

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 43

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HENDERSON.

1722H.03I

DANA RADEMAN MILLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing Sections 50, 51, and 52(b) of Article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to constitutional amendments.

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, 2024, 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 III of the Constitution of the state of Missouri:

Section A. Sections 50, 51, and 52(b), Article III, Constitution of Missouri, are repealed and three new sections adopted in lieu thereof, to be known as Sections 50, 51, and 52(b), to read as follows:

Section 50. Initiative petitions proposing amendments to the constitution shall be signed by ~~eight~~ **ten** percent of the legal voters, **registered to vote in Missouri and citizens of the United States**, in each of ~~two-thirds of~~ the congressional districts in the state, and petitions proposing laws shall be signed by five percent of such voters. Every such petition shall be filed with the secretary of state not less than six months before the election and shall contain an enacting clause and the full text of the measure. **Voters in each congressional district shall have the opportunity to review and comment upon all initiative petitions proposing amendments to the constitution following the filing of the petition with 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.

9 **secretary of state and not less than fifteen days before the measure appears on the ballot.**
10 **Such review and comment process shall be administered by the secretary of state in a**
11 **public forum.** Petitions for constitutional amendments shall not contain more than one
12 amended and revised article of this constitution, or one new article which shall not contain
13 more than one subject and matters properly connected therewith, and the enacting clause
14 thereof shall be "Be it resolved by the people of the state of Missouri that the Constitution be
15 amended:". Petitions for laws shall contain not more than one subject which shall be
16 expressed clearly in the title, and the enacting clause thereof shall be "Be it enacted by the
17 people of the state of Missouri:". **For purposes of this article, only citizens of the United**
18 **States of America who are residents of the State of Missouri and who are properly**
19 **registered to vote in the State of Missouri shall be considered legal voters.**

Section 51. The initiative shall not be used for the appropriation of money other than
2 of new revenues created and provided for thereby, or for any other purpose prohibited by this
3 constitution. Except as provided in this constitution, any measure proposed shall take effect
4 when approved by [~~a majority~~] **two-thirds** of the votes cast thereon. When conflicting
5 measures are approved at the same election the one receiving the largest affirmative vote shall
6 prevail.

Section 52(b). The veto power of the governor shall not extend to measures referred
2 to the people. All elections on measures referred to the people shall be had at the general state
3 elections, except when the general assembly shall order a special election. **Notwithstanding**
4 **Article XII, Section 2(b) of this Constitution, or any other provisions of this Constitution**
5 **or laws to the contrary,** any measure referred to the people, **whether by the initiative or by**
6 **the general assembly,** shall take effect when approved by [~~a majority~~] **two-thirds** of the
7 votes cast thereon, and not otherwise. This section shall not be construed to deprive any
8 member of the general assembly of the right to introduce any measure.

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

5 "Shall the Missouri Constitution be amended to:
6 Allow only citizens of the United States to qualify as legal voters;
7 Require initiative petitions proposing to amend the constitution to be reviewed by the
8 voters in each congressional district; and
9 Require amendments to the constitution be approved by a two-thirds vote?"

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