

SECOND REGULAR SESSION

# HOUSE JOINT RESOLUTION NO. 34

91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE FARNEN.

Read 1<sup>st</sup> time December 19, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

2940L.01I

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## JOINT RESOLUTION

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

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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 following the first Monday in November, 2002, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to article IV of the Constitution of the state of Missouri:

Section A. Section 51, article IV, Constitution of Missouri, is repealed and one new section adopted in lieu thereof, to be known as section 51, to read as follows:

Section 51. The appointment of all members of administrative boards and commissions and of all department and division heads, as provided by law, shall be made by the governor. **Upon election to a subsequent term, the governor shall make new appointments, or reappointments, as he or she may determine, of all department and division heads, as provided by law.** All members of administrative boards and commissions **appointed by the governor**, all department and division heads **appointed or reappointed by the governor**, and all other officials appointed by the governor shall be made only by and with the advice and consent of the senate. The authority to act of any person whose appointment requires the advice and consent of the senate shall commence, if the senate is in session, upon receiving the advice and consent of the senate. If the senate is not in session, the authority to act shall commence

11 immediately upon appointment by the governor but shall terminate if the advice and consent of  
12 the senate is not given within thirty days after the senate has convened in regular or special  
13 session. If the senate fails to give its advice and consent to any appointee, that person shall not  
14 be reappointed by the governor to the same office or position.