

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 498
96TH GENERAL ASSEMBLY

Reported from the Committee on Jobs, Economic Development and Local Government, February 2, 2012, with recommendation that the Senate Committee Substitute do pass.

4076S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 407.489, RSMo, and to enact in lieu thereof one new section relating to retail businesses operated by charitable organizations.

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

Section A. Section 407.489, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 407.489, to read as follows:

407.489. Notwithstanding any provision of section 89.020 to the contrary,
2 the legislative body of all cities, towns, and villages is hereby prohibited from
3 passing any zoning law, ordinance, or code that would prevent any entity
4 organized pursuant to Section 501(c)(3) **or Section 501(c)(19)** of the Internal
5 Revenue Code that owns or operates a retail business engaged in the practice of
6 reselling donated goods from operating a business establishment within any area
7 where any other business engaged in retail sales is permitted to operate; provided
8 that at least eighty percent of all revenue generated by such entity is used to
9 fund the charitable purpose of the organization.

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