

BILL NO. 16

ORDINANCE NO. 24-16

AN ORDINANCE OF THE CITY OF FREDERICKTOWN, MISSOURI TO AMEND SECTION 640.020: GENERAL REQUIREMENTS, IN TITLE VI: BUSINESS AND OCCUPATION, CHAPTER 640: TATTOOING AND TATTOO SHOPS RELATING TO THE DEFINITION OF TATTOO; ESTABLISHING THE EFFECTIVE DATE; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

WHEREAS, the definition for "tattoo" was revised in Section 324.520 RSMo; and

WHEREAS, it is in the best interests of the citizens of the City for the City's Code of Ordinances to apply the same definition as used in State law.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF FREDERICKTOWN, MISSOURI, AS FOLLOWS:

(Note: Language to be added is underlined. Language to be deleted is ~~stricken~~.)

Section 1. Subsection 640.020A in Title VI: Business and Occupation, in Chapter 640: Tattooing and Tattoo Shops relating to the definition of tattoo in the General Requirements is hereby repealed and a new Subsection 640.020A is enacted in lieu thereof to read as follows:

**"Section 640.020. General Requirements.**

A. As used in this Section, the following terms shall mean:

BODY PIERCING – The perforation of human tissue other than an ear for a non-medical purpose.

BRANDING – A permanent mark made on human tissue by burning with a hot iron or other instrument.

CONTROLLED SUBSTANCE – Any substance defined in Section 195.010, RSMo.

MINOR – A person under the age of eighteen (18).

TATTOO – One (1) or more of the following:

1. ~~An indelible~~ A mark made on the body of another person by the insertion of a pigment, ink, or both pigment and ink under the skin with the aid of needles or blades using hand-held or machine-powered instruments; or
2. A mark made on the face or body of another person for cosmetic purposes or to any part of the body for scar coverage or other corrective purposes by the insertion of a pigment, ink, or both pigment and ink under the skin with the aid of needles; or
3. An indelible design made on the body of another person by production of scars other than by branding.

...“

Section 2. It is the intent of the Mayor and Board of Aldermen of the City of Fredericktown, Missouri, and it is hereby ordained that this ordinance shall become and be made a part of the Code of Ordinances of the City of Fredericktown, Missouri, and that sections of this ordinance may be renumbered to accomplish such intention.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 4. That this ordinance shall take effect and be in force from and after its passage and approval by the Board of Aldermen and after its approval and execution by the Mayor.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

THIS ORDINANCE having been read by title only the first time on this 22<sup>nd</sup> day of April, 2024, the Board of Aldermen voted as follows:

Long	<u>aye</u>	Brown	<u>aye</u>
Polete	<u>aye</u>	Reese	<u>aye</u>
Jones	<u>aye</u>	Shankle	<u>aye</u>

THIS ORDINANCE having been read by title only the second time on this 22nd day of April, 2024, the Board of Aldermen voted as follows:

Long	<u>aye</u>	Brown	<u>aye</u>
Polete	<u>aye</u>	Reese	<u>aye</u>
Jones	<u>aye</u>	Shankle	<u>aye</u>

PASSED AND APPROVED this 22nd day of April, 2024, by 6 ayes, 0 nays, 0 abstentions and 0 absentees.

CITY OF FREDERICKTOWN, MISSOURI

By: \_\_\_\_\_  
Travis Parker, Mayor

ATTEST:

Theresa Harbison  
Theresa Harbison, City Clerk