

SECOND REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 51

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MORRIS (Sponsor), SCHLOTTACH, ROARK, NIEVES, PRATT, GOODMAN, DEEKEN, THRELKELD, ICET, TAYLOR, JETTON, LEMBKE, YATES, WOOD, DEMPSEY, BAKER, SELF, WRIGHT, QUINN, SCHNEIDER, BEARDEN, RECTOR, BIVINS, STEVENSON, SCHAAF AND ST. ONGE (Co-sponsors).

Read 1st time February 10, 2004, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4397L.011

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing section 3 of article V of the Constitution of Missouri, and adopting one new section in lieu thereof relating to state court jurisdiction.

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, 2004, 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 V of the Constitution of the state of
5 Missouri:

Section A. Section 3, article V, Constitution of Missouri, is repealed and one new section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

Section 3. The supreme court shall have exclusive appellate jurisdiction in all cases
2 involving the validity of a treaty or statute of the United States, or of a statute or provision of the
3 constitution of this state, the construction of the revenue laws of this state, the title to any state
4 office and in all cases where the punishment imposed is death. The court of appeals shall have
5 general appellate jurisdiction in all cases except those within the exclusive jurisdiction of the
6 supreme court. **No court in this state shall have jurisdiction or the remedial authority to**
7 **impose, levy, or collect any tax or toll road fee or to otherwise contravene the taxing power**
8 **of the general assembly as established in section 1 of article X of this constitution, including**

9 **the authority to direct or require the general assembly to impose, levy, or collect any tax**
10 **or toll road fee.**