

SENATE SUBSTITUTE  
FOR  
SENATE JOINT RESOLUTION NO. 25

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 22(a) of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to noneconomic damage awards in civil cases.

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BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

1           That at the next general election to be held in the state of  
2 Missouri, on Tuesday next following the first Monday in November,  
3 2014, or at a special election to be called by the governor for  
4 that purpose, there is hereby submitted to the qualified voters  
5 of this state, for adoption or rejection, the following amendment  
6 to article I of the Constitution of the state of Missouri:

7           Section A. Section 22(a), article I, Constitution of  
8 Missouri, is repealed and one new section adopted in lieu  
9 thereof, to be known as section 22(a), to read as follows:

10          Section 22(a). That the right of trial by jury as  
11 heretofore enjoyed shall remain inviolate; provided that a jury  
12 for the trial of criminal and civil cases in courts not of record  
13 may consist of less than twelve citizens as may be prescribed by  
14 law, and a two-thirds majority of such number concurring may  
15 render a verdict in all civil cases; that in all civil cases in  
16 courts of record, three-fourths of the members of the jury  
17 concurring may render a verdict; [and] that in every criminal

1 case any defendant may, with the assent of the court, waive a  
2 jury trial and submit the trial of such case to the court, whose  
3 finding shall have the force and effect of a verdict of a jury;  
4 and that in all civil cases an award of noneconomic damages may  
5 be limited as prescribed by law.

6 Section B. Pursuant to chapter 116, and other applicable  
7 constitutional provisions and laws of the this state allowing the  
8 general assembly to adopt ballot language for the submission of  
9 this joint resolution to the voters of this state, the official  
10 summary statement of this resolution shall be as follows:

11 "Shall the Missouri Constitution be amended to provide  
12 that in all civil cases an award of noneconomic damages  
13 may be limited as proscribed by law?"  
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