

SECOND REGULAR SESSION

SENATE JOINT RESOLUTION NO. 30

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BARTLE.

Read 1st time January 13, 2010, and ordered printed.

TERRY L. SPIELER, Secretary.

3904S.011

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing sections 11(c) and 24 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to voter approval requirements for taxes.

Be it resolved by the Senate, the House of Representatives concurring therein:

That at the next general election to be held in the state of Missouri, on
2 Tuesday next following the first Monday in November, 2010, or at a special
3 election to be called by the governor for that purpose, there is hereby submitted
4 to the qualified voters of this state, for adoption or rejection, the following
5 amendment to article X of the Constitution of the state of Missouri:

Section A. Sections 11(c) and 24, article X, Constitution of Missouri, are
2 repealed and two new sections adopted in lieu thereof, to be known as sections
3 11(c) and 24, to read as follows:

Section 11(c). In all municipalities, counties and school districts the rates
2 of taxation as herein limited may be increased for their respective purposes when
3 the rate and purpose of the increase are submitted to a vote, **at a general**
4 **election**, and two-thirds of the qualified electors voting thereon shall vote
5 therefor; provided in school districts the rate of taxation as herein limited may
6 be increased for school purposes so that the total levy shall not exceed six dollars
7 on the hundred dollars assessed valuation, except as herein provided, when the
8 rate and the purpose of the increase are submitted to a vote, **at a general**
9 **election**, and a majority of the qualified electors voting thereon shall vote
10 therefor; provided, that in any school district where the board of education is not
11 proposing a higher tax rate for school purposes, the last tax rate approved shall
12 continue and the tax rate need not be submitted to the voters; provided, that in
13 school districts where the qualified voters have voted against a proposed higher
14 tax rate for school purposes, then the rate shall remain at the rate approved in

15 the last previous school election except that the board of education shall be free
16 to resubmit any higher tax rate at any time; provided that any board of education
17 may levy a lower tax rate than approved by the voters as authorized by any
18 provision of this section; and provided, that the rates herein fixed, and the
19 amounts by which they may be increased may be further limited by law; and
20 provided further, that any county or other political subdivision, when authorized
21 by law and within the limits fixed by law, may levy a rate of taxation on all
22 property subject to its taxing powers in excess of the rates herein limited, for
23 library, hospital, public health, recreation grounds and museum purposes.

Section 24. (a) The provisions for voter approval contained in sections 16
2 through 23, inclusive, of this article do not abrogate and are in addition to other
3 provisions of the constitution requiring voter approval to incur bonded
4 indebtedness and to authorize certain taxes.

5 (b) The provisions contained in sections 16 through 23, inclusive, of this
6 article are self-enforcing; provided, however, that the general assembly may enact
7 laws implementing such provisions which are not inconsistent with the purposes
8 of said sections.

9 (c) **Provisions of Article III section 52(b) and Article XII section**
10 **2(b) of this constitution to the contrary notwithstanding, the provisions**
11 **for voter approval contained in sections 16 through 23, inclusive, of this**
12 **article shall only be satisfied at a general election.**

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