

# HOUSE JOINT RESOLUTION NO. 46

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES WHITE (Sponsor), BAHR AND DAVIS (Co-sponsors).

4718H.011

D. ADAM CRUMBLISS, Chief Clerk

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### JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing section 2 of article VII of the Constitution of Missouri, and adopting one new section in lieu thereof relating to impeachment trials.

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*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  
2 following the first Monday in November, 2014, or at a special election to be called by the  
3 governor for that purpose, there is hereby submitted to the qualified voters of this state, for  
4 adoption or rejection, the following amendment to article VII of the Constitution of the state of  
5 Missouri:

Section A. Section 2, article VII, Constitution of Missouri, is repealed and one new  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

Section 2. The house of representatives shall have the sole power of impeachment. All  
2 impeachments shall be tried [before the supreme court, except that the governor or a member of  
3 the supreme court shall be tried by a special commission of seven eminent jurists to be elected  
4 by the senate. The supreme court or special commission shall take an oath to try impartially the  
5 person impeached,] **by the senate; and when sitting for that purpose, the senators shall be  
6 on oath or affirmation to do justice according to law and the evidence. When the governor  
7 shall be tried, the chief justice of the supreme court shall preside;** and no person shall be  
8 convicted without the concurrence of [five-sevenths of the court or special commission] **two-  
9 thirds of all the senators present.**

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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.