

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 1468

102ND GENERAL ASSEMBLY

5921S.03C

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 88.073, RSMo, and to enact in lieu thereof two new sections relating to condemnation of property of religious organizations.

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

Section A. Section 88.073, RSMo, is repealed and two new
2 sections enacted in lieu thereof, to be known as sections 67.015
3 and 88.073, to read as follows:

**67.015. Notwithstanding any other provision of law to
2 the contrary, government entities shall not have the right
3 to condemn lands owned by a church, synagogue, mosque, or
4 other religious organization that is exempt from taxation
5 under Section 501(c)(3) of the Internal Revenue Code unless
6 such condemnation is for the development of a public
7 utility, as defined in section 386.020.**

88.073. 1. Cities shall have the right to condemn
2 lands, **except for lands owned by a church, synagogue,
3 mosque, or other religious organization that is exempt from
4 taxation under Section 501(c)(3) of the Internal Revenue
5 Code unless such condemnation is for the development of a
6 public utility, as defined in section 386.020,** under the
7 provisions of sections 88.010 to 88.070 and pay for the same
8 out of any funds available out of the city treasury without
9 any assessments for benefits, or to advance the amount of
10 damages awarded at the time pending the proceedings and

11 thereupon take possession of the property and to be
12 reimbursed from the benefits assessed when the same are
13 collected.

14 2. Whenever the charter of any constitutional charter
15 city makes provision for the condemnation of property for
16 public purposes and assessment of benefits therefor, such
17 city may elect to proceed with such condemnation or
18 assessment, or both, in the manner provided in sections
19 88.010 to 88.070 or to proceed in the manner provided in its
20 charter, **except for lands owned by a church, synagogue,**
21 **mosque, or other religious organization that is exempt from**
22 **taxation under Section 501(c)(3) of the Internal Revenue**
23 **Code unless such condemnation is for the development of a**
24 **public utility, as defined in section 386.020.**

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