner inconsistent with this section  
62 shall be confiscated;

63 (7) No person may perform any act which would interfere with the  
64 provision of transit service or obstruct the flow of traffic on facilities or  
65 conveyances or which would in any way interfere or tend to interfere with the  
66 safe and efficient operation of the facilities or conveyances of the agency;

67 (8) All persons on or in any facility or conveyance of the agency shall:

68 (a) Comply with all lawful orders and directives of any agency employee  
69 acting within the scope of his employment;

70 (b) Obey any instructions or notices or signs duly posted on any agency  
71 facility or conveyance; and

72 (c) Provide accurate, complete and true information or documents  
73 requested by agency personnel acting within the scope of their employment and  
74 otherwise in accordance with law;

75 (9) No person shall falsely represent himself or herself as an agent,  
76 employee or representative of the agency;

77 (10) No person on or in any facility or conveyance shall:

78 (a) Litter, dump garbage, liquids or other matter, or create a nuisance,  
79 hazard or unsanitary condition, including, but not limited to, spitting and  
80 urinating, except in facilities provided;

81 (b) Drink any alcoholic beverage or possess any opened or unsealed  
82 container of alcoholic beverage, except on premises duly licensed for the sale of  
83 alcoholic beverages, such as bars and restaurants;

84 (c) Enter or remain in any facility or conveyance while his ability to  
85 function safely in the environment of the agency transit system is impaired by the  
86 consumption of alcohol or by the taking of any drug;

87 (d) Loiter or stay on any facility of the agency;

88 (e) Consume foods or liquids of any kind, except in those areas specifically

89 authorized by the agency;

90 (f) Smoke or carry an open flame or lighted match, cigar, cigarette, pipe  
91 or torch, except in those areas or locations specifically authorized by the agency;  
92 or

93 (g) Throw or cause to be propelled any stone, projectile or other article at,  
94 from, upon or in a facility or conveyance;

95 (11) **Except as otherwise provided in section 571.107**, no weapon or  
96 other instrument intended for use as a weapon may be carried in or on any  
97 facility or conveyance, except for law enforcement personnel. For the purposes  
98 hereof, a weapon shall include, but not be limited to, a firearm, switchblade knife,  
99 sword, or any instrument of any kind known as blackjack, billy club, club,  
100 sandbag, metal knuckles, leather bands studded with metal, wood impregnated  
101 with metal filings or razor blades; except that this subdivision shall not apply to  
102 a rifle or shotgun which is unloaded and carried in any enclosed case, box or  
103 other container which completely conceals the item from view and identification  
104 as a weapon;

105 (12) No explosives, flammable liquids, acids, fireworks or other highly  
106 combustible materials or radioactive materials may be carried on or in any  
107 facility or conveyance, except as authorized by the agency;

108 (13) No person, except as specifically authorized by the agency, shall enter  
109 or attempt to enter into any area not open to the public, including, but not  
110 limited to, motorman's cabs, conductor's cabs, bus operator's seat location,  
111 closed-off areas, mechanical or equipment rooms, concession stands, storage  
112 areas, interior rooms, tracks, roadbeds, tunnels, plants, shops, barns, train yards,  
113 garages, depots or any area marked with a sign restricting access or indicating  
114 a dangerous environment;

115 (14) No person may ride on the roof, the platform between rapid transit  
116 cars, or on any other area outside any rapid transit car or bus or other  
117 conveyance operated by the agency;

118 (15) No person shall extend his hand, arm, leg, head or other part of his  
119 or her person or extend any item, article or other substance outside of the window  
120 or door of a moving rapid transit car, bus or other conveyance operated by the  
121 agency;

122 (16) No person shall enter or leave a rapid transit car, bus or other  
123 conveyance operated by the agency except through the entrances and exits  
124 provided for that purpose;

125 (17) No animals may be taken on or into any conveyance or facility except  
126 the following:

127 (a) An animal enclosed in a container, accompanied by the passenger and  
128 carried in a manner which does not annoy other passengers; and

129 (b) Working dogs for law enforcement agencies, agency dogs on duty, dogs  
130 properly harnessed and accompanying blind or hearing-impaired persons to aid  
131 such persons, or dogs accompanying trainers carrying a certificate of  
132 identification issued by a dog school;

133 (18) No vehicle shall be operated carelessly, or negligently, or in disregard  
134 of the rights or safety of others or without due caution and circumspection, or at  
135 a speed in such a manner as to be likely to endanger persons or property on  
136 facilities of the agency. The speed limit on parking lots and access roads shall  
137 be posted as fifteen miles per hour unless otherwise designated.

138 4. (1) Unless a greater penalty is otherwise provided by the laws of the  
139 state, any violation of this section shall constitute a misdemeanor, and any  
140 person committing a violation thereof shall be subject to arrest and, upon  
141 conviction in a court of competent jurisdiction, shall pay a fine in an amount not  
142 less than twenty-five dollars and no greater than two hundred fifty dollars per  
143 violation, in addition to court costs. Any default in the payment of a fine imposed  
144 pursuant to this section without good cause shall result in imprisonment for not  
145 more than thirty days;

146 (2) Unless a greater penalty is provided by the laws of the state, any  
147 person convicted a second or subsequent time for the same offense under this  
148 section shall be guilty of a misdemeanor and sentenced to pay a fine of not less  
149 than fifty dollars nor more than five hundred dollars in addition to court costs,  
150 or to undergo imprisonment for up to sixty days, or both such fine and  
151 imprisonment;

152 (3) Any person failing to pay the proper fare, fee or other charge for use  
153 of the facilities and conveyances of the agency shall be subject to payment of such  
154 charge as part of the judgment against the violator. All proceeds from judgments  
155 for unpaid fares or charges shall be directed to the appropriate agency official;

156 (4) All juvenile offenders violating the provisions of this section shall be  
157 subject to the jurisdiction of the juvenile court as provided in chapter 211;

158 (5) As used in this section, the term "conviction" shall include all pleas of  
159 guilty and findings of guilt.

160 5. Any person who is convicted, pleads guilty, or pleads nolo contendere

161 for failing to pay the proper fare, fee, or other charge for the use of the facilities  
162 and conveyances of the bi-state development agency, as described in subdivision  
163 (3) of subsection 4 of this section, may, in addition to the unpaid fares or charges  
164 and any fines, penalties, or sentences imposed by law, be required to reimburse  
165 the reasonable costs attributable to the enforcement, investigation, and  
166 prosecution of such offense by the bi-state development agency. The court shall  
167 direct the reimbursement proceeds to the appropriate agency official.

168         6. (1) Stalled or disabled vehicles may be removed from the roadways of  
169 the agency property by the agency and parked or stored elsewhere at the risk and  
170 expense of the owner;

171         (2) Motor vehicles which are left unattended or abandoned on the property  
172 of the agency for a period of over seventy-two hours may be removed as provided  
173 for in section 304.155, except that the removal may be authorized by personnel  
174 designated by the agency under section 70.378.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101  
2 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013,  
3 or a concealed carry endorsement or permit issued by another state or political  
4 subdivision of another state shall authorize the person in whose name the permit  
5 or endorsement is issued to carry concealed firearms on or about his or her person  
6 or vehicle throughout the state. No concealed carry permit issued pursuant to  
7 sections 571.101 to 571.121, valid concealed carry endorsement issued prior to  
8 August 28, 2013, or a concealed carry endorsement or permit issued by another  
9 state or political subdivision of another state shall authorize any person to carry  
10 concealed firearms into:

11         (1) Any police, sheriff, or highway patrol office or station without the  
12 consent of the chief law enforcement officer in charge of that office or  
13 station. Possession of a firearm in a vehicle on the premises of the office or  
14 station shall not be a criminal offense so long as the firearm is not removed from  
15 the vehicle or brandished while the vehicle is on the premises;

16         (2) Within twenty-five feet of any polling place on any election day.  
17 Possession of a firearm in a vehicle on the premises of the polling place shall not  
18 be a criminal offense so long as the firearm is not removed from the vehicle or  
19 brandished while the vehicle is on the premises;

20         (3) The facility of any adult or juvenile detention or correctional  
21 institution, prison or jail. Possession of a firearm in a vehicle on the premises of  
22 any adult, juvenile detention, or correctional institution, prison or jail shall not

23 be a criminal offense so long as the firearm is not removed from the vehicle or  
24 brandished while the vehicle is on the premises;

25 (4) Any courthouse solely occupied by the circuit, appellate or supreme  
26 court, or any courtrooms, administrative offices, libraries or other rooms of any  
27 such court whether or not such court solely occupies the building in  
28 question. This subdivision shall also include, but not be limited to, any juvenile,  
29 family, drug, or other court offices, any room or office wherein any of the courts  
30 or offices listed in this subdivision are temporarily conducting any business  
31 within the jurisdiction of such courts or offices, and such other locations in such  
32 manner as may be specified by supreme court rule pursuant to subdivision (6) of  
33 this subsection. Nothing in this subdivision shall preclude those persons listed  
34 in subdivision (1) of subsection 2 of section 571.030 while within their jurisdiction  
35 and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection  
36 2 of section 571.030, or such other persons who serve in a law enforcement  
37 capacity for a court as may be specified by supreme court rule pursuant to  
38 subdivision (6) of this subsection from carrying a concealed firearm within any  
39 of the areas described in this subdivision. Possession of a firearm in a vehicle on  
40 the premises of any of the areas listed in this subdivision shall not be a criminal  
41 offense so long as the firearm is not removed from the vehicle or brandished while  
42 the vehicle is on the premises;

43 (5) Any meeting of the governing body of a unit of local government; or  
44 any meeting of the general assembly or a committee of the general assembly,  
45 except that nothing in this subdivision shall preclude a member of the body  
46 holding a valid concealed carry permit or endorsement from carrying a concealed  
47 firearm at a meeting of the body which he or she is a member. Possession of a  
48 firearm in a vehicle on the premises shall not be a criminal offense so long as the  
49 firearm is not removed from the vehicle or brandished while the vehicle is on the  
50 premises. Nothing in this subdivision shall preclude a member of the general  
51 assembly, a full-time employee of the general assembly employed under Section  
52 17, Article III, Constitution of Missouri, legislative employees of the general  
53 assembly as determined under section 21.155, or statewide elected officials and  
54 their employees, holding a valid concealed carry permit or endorsement, from  
55 carrying a concealed firearm in the state capitol building or at a meeting whether  
56 of the full body of a house of the general assembly or a committee thereof, that  
57 is held in the state capitol building;

58 (6) The general assembly, supreme court, county or municipality may by

59 rule, administrative regulation, or ordinance prohibit or limit the carrying of  
60 concealed firearms by permit or endorsement holders in that portion of a building  
61 owned, leased or controlled by that unit of government. Any portion of a building  
62 in which the carrying of concealed firearms is prohibited or limited shall be  
63 clearly identified by signs posted at the entrance to the restricted area. The  
64 statute, rule or ordinance shall exempt any building used for public housing by  
65 private persons, highways or rest areas, firing ranges, and private dwellings  
66 owned, leased, or controlled by that unit of government from any restriction on  
67 the carrying or possession of a firearm. The statute, rule or ordinance shall not  
68 specify any criminal penalty for its violation but may specify that persons  
69 violating the statute, rule or ordinance may be denied entrance to the building,  
70 ordered to leave the building and if employees of the unit of government, be  
71 subjected to disciplinary measures for violation of the provisions of the statute,  
72 rule or ordinance. The provisions of this subdivision shall not apply to any other  
73 unit of government;

74 (7) Any establishment licensed to dispense intoxicating liquor for  
75 consumption on the premises, which portion is primarily devoted to that purpose,  
76 without the consent of the owner or manager. The provisions of this subdivision  
77 shall not apply to the licensee of said establishment. The provisions of this  
78 subdivision shall not apply to any bona fide restaurant open to the general public  
79 having dining facilities for not less than fifty persons and that receives at least  
80 fifty-one percent of its gross annual income from the dining facilities by the sale  
81 of food. This subdivision does not prohibit the possession of a firearm in a vehicle  
82 on the premises of the establishment and shall not be a criminal offense so long  
83 as the firearm is not removed from the vehicle or brandished while the vehicle is  
84 on the premises. Nothing in this subdivision authorizes any individual who has  
85 been issued a concealed carry permit or endorsement to possess any firearm while  
86 intoxicated;

87 (8) Any area of an airport to which access is controlled by the inspection  
88 of persons and property. Possession of a firearm in a vehicle on the premises of  
89 the airport shall not be a criminal offense so long as the firearm is not removed  
90 from the vehicle or brandished while the vehicle is on the premises;

91 (9) Any place where the carrying of a firearm is prohibited by federal law;

92 (10) Any higher education institution or elementary or secondary school  
93 facility without the consent of the governing body of the higher education  
94 institution or a school official or the district school board, unless the person with

95 the concealed carry endorsement or permit is a teacher or administrator of an  
96 elementary or secondary school who has been designated by his or her school  
97 district as a school protection officer and is carrying a firearm in a school within  
98 that district, in which case no consent is required. Possession of a firearm in a  
99 vehicle on the premises of any higher education institution or elementary or  
100 secondary school facility shall not be a criminal offense so long as the firearm is  
101 not removed from the vehicle or brandished while the vehicle is on the premises;

102 (11) Any portion of a building used as a child care facility without the  
103 consent of the manager. Nothing in this subdivision shall prevent the operator  
104 of a child care facility in a family home from owning or possessing a firearm or  
105 a concealed carry permit or endorsement;

106 (12) Any riverboat gambling operation accessible by the public without the  
107 consent of the owner or manager pursuant to rules promulgated by the gaming  
108 commission. Possession of a firearm in a vehicle on the premises of a riverboat  
109 gambling operation shall not be a criminal offense so long as the firearm is not  
110 removed from the vehicle or brandished while the vehicle is on the premises;

111 (13) Any gated area of an amusement park. Possession of a firearm in a  
112 vehicle on the premises of the amusement park shall not be a criminal offense so  
113 long as the firearm is not removed from the vehicle or brandished while the  
114 vehicle is on the premises;

115 (14) Any church or other place of religious worship without the consent  
116 of the minister or person or persons representing the religious organization that  
117 exercises control over the place of religious worship. Possession of a firearm in  
118 a vehicle on the premises shall not be a criminal offense so long as the firearm  
119 is not removed from the vehicle or brandished while the vehicle is on the  
120 premises;

121 (15) Any private property whose owner has posted the premises as being  
122 off-limits to concealed firearms by means of one or more signs displayed in a  
123 conspicuous place of a minimum size of eleven inches by fourteen inches with the  
124 writing thereon in letters of not less than one inch. The owner, business or  
125 commercial lessee, manager of a private business enterprise, or any other  
126 organization, entity, or person may prohibit persons holding a concealed carry  
127 permit or endorsement from carrying concealed firearms on the premises and may  
128 prohibit employees, not authorized by the employer, holding a concealed carry  
129 permit or endorsement from carrying concealed firearms on the property of the  
130 employer. If the building or the premises are open to the public, the employer of

131 the business enterprise shall post signs on or about the premises if carrying a  
132 concealed firearm is prohibited. Possession of a firearm in a vehicle on the  
133 premises shall not be a criminal offense so long as the firearm is not removed  
134 from the vehicle or brandished while the vehicle is on the premises. An employer  
135 may prohibit employees or other persons holding a concealed carry permit or  
136 endorsement from carrying a concealed firearm in vehicles owned by the  
137 employer;

138 (16) Any sports arena or stadium with a seating capacity of five thousand  
139 or more. Possession of a firearm in a vehicle on the premises shall not be a  
140 criminal offense so long as the firearm is not removed from the vehicle or  
141 brandished while the vehicle is on the premises;

142 (17) Any hospital accessible by the public. Possession of a firearm in a  
143 vehicle on the premises of a hospital shall not be a criminal offense so long as the  
144 firearm is not removed from the vehicle or brandished while the vehicle is on the  
145 premises.

146 2. Carrying of a concealed firearm in a location specified in subdivisions  
147 (1) to (17) of subsection 1 of this section by any individual who holds a concealed  
148 carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry  
149 endorsement issued prior to August 28, 2013, shall not be a criminal act but may  
150 subject the person to denial to the premises or removal from the premises. If  
151 such person refuses to leave the premises and a peace officer is summoned, such  
152 person may be issued a citation for an amount not to exceed one hundred dollars  
153 for the first offense. If a second citation for a similar violation occurs within a  
154 six-month period, such person shall be fined an amount not to exceed two  
155 hundred dollars and his or her permit, and, if applicable, endorsement to carry  
156 concealed firearms shall be suspended for a period of one year. If a third citation  
157 for a similar violation is issued within one year of the first citation, such person  
158 shall be fined an amount not to exceed five hundred dollars and shall have his or  
159 her concealed carry permit, and, if applicable, endorsement revoked and such  
160 person shall not be eligible for a concealed carry permit for a period of three  
161 years. Upon conviction of charges arising from a citation issued pursuant to this  
162 subsection, the court shall notify the sheriff of the county which issued the  
163 concealed carry permit, or, if the person is a holder of a concealed carry  
164 endorsement issued prior to August 28, 2013, the court shall notify the sheriff of  
165 the county which issued the certificate of qualification for a concealed carry  
166 endorsement and the department of revenue. The sheriff shall suspend or revoke

167 the concealed carry permit or, if applicable, the certificate of qualification for a  
168 concealed carry endorsement. If the person holds an endorsement, the  
169 department of revenue shall issue a notice of such suspension or revocation of the  
170 concealed carry endorsement and take action to remove the concealed carry  
171 endorsement from the individual's driving record. The director of revenue shall  
172 notify the licensee that he or she must apply for a new license pursuant to  
173 chapter 302 which does not contain such endorsement. The notice issued by the  
174 department of revenue shall be mailed to the last known address shown on the  
175 individual's driving record. The notice is deemed received three days after  
176 mailing.

177 **3. Notwithstanding any provision of this chapter, chapter 70, 577,**  
178 **or 578 to the contrary, a person carrying a firearm concealed on or**  
179 **about his or her person who is lawfully in possession of a valid**  
180 **concealed carry permit or endorsement shall not be prohibited or**  
181 **impeded from accessing or using any publicly funded transportation**  
182 **system, nor shall such person be harassed or detained for carrying a**  
183 **concealed firearm on the property, vehicles, or conveyances owned,**  
184 **contracted, or leased by such systems that are accessible to the**  
185 **public. For purposes of this section, "public transportation system"**  
186 **means the property, equipment, rights-of-way, or buildings, either**  
187 **publicly or privately owned and operated, of an entity that receives**  
188 **public funds and holds itself out to the general public for the**  
189 **transportation of persons. This includes portions of a public**  
190 **transportation system provided through a contract with a private**  
191 **entity, but excludes any corporation that provides intercity passenger**  
192 **train service on railroads throughout the United States or any private**  
193 **partnership that the corporation engages in.**

577.703. 1. A person commits the offense of bus hijacking if he or she  
2 seizes or exercises control, by force or violence or threat of force or violence, of  
3 any bus. The offense of bus hijacking is a class B felony.

4 2. The offense of "assault with the intent to commit bus hijacking" is  
5 defined as an intimidation, threat, assault or battery toward any driver,  
6 attendant or guard of a bus so as to interfere with the performance of duties by  
7 such person. Assault to commit bus hijacking is a class D felony.

8 3. Any person, who, in the commission of such intimidation, threat,  
9 assault or battery with the intent to commit bus hijacking, employs a dangerous

10 or deadly weapon or other means capable of inflicting serious bodily injury shall,  
11 upon conviction, be guilty of a class A felony.

12       4. **Except as otherwise provided under section 571.107**, any  
13 passenger who boards a bus with a dangerous or deadly weapon or other means  
14 capable of inflicting serious bodily injury concealed upon his or her person or  
15 effects is guilty of the felony of "possession and concealment of a dangerous or  
16 deadly weapon" upon a bus. Possession and concealment of a dangerous and  
17 deadly weapon by a passenger upon a bus is a class D felony. The provisions of  
18 this subsection shall not apply to:

19       **(1)** Duly elected or appointed law enforcement officers or commercial  
20 security personnel who are in possession of weapons used within the course and  
21 scope of their employment; [nor shall the provisions of this subsection apply to]

22       **(2)** Persons who are in possession of weapons or other means of inflicting  
23 serious bodily injury with the consent of the owner of such bus, his or her agent,  
24 or the lessee or bailee of such bus;

25       **(3) Persons carrying concealed firearms who lawfully possess a**  
26 **valid concealed carry permit or endorsement in accordance with**  
27 **section 571.107; or**

28       **(4) Persons transporting a firearm in a nonfunctioning state or**  
29 **in an unloaded state when ammunition is not readily accessible.**

577.712. 1. In order to provide for the safety, comfort, and well-being of  
2 passengers and others having a bona fide business interest in any terminal, a bus  
3 transportation company may refuse admission to terminals to any person not  
4 having bona fide business within the terminal. Any such refusal shall not be  
5 inconsistent or contrary to state or federal laws, regulations pursuant thereto, or  
6 to any ordinance of the political subdivision in which such terminal is located. A  
7 duly authorized company representative may ask any person in a terminal or on  
8 the premises of a terminal to identify himself or herself and state his or her  
9 business. Failure to comply with such request or failure to state an acceptable  
10 business purpose shall be grounds for the company representative to request that  
11 such person leave the terminal. Refusal to comply with such request shall  
12 constitute disorderly conduct. Disorderly conduct shall be a class C misdemeanor.

13       2. **Except as otherwise provided under section 571.107**, it is  
14 unlawful for any person to carry a deadly or dangerous weapon or any explosives  
15 or hazardous material into a terminal or aboard a bus. Possession of a deadly or  
16 dangerous weapon, explosive or hazardous material shall be a class D

17 felony. Upon the discovery of any such item or material, the company may obtain  
18 possession and retain custody of such item or material until it is transferred to  
19 the custody of law enforcement officers. **The provisions of this section shall**  
20 **not apply to persons transporting a firearm in a nonfunctioning state**  
21 **or in an unloaded state when ammunition is not readily accessible.**

578.305. 1. The offense of "bus hijacking" is defined as the seizure or  
2 exercise of control, by force or violence or threat of force or violence, of any bus  
3 within the jurisdiction of this state. Bus hijacking shall be a class B felony.

4 2. The offense of "assault with the intent to commit bus hijacking" is  
5 defined as an intimidation, threat, assault or battery toward any driver,  
6 attendant or guard of a bus so as to interfere with the performance of duties by  
7 such person. Assault to commit bus hijacking shall be a class C felony.

8 3. Any person, who, in the commission of such intimidation, threat,  
9 assault or battery with the intent to commit bus hijacking, employs a dangerous  
10 or deadly weapon or other means capable of inflicting serious bodily injury shall,  
11 upon conviction, be guilty of a class A felony.

12 4. **Except as otherwise provided under section 571.107**, any  
13 passenger who boards a bus with a dangerous or deadly weapon or other means  
14 capable of inflicting serious bodily injury concealed upon his person or effects is  
15 guilty of the felony of "possession and concealment of a dangerous or deadly  
16 weapon" upon a bus. Possession and concealment of a dangerous and deadly  
17 weapon by a passenger upon a bus shall be a class C felony. The provisions of  
18 this subsection shall not apply to:

19 (1) Duly elected or appointed law enforcement officers or commercial  
20 security personnel who are in possession of weapons used within the course and  
21 scope of their employment; [nor shall the provisions of this subsection apply to]

22 (2) Persons who are in possession of weapons or other means of inflicting  
23 serious bodily injury with the consent of the owner of such bus, or his agent, or  
24 the lessee or bailee of such bus;

25 (3) **Persons carrying concealed firearms who lawfully possess a**  
26 **valid concealed carry permit or endorsement in accordance with**  
27 **section 571.107; or**

28 (4) **Persons transporting a firearm in a nonfunctioning state or**  
29 **in an unloaded state when ammunition is not readily accessible.**

578.320. 1. In order to provide for the safety, comfort, and well-being of  
2 passengers and others having a bona fide business interest in any terminal, a bus

3 transportation company may refuse admission to terminals to any person not  
4 having bona fide business within the terminal. Any such refusal shall not be  
5 inconsistent or contrary to state or federal laws, regulations pursuant thereto, or  
6 to any ordinance of the political subdivision in which such terminal is located. A  
7 duly authorized company representative may ask any person in a terminal or on  
8 the premises of a terminal to identify himself and state his business. Failure to  
9 comply with such request or failure to state an acceptable business purpose shall  
10 be grounds for the company representative to request that such person leave the  
11 terminal. Refusal to comply with such request shall constitute disorderly  
12 conduct. Disorderly conduct shall be a class C misdemeanor.

13       2. **Except as otherwise provided under section 571.107**, it is  
14 unlawful for any person to carry a deadly or dangerous weapon or any explosives  
15 or hazardous material into a terminal or aboard a bus. Possession of a deadly or  
16 dangerous weapon, explosive or hazardous material shall be a class C  
17 felony. Upon the discovery of any such item or material, the company may obtain  
18 possession and retain custody of such item or material until it is transferred to  
19 the custody of law enforcement officers. **The provisions of this section shall**  
20 **not apply to persons transporting a firearm in a nonfunctioning state**  
21 **or in an unloaded state when ammunition is not readily accessible.**

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