

SECOND REGULAR SESSION

[PERFECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE JOINT RESOLUTION NO. 79

101ST GENERAL ASSEMBLY

3408H.02P

DANA RADEMAN MILLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing Sections 50 and 51 of Article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to constitutional amendments, with a delayed effective date.

Be it resolved by the House of Representatives, the Senate concurring therein:

That at the next general election to be held in the state of Missouri, on Tuesday next following the first Monday in November, 2022, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to Article III of the Constitution of the state of Missouri:

Section A. Sections 50 and 51, Article III, Constitution of Missouri, are repealed and two new sections adopted in lieu thereof, to be known as Sections 50 and 51, to read as follows:

Section 50. **1.** Initiative petitions proposing amendments to the constitution shall be signed by ~~eight~~ **ten** percent of the legal voters, **registered to vote in Missouri and citizens of the United States**, in each of ~~two-thirds of~~ the congressional districts in the state, and petitions proposing laws shall be signed by five percent of such voters. Every such petition shall be filed with the secretary of state not less than six months before the election and shall contain an enacting clause and the full text of the measure. **Voters in each congressional district shall have the opportunity to review and comment upon all initiative petitions proposing amendments to the constitution following the filing of the petition with the secretary of state and not less than fifteen days before the measure appears on the ballot.**

Such review and comment process shall be administered by the secretary of state in a

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

11 **public forum.** Petitions for constitutional amendments shall not contain more than one
12 amended and revised article of this constitution, or one new article which shall not contain
13 more than one subject and matters properly connected therewith, and the enacting clause
14 thereof shall be "Be it resolved by the people of the state of Missouri that the Constitution be
15 amended:". Petitions for laws shall contain not more than one subject which shall be
16 expressed clearly in the title, and the enacting clause thereof shall be "Be it enacted by the
17 people of the state of Missouri:". **For purposes of this article, only citizens of the United**
18 **States of America who are residents of the State of Missouri and who are properly**
19 **registered to vote in the State of Missouri shall be considered legal voters.**

20 **2. Notwithstanding Section 2(b) of Article XII of this Constitution, or any other**
21 **provisions of this Constitution or laws to the contrary, if two-thirds of the votes cast**
22 **thereon are in favor of any amendment, whether proposed by the general assembly or**
23 **by initiative, the same shall take effect at the end of thirty days after the election.**

Section 51. The initiative shall not be used for the appropriation of money other than
2 of new revenues created and provided for thereby, or for any other purpose prohibited by this
3 constitution. Except as provided in this constitution, any measure proposed shall take effect
4 when approved by [~~a majority~~] **two-thirds** of the votes cast thereon. When conflicting
5 measures are approved at the same election the one receiving the largest affirmative vote shall
6 prevail.

Section B. Under chapter 116, RSMo, and other applicable constitutional provisions
2 and laws of this state allowing the general assembly to adopt ballot language for the
3 submission of a joint resolution to the voters of this state, the official ballot title of the
4 amendment proposed in Section A shall be as follows:

5 "Shall the Missouri Constitution be amended to:

6 Allow only citizens of the United States to qualify as legal voters;

7 Require initiative petitions proposing to amend the constitution to be reviewed by the
8 voters in each congressional district; and

9 Require initiative amendments to the constitution be approved by a two-thirds vote?".

Section C. The repeal and reenactment of Sections 50 and 51 of this resolution shall
2 become effective on January 1, 2023.

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