
Sec. 17-86. Trespass in the first degree.

- A. It shall be unlawful for a person to commit the offense of trespass in the first degree by knowingly entering unlawfully or knowingly remaining unlawfully in a building or inhabitable structure or upon real property.
- B. A person does not commit the offense of trespass in the first degree by entering or remaining upon real property unless the real property is fenced or otherwise enclosed in a manner designed to exclude intruders or as to which notice against trespass is given by:
 - 1. Actual communication to the person; or
 - 2. Posting in a manner reasonably likely to come to the attention of intruders.
- C. Entering unlawfully or remaining unlawfully means entering or remaining in or upon premises where he is not licensed or privileged to be. A person who, regardless of his purpose, enters or remains in or upon premises which are at the time open to the public, does so with license and privilege unless he defies a lawful order not to enter or remain that was personally communicated to him by the owner of such premises or any other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public.
- D. The provisions of this section and of the following section shall not apply to cases involving landlords and tenants.

(Ord. No. 8068, § 1, 1-5-2017)

State law reference(s)—Trespass in the first degree, RSMo 569.140.