

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**HOUSE JOINT RESOLUTION NO. 1**  
**94TH GENERAL ASSEMBLY**

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Reported from the Special Committee on General Laws February 8, 2007 with recommendation that House Committee Substitute for House Joint Resolution No. 1 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(26)(f).

D. ADAM CRUMBLISS, Chief Clerk

0416L.02C

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**JOINT RESOLUTION**

Submitting to the qualified voters of Missouri an amendment repealing section 3 of article V of the Constitution of Missouri, and adopting one new section in lieu thereof relating to state court jurisdiction.

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*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, 2008, 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 V of the Constitution of the state of  
5 Missouri:

Section A. Section 3, article V, Constitution of Missouri, is repealed and one new section  
2 adopted in lieu thereof, to be known as section 3, to read as follows:

Section 3. The supreme court shall have exclusive appellate jurisdiction in all cases  
2 involving the validity of a treaty or statute of the United States, or of a statute or provision of the  
3 constitution of this state, the construction of the revenue laws of this state, the title to any state  
4 office and in all cases where the punishment imposed is death. The court of appeals shall have  
5 general appellate jurisdiction in all cases except those within the exclusive jurisdiction of the  
6 supreme court. **Neither the supreme court nor any inferior court of the state shall have the  
7 power to instruct or order the state or any county, city, or political subdivision thereof, or  
8 an official of the state or of any county, city, or political subdivision thereof, to levy or**

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.

9 **increase taxes. Neither the supreme court nor any inferior court of the state shall have the**  
10 **power to instruct or order the state or any county, city, or political subdivision thereof, or**  
11 **an official of the state or of any county, city, or political subdivision thereof, on how to**  
12 **spend, allocate, or budget fiscal resources in a manner inconsistent with duly enacted and**  
13 **effective legislation; provided, however, that nothing herein shall be construed to affect the**  
14 **funding of operations of the judiciary.**

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