

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE JOINT RESOLUTION NO. 24
101ST GENERAL ASSEMBLY

1218H.02C

DANA RADEMAN MILLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing Sections 19 and 25(a) of Article V of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to judges.

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 following the first Monday in November, 2022, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to Article V of the Constitution of the state of Missouri:

Section A. Sections 19 and 25(a), Article V, Constitution of Missouri, are repealed and two new sections adopted in lieu thereof, to be known as Sections 19 and 25(a), to read as follows:

Section 19. Judges of the supreme court ~~[and]~~ **shall be selected for terms of sixteen years and shall be limited to serving one term.** Judges of the court of appeals shall be selected for terms of ~~[twelve]~~ **sixteen years** ~~]~~ **and shall be limited to serving one term.** Judges of the circuit courts **shall be selected** for terms of six years, and associate circuit judges **shall be selected** for terms of four years.

Section 25(a). **1.** Whenever a vacancy shall occur in the office of ~~[judge of any of the following courts of this state, to wit: The supreme court, the court of appeals, or in the office of]~~ circuit or associate circuit judge within the city of St. Louis and Jackson county, the governor shall fill such vacancy by appointing one of three persons possessing the qualifications for such office, who shall be nominated and whose names shall be submitted to the governor by a nonpartisan judicial commission established and organized as hereinafter provided. If the

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.

7 governor fails to appoint any of the nominees within sixty days after the list of nominees is
8 submitted, the nonpartisan judicial commission making the nomination shall appoint one of the
9 nominees to fill the vacancy.

10 **2. Whenever a vacancy shall occur in the office of judge of the supreme court or the**
11 **court of appeals, the governor shall, by and with the advice and consent of the senate,**
12 **appoint a person to fill the vacancy.**

13 **3. Each judge in office as of November 8, 2022, shall hold office for the remainder**
14 **of his or her existing term after which the office shall be vacated subject to appointment**
15 **under this section.**

16 **4. No judge shall accept directly or indirectly any gift of any tangible or intangible**
17 **item, service, or thing of value from any attorney licensed to practice law in Missouri or**
18 **any paid lobbyist or lobbyist principal. Nothing in this section shall be construed to**
19 **prevent judges or judicial candidates from accepting campaign contributions consistent**
20 **with this article or any other provisions of law. Nothing in this section shall prevent judges**
21 **or judicial candidates from receiving gifts, family support, or anything of value from those**
22 **related to them within the fourth degree of consanguinity or affinity.**

Section B. Under chapter 116, RSMo, and other applicable constitutional provisions and
2 laws of this state allowing the general assembly to adopt ballot language for the submission of
3 a joint resolution to the voters of this state, the official ballot title of the amendment proposed
4 in section A shall be as follows:

5 "Shall the Missouri Constitution be amended to:

- 6 - Establish term limits for Supreme and Appellate Court judges
7 - Ban gifts from attorneys or lobbyists to judges
8 - Appoint Missouri Supreme and Appellate Court judges by nomination of the governor
9 and advice and consent of the senate?"

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