

HB 1453: Reunification

210.117 RSMo

HB 1453 impacts policy regarding the reunification of children with their parent/custodian.

Current Policy:

Current policy has no specific requirements regarding the criminal history of a parent when reunifying a child with that parent.

New Policy:

- Add language to policy, reflecting statutory requirements that disallows the reunification of children in the custody of the state to be reunited with a parent or placed in a home in which the parent or any person residing in the home has been found guilty of, or pled guilty to a felony violation of chapter 566 RSMo, with the exception of 566.034 RSMo, or section 568.020, 568.045, 568.060 (except for subdivision 1 of subsection 1), 568.065, 568.070, 568.080, 568.090 or 568.175 RSMo when a child was a victim. (See listing below)

NOTE: The following revised statutes can be founded at <http://www.moga.state.mo.us/statutesearch/>.

A child under the jurisdiction of the Juvenile Court may **never** be reunited with a parent or placed in a home when the parent or any person residing in the home has been convicted of the **bolded** offenses, the others may be considered.

Chapter 566 Sexual Offenses

Sections

566.030	Forcible rape
566.032	Statutory rape, first degree, penalties.
566.034	Statutory rape second degree
566.040.1	Sexual assault, penalties.
566.060.1	Forcible sodomy, penalties.
566.062	Statutory sodomy, first degree, penalties.
566.064.1	Statutory sodomy, second degree, penalty.
566.067.1	Child molestation, first degree, penalties
566.068.1	Child molestation, second degree, penalties.
566.070.1	Deviate sexual assault, penalty.
566.083.1	Sexual misconduct involving a child, penalty.
566.090.1	Sexual misconduct, first degree, penalties.
566.093.1	Sexual misconduct, second degree, penalties.
566.095.1	Sexual misconduct, third degree, penalty.
566.100.1	Sexual abuse, penalties.
566.111.1	Unlawful sex with animal, penalties.

Chapter 568 Offenses Against the Family

Sections:

- 568.010. Bigamy.
- 568.020. Incest.**
- 568.030. Abandonment of child in the first degree, penalty.
- 568.032. Abandonment of a child, second degree--penalty.
- 568.040. Criminal nonsupport, penalty, prosecuting attorneys to report cases to division of child support enforcement.
- 568.045. Endangering the welfare of a child in the first degree, penalties.**
- 568.050. Endangering the welfare of a child in the second degree.
- 568.052. Leaving a child unattended in a motor vehicle who causes an accident --first and second degree, penalties.
- 568.060. Abuse of a child, penalty.**
- 568.065. Genital mutilation of a female child, penalty--affirmative defenses**
- 568.070. Unlawful transactions with a child.**
- 568.080. Child used in sexual performance, penalties.**
- 568.090. Promoting sexual performance by a child, penalties.**
- 568.100. Factors to consider in establishing age of child participating in Sexual performances--testimony may be videotaped, when.
- 568.110. Professional's duty to report on film, photographs, videotapes, Failure to report, penalty--exceptions.
- 568.120. Treatment program for first offenders, cost--second offense, no Suspension of sentence or probation.
- 568.175. Trafficking in children--elements of crime--penalty.**

- While providing services, staff determine or have reason to believe criminal history that would preclude reunification, staff must request the parent provide criminal history, such as a fingerprinted criminal check, prior to requesting reunification to the court.

Expected Outcomes:

This addition to policy and statute will strengthen the safety of children when they are reunited with their parents while it supports the agency's goal and practice of reuniting children with their parents, which allows us to meet the ultimate permanency goal.