

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Joint Resolution Nos. 48, 46 & 47, Page 2, Section
2 2, Line 25, by deleting the words "five hundred" and inserting in lieu thereof the words "[five
3 hundred]"; and

4
5 Further amend said resolution, Page 4, Section 3, Lines 35-38, by removing all of said lines and
6 inserting in lieu thereof the following:

7
8 "a. Districts shall be [~~established on the basis of total~~] as nearly equal as practicable in
9 population[. Legislative districts shall each have a total population as nearly equal as practicable to
10 the ideal population for such districts, determined by dividing the number of districts to be
11 established into the total population of the state], and districts shall be drawn on the basis of one
12 person, one vote, using data reported in the federal decennial census. Districts are as nearly equal in
13 population as practicable if no district deviates by more than one percent from the ideal population
14 of the district, as measured by dividing the number of districts into the statewide population data
15 being used, except that a district may deviate by up to three percent if necessary to follow
16 subdivision lines consistent with paragraph d."; and

17
18 Further amend said resolution, page, and section, Lines 41-45, by removing all of said lines and
19 inserting in lieu thereof the following:

20
21 "Rights Act of 1965 (as amended). [~~Notwithstanding any other provision of this Article, districts~~
22 ~~shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or~~
23 ~~language minorities to participate in the political process or diminishing their ability to elect~~
24 ~~representatives of their choice, whether by themselves or by voting in concert with other persons.]~~
25 The following principles shall take precedence over any other part of this constitution: no district
26 shall be drawn in a manner which results in a denial or abridgment of the right of any citizen of the
27 United States to vote on account of race or color; and no district shall be drawn such that members
28 of any community of citizens protected by the preceding clause have less opportunity than other
29 members of the electorate to participate in the political process and to elect representatives of their
30 choice;"; and

31
32 Further amend said resolution, Page 8, Section 3, Line 195, by inserting after all of said line the
33 following:

34
35 "10. Any action alleging a violation of this section shall be filed in the circuit court of Cole
36 County and shall name the body that approved the challenged plan of apportionment as a defendant.

Action Taken _____ Date _____

1 Only an eligible Missouri voter who sustains an individual injury by virtue of living in a district
2 drawn in violation of this constitution, and whose injury is remedied by a differently drawn district,
3 shall have standing. If the court renders a judgment in which it finds that a completed plan of
4 apportionment violates this constitution, its judgment shall adjust only those districts, and only those
5 parts of district boundaries, necessary to bring the map into compliance. The supreme court shall
6 have exclusive appellate jurisdiction upon the filing of a notice of appeal within ten days after the
7 judgment has become final."; and

8
9 Further amend said resolution, Page 11, Section 7, Line 86, by inserting after all of said line the
10 following:

11
12 "9. Any action alleging a violation of this section shall be filed in the circuit court of Cole
13 County and shall name the body that approved the challenged plan of apportionment as a defendant.
14 Only an eligible Missouri voter who sustains an individual injury by virtue of living in a district
15 drawn in violation of this constitution, and whose injury is remedied by a differently drawn district,
16 shall have standing. If the court renders a judgment in which it finds that a completed plan of
17 apportionment violates this constitution, its judgment shall adjust only those districts, and only those
18 parts of district boundaries, necessary to bring the map into compliance. The supreme court shall
19 have exclusive appellate jurisdiction upon the filing of a notice of appeal within ten days after the
20 judgment has become final."; and

21
22 Further amend said bill by amending the title, enacting clause, and intersectional references
23 accordingly.