

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 16

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MCCAHERTY (Sponsor), SWAN, HIGDON,
CROSS, HINSON AND RICHARDSON (Co-sponsors).

0895H.011

D. ADAM CRUMBLISS, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment to article I of the Constitution of Missouri, and adopting one new section relating to admissibility of evidence.

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, 2013, 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. Article I, Constitution of Missouri, is amended by adding one new section,
2 to be known as section 18(c), to read as follows:

Section 18(c). Notwithstanding the provisions of sections 17 and 18(a) of this article
2 **to the contrary, in prosecutions for crimes of a sexual nature involving a victim under**
3 **eighteen years of age, relevant evidence of prior criminal acts, whether charged or**
4 **uncharged, is admissible for the purpose of corroborating the victim's testimony or**
5 **demonstrating the defendant's propensity to commit the crime with which he or she is**
6 **presently charged. The court may exclude relevant evidence of prior criminal acts if the**
7 **probative value of the evidence is substantially outweighed by the danger of unfair**
8 **prejudice.**

✓

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.