

SECOND REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 63

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES LICHTENEGGER (Sponsor),
SWAN AND WALKER (Co-sponsors).

4492H.011

D. ADAM CRUMBLISS, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing sections 2, 8, and 11 of article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to term limits for members of the general assembly.

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, 2014, 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 amendments to article III of the Constitution of the state of
5 Missouri:

Section A. Sections 2, 8, and 11, article III, Constitution of Missouri, are repealed and
2 three new sections adopted in lieu thereof, to be known as sections 2, 8, and 11 to read as
3 follows:

Section 2. The house of representatives shall consist of one hundred sixty-three members
2 elected at each general election **prior to 2016, and every other general election beginning in**
3 **2016** and apportioned in the following manner: Within sixty days after the population of this
4 state is reported to the President for each decennial census of the United States and, in the event
5 that a reapportionment has been invalidated by a court of competent jurisdiction, within sixty
6 days after notification by the governor that such a ruling has been made, the congressional
7 district committee of each of the two parties casting the highest vote for governor at the last
8 preceding election shall meet and the members of the committee shall nominate, by a majority
9 vote of the members of the committee present, provided that a majority of the elected members

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.

10 is present, two members of their party, residents in that district, as nominees for reapportionment
11 commissioners. Neither party shall select more than one nominee from any one state legislative
12 district. The congressional committees shall each submit to the governor their list of elected
13 nominees. Within thirty days the governor shall appoint a commission consisting of one name
14 from each list to reapportion the state into one hundred and sixty-three representative districts
15 and to establish the numbers and boundaries of said districts.

16 If any of the congressional committees fails to submit a list within such time the governor
17 shall appoint a member of his own choice from that district and from the political party of the
18 committee failing to make the appointment.

19 Members of the commission shall be disqualified from holding office as members of the
20 general assembly for four years following the date of the filing by the commission of its final
21 statement of apportionment.

22 For the purposes of this article, the term congressional district committee or
23 congressional district refers to the congressional district committee or the congressional district
24 from which a congressman was last elected, or, in the event members of congress from this state
25 have been elected at large, the term congressional district committee refers to those persons who
26 last served as the congressional district committee for those districts from which congressmen
27 were last elected, and the term congressional district refers to those districts from which
28 congressmen were last elected. Any action pursuant to this section by the congressional district
29 committee shall take place only at duly called meetings, shall be recorded in their official
30 minutes and only members present in person shall be permitted to vote.

31 The commissioners so selected shall on the fifteenth day, excluding Sundays and
32 holidays, after all members have been selected, meet in the capitol building and proceed to
33 organize by electing from their number a chairman, vice chairman and secretary and shall adopt
34 an agenda establishing at least three hearing dates on which hearings open to the public shall be
35 held. A copy of the agenda shall be filed with the clerk of the house of representatives within
36 twenty-four hours after its adoption. Executive meetings may be scheduled and held as often as
37 the commission deems advisable.

38 The commission shall reapportion the representatives by dividing the population of the
39 state by the number one hundred sixty-three and shall establish each district so that the
40 population of that district shall, as nearly as possible, equal that figure.

41 Each district shall be composed of contiguous territory as compact as may be.

42 Not later than five months after the appointment of the commission, the commission shall
43 file with the secretary of state a tentative plan of apportionment and map of the proposed districts
44 and during the ensuing fifteen days shall hold such public hearings as may be necessary to hear
45 objections or testimony of interested persons.

46 Not later than six months after the appointment of the commission, the commission shall
47 file with the secretary of state a final statement of the numbers and the boundaries of the districts
48 together with a map of the districts, and no statement shall be valid unless approved by at least
49 seven-tenths of the members.

50 After the statement is filed members of the house of representatives shall be elected
51 according to such districts until a reapportionment is made as herein provided, except that if the
52 statement is not filed within six months of the time fixed for the appointment of the commission,
53 it shall stand discharged and the house of representatives shall be apportioned by a commission
54 of six members appointed from among the judges of the appellate courts of the state of Missouri
55 by the state supreme court, a majority of whom shall sign and file its apportionment plan and
56 map with the secretary of state within ninety days of the date of the discharge of the
57 apportionment commission. Thereafter members of the house of representatives shall be elected
58 according to such districts until a reapportionment is made as herein provided.

59 Each member of the commission shall receive as compensation fifteen dollars a day for
60 each day the commission is in session but not more than one thousand dollars, and, in addition,
61 shall be reimbursed for his actual and necessary expenses incurred while serving as a member
62 of the commission.

63 No reapportionment shall be subject to the referendum.

Section 8. [No one shall be elected to serve more than eight years total in any one house
2 of the General Assembly nor more than sixteen years total in both houses of the General
3 Assembly. In applying this section, service in the General Assembly resulting from an election
4 prior to December 3, 1992, or service of less than one year, in the case of a member of the house
5 of representatives, or two years, in the case of a member of the senate, by a person elected after
6 the effective date of this section to complete the term of another person, shall not be counted.]
7 **No one elected to serve in the general assembly at an election held after November 1, 2016,**
8 **shall be elected to serve more than twelve years in any one house of the general assembly**
9 **or more than twenty-four years total in both houses of the general assembly. No one**
10 **elected to serve in the general assembly, at an election held on or prior to November 1,**
11 **2016, shall be elected to serve more than eight years total in any one house of the general**
12 **assembly or more than sixteen years total in both houses of the general assembly. Service**
13 **of less than one year, in the case of a member of the house of representatives, or two years,**
14 **in the case of a member of the senate, by a person elected at any time to complete the term**
15 **of office of another person shall not be counted.**

Section 11. 1. The first election of senators and representatives under this constitution,
2 shall be held at the general election in the year one thousand nine hundred and forty-six when
3 the whole number of representatives and the senators from the districts having even numbers,

4 who shall compose the first class, shall be elected, and two years thereafter the whole number
5 of representatives and the senators from districts having odd numbers, who shall compose the
6 second class, shall be elected, and so on at each succeeding general election.

7 **2. Beginning with the 2016 general election, members of the house of**
8 **representatives shall be elected by the qualified voters of the respective districts for four**
9 **years.**

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