

SECOND REGULAR SESSION

SENATE JOINT RESOLUTION NO. 35

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR EIGEL.

3856S.01I

ADRIANE D. CROUSE, Secretary

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 12 of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the Missouri department of the National Guard.

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

That at the next general election to be held in the
2 state of Missouri, on Tuesday next following the first Monday
3 in November, 2022, or at a special election to be called by
4 the governor for that purpose, there is hereby submitted to
5 the qualified voters of this state, for adoption or
6 rejection, the following amendment to article IV of the
7 Constitution of the state of Missouri:

Section A. Section 12, article IV, Constitution of
2 Missouri, is repealed and two new sections adopted in lieu
3 thereof, to be known as sections 12 and 54, to read as follows:

Section 12. The executive department shall consist of
2 all state elective and appointive officials and employees
3 except officials and employees of the legislative and
4 judicial departments. In addition to the governor and
5 lieutenant governor there shall be a state auditor,
6 secretary of state, attorney general, a state treasurer, an
7 office of administration, a department of agriculture, a
8 department of conservation, a department of natural
9 resources, a department of elementary and secondary
10 education, a department of higher education, a department of

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

11 highways and transportation, a department of insurance, a
12 department of labor and industrial relations, a department
13 of economic development, a department of public safety, a
14 department of revenue, a department of social services, **a**
15 **department of the National Guard**, and a department of mental
16 health. In addition to the elected officers, there shall
17 not be more than **[fifteen] sixteen** departments and the
18 office of administration. The general assembly may create
19 by law two departments, in addition to those named, provided
20 that the departments shall be headed by a director or
21 commission appointed by the governor on the advice and
22 consent of the senate. The director or commission shall
23 have administrative responsibility and authority for the
24 department created by law. Unless discontinued all present
25 or future boards, bureaus, commissions and other agencies of
26 the state exercising administrative or executive authority
27 shall be assigned by law or by the governor as provided by
28 law to the office of administration or to one of the
29 **[fifteen] sixteen** administrative departments to which their
30 respective powers and duties are germane.

Section 54. The department of the National Guard shall
2 **be in charge of the adjutant general appointed by the**
3 **governor, by and with the advice and consent of the senate.**
4 **The department shall administer the militia of the state and**
5 **programs of the state relating to military forces.**

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