

SENATE SUBSTITUTE  
FOR  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 722

AN ACT

To amend chapters 260 and 285, RSMo, by adding thereto two new sections relating to prohibited ordinances by political subdivisions.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1           Section A. Chapters 260 and 285, RSMo, are amended by  
2 adding thereto two new sections, to be known as sections 260.283  
3 and 285.055, to read as follows:

4           260.283. 1. All merchants, itinerant vendors, and peddlers  
5 doing business in this state shall have the option to provide  
6 customers either a paper or a plastic bag for the packaging of  
7 any item or good purchased, provided such purchase is of a size  
8 and manner commensurate with the use of paper and plastic bags.

9           2. Notwithstanding any other provision of law, no political  
10 subdivision shall impose any ban, fee, or tax upon the use of  
11 either paper or plastic bags for packaging of any item or good  
12 purchased from a merchant, itinerant vendor, or peddler. No  
13 political subdivision shall prohibit a consumer from using a  
14 reusable bag for the packaging of any item or good purchased from  
15 a merchant, itinerant vendor, or peddler.

16           285.055. 1. As used in this section, the following terms

1 shall mean:

2 (1) "Employee", an individual employed in this state by an  
3 employer;

4 (2) "Employer", any individual, sole proprietorship,  
5 partnership, limited liability company, corporation, or any other  
6 entity that is legally doing business in this state; provided,  
7 however, that employer shall not include any public employer as  
8 defined in section 285.525;

9 (3) "Employment benefits", anything of value that an  
10 employee may receive from an employer in addition to wages and  
11 salary. The term includes, but is not limited to, health,  
12 disability, retirement, profit-sharing, and death benefits; group  
13 accidental death and dismemberment benefits; paid or unpaid days  
14 off from work for holidays, sick leave, vacation, and personal  
15 necessity; and terms of employment, attendance, or leave  
16 policies;

17 (4) "Political subdivision", any county, city, town, or  
18 village.

19 2. No political subdivision shall establish, mandate, or  
20 otherwise require an employer to provide to an employee:

21 (1) A minimum or living wage rate; or

22 (2) Employment benefits;

23  
24 that exceed the requirements of federal or state laws, rules, or  
25 regulations. The provisions of this subsection shall not preempt  
26 any state law or local minimum wage ordinance requirements in  
27 effect on August 28, 2015.