

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 25

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SHOEMAKER (8).

Read 1st time April 7, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

2200L.011

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 12 of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to executive departments.

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
2 following the first Monday in November, 2004, or at a special election to be called by the
3 governor for that purpose, there is hereby submitted to the qualified voters of this state, for
4 adoption or rejection, the following amendment to article IV of the Constitution of the state of
5 Missouri:

Section A. Section 12, article IV, Constitution of Missouri, is repealed and two new
2 sections adopted in lieu thereof, to be known as sections 12 and 54, to read as follows:

Section 12. The executive department shall consist of all state elective and appointive
2 officials and employees except officials and employees of the legislative and judicial
3 departments. In addition to the governor and lieutenant governor there shall be a state auditor,
4 secretary of state, attorney general, a state treasurer, an office of administration, a department of
5 agriculture, a department of conservation, a department of natural resources, a department of
6 elementary and secondary education, a department of higher education, a department of highways
7 and transportation, **a department of homeland security and emergency management**, a
8 department of insurance, a department of labor and industrial relations, a department of

EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law. Matter in boldface type in the above law is proposed language.

9 economic development, a department of public safety, a department of revenue, a department of
10 social services, and a department of mental health. In addition to the elected officers, there shall
11 not be more than [fifteen] **sixteen** departments and the office of administration. The general
12 assembly may create by law two departments, in addition to those named, provided that the
13 departments shall be headed by a director or commission appointed by the governor on the
14 advice and consent of the senate. The director or commission shall have administrative
15 responsibility and authority for the department created by law. Unless discontinued all present
16 or future boards, bureaus, commissions and other agencies of the state exercising administrative
17 or executive authority shall be assigned by law or by the governor as provided by law to the
18 office of administration or to one of the [fifteen] **sixteen** administrative departments to which
19 their respective powers and duties are germane.

**Section 54. The department of homeland security and emergency management shall
2 be in charge of a director to be appointed by the governor by and with the advice and
3 consent of the senate. The department shall administer the programs provided by law to
4 assist in coordination of national, state, and local activities related to emergency functions
5 by coordinating response, recovery, planning, and mitigation, and by assessing the
6 readiness of the state and its communities to deter, prevent, and appropriately respond to
7 acts of terrorism in Missouri.**