

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 53

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE WEST.

2154H.01I

JOSEPH ENGLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment to Article III of the Constitution of Missouri, by adopting one new section relating to certain criminal offenses.

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, 2026, 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. Article III, Constitution of Missouri, is amended by adopting one new section, to be known as Section 38(e), to read as follows:

- 38(e). 1. Nothing in the Constitution of Missouri or the laws of Missouri shall be construed to establish a right to possess or distribute child pornography in violation of federal law or engage in criminal racketeering activity as defined by federal law, notwithstanding any other provision in the Constitution of Missouri or laws of Missouri.**
- 2. The state of Missouri and each local and municipal government in Missouri shall have the power to outlaw and punish the possession or distribution of child pornography or criminal racketeering activity as defined by federal law, notwithstanding any other provision in the Constitution of Missouri or laws of Missouri.**
- 3. Any person has standing to sue and may sue to enjoin individuals or entities that violate federal laws that prohibit the possession or distribution of child**

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.

11 **pornography or engage in criminal racketeering activity as defined by federal law, or**
12 **who knowingly aid or abet such violations, and the courts shall award injunctive relief**
13 **and reasonable attorney's fees to any plaintiff who prevails in such a lawsuit.**

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