

SECOND REGULAR SESSION

[PERFECTED]

HOUSE JOINT RESOLUTION NO. 39

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BEARDEN (Sponsor), DEMPSEY, AVERY, FISHER, ERVIN, RICHARD, SCHAAF, DAY, DEEKEN, SMITH (14), WILSON (119), SATER, MYERS, CUNNINGHAM (86), WILDBERGER, BLACK, FLOOK, MUNZLINGER, WELLS, MOORE, SMITH (150) AND ICET (Co-sponsors).

Pre-filed January 3, 2006 and copies ordered printed.

Read 1st time January 4, 2006.

Read 2nd time January 5, 2006 and referred to the Committee on Children and Families January 12, 2006.

Reported from the Committee on Children and Families February 16, 2006 with recommendation that the bill Do Pass. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

Reported from the Committee on Rules February 23, 2006 with recommendation that the bill Do Pass.

Taken up for Perfection April 5, 2006. Bill ordered Perfected and printed, as amended.

STEPHEN S. DAVIS, Chief Clerk

3226L.01P

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing section 5 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the right to pray.

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, 2006, 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 I of the Constitution of the state of
5 Missouri:

Section A. Section 5, article I, Constitution of Missouri, is repealed and one new section
2 adopted in lieu thereof, to be known as section 5, to read as follows:

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.

Section 5. That all men **and women** have a natural and inalienable right to worship
2 Almighty God according to the dictates of their own consciences; that no human authority can
3 control or interfere with the rights of conscience; that no person shall, on account of his **or her**
4 religious persuasion or belief, be rendered ineligible to any public office or trust or profit in this
5 state, be disqualified from testifying or serving as a juror, or be molested in his **or her** person
6 or estate; **that to secure a citizen's right to acknowledge Almighty God according to the**
7 **dictates of personal convictions, neither the state nor any of its political subdivisions shall**
8 **establish any official religion, but a citizen's right to pray or to express his or her religious**
9 **beliefs shall not be infringed; that the state shall not compose prayers nor coerce any**
10 **person to participate in any prayer or other religious activity, but shall ensure public**
11 **school students their right to free exercise of religious expression without interference, as**
12 **long as such prayer or other expression is private and voluntary, whether individually or**
13 **corporately, and in a manner that is not disruptive nor in violation of other policies, rules,**
14 **or standards, and as long as such prayers or expressions abide within the same parameters**
15 **placed upon any other free speech under similar circumstances; and, to emphasize the**
16 **right to free exercise of religious expression, that all free public schools receiving state**
17 **appropriations shall display, in a conspicuous and legible manner, the text of the First**
18 **Amendment of the Constitution of the United States; but this section shall not be construed**
19 to excuse acts of licentiousness, nor to justify practices inconsistent with the good order, peace
20 or safety of the state, or with the rights of others.

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