

SENATE JOINT RESOLUTION NO. 77

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR CARTER.

4386S.01I

KRISTINA MARTIN, Secretary

JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 51 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

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

Section A. Section 51, article III, Constitution of
2 Missouri, is repealed and one new section adopted in lieu
3 thereof, to be known as section 51, to read as follows:

Section 51. **1.** The initiative shall not be used:

2 **(1)** For the appropriation of money other than of new
3 revenues created and provided for thereby[,];

4 **(2)** To raise sales taxes on food;

5 **(3)** To raise, expand, or impose any taxes or fees on
6 real estate, real estate transactions, or real or personal
7 property; or

8 **(4)** For any other purpose prohibited by this
9 constitution. [Except as provided in this constitution,]

10 **2.** It shall be unlawful for:

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

11 (1) A government of a foreign country or a foreign
12 political party to sponsor an initiative petition;

13 (2) A government of a foreign country or a foreign
14 political party to directly or indirectly make:

15 (a) A contribution or donation of money or other thing
16 of value, or make an express or implied promise to make a
17 contribution or donation, in connection with an initiative
18 petition;

19 (b) A contribution or donation to a political
20 committee or a political party favoring or opposing an
21 initiative petition; or

22 (c) An expenditure, independent expenditure, or
23 disbursement for an electioneering communication whether
24 print, broadcast, or digital media, or otherwise, related to
25 an initiative petition; or

26 (3) A person to solicit, accept, or receive a
27 contribution or donation from a government of a foreign
28 country or a foreign political party in connection with an
29 initiative petition.

30 3. (1) Any measure [proposed] proposing laws shall
31 take effect when approved by a majority of the votes cast
32 thereon.

33 (2) Notwithstanding Section 2(b) of Article XII of
34 this Constitution to the contrary, any measure proposing an
35 amendment to this constitution shall take effect when
36 approved by a majority of votes cast thereon statewide by
37 legal voters and also a majority of votes cast thereon in a
38 majority of the congressional districts by legal voters.

39 When conflicting measures are approved at the same election
40 the one receiving the largest affirmative vote shall prevail.

41 **4. The general assembly shall have exclusive authority**
42 **to enact laws enforcing provisions in this constitution**
43 **relating to initiative petitions.**

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

7 "Shall the Missouri Constitution be amended to:

- 8 • Forbid foreign countries from sponsoring or
9 funding initiatives;
- 10 • Prohibit taxes on food or property by
11 initiative; and
- 12 • Pass constitutional initiatives by a majority
13 of voters in a majority of congressional
14 districts?".

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