

SECOND REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 62

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SOMMER.

5304H.021

D. ADAM CRUMBLISS, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing section 12 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to public employment for members of the general assembly.

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, 2018, 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 III of the Constitution of the state of
5 Missouri:

Section A. Section 12, article III, Constitution of Missouri, is repealed and one new
2 section adopted in lieu thereof, to be known as section 12, to read as follows:

Section 12. No person holding any lucrative office or employment under the United
2 States, this state or any municipality thereof shall hold the office of senator or representative.
3 When any senator or representative accepts any office or employment under the United States,
4 this state or any municipality thereof, his office shall thereby be vacated and he shall thereafter
5 perform no duty and receive no salary as senator or representative. During the term for which
6 he was elected no senator or representative shall accept any appointive office or employment
7 under this state which is created or the emoluments of which are increased during such term.
8 This section shall not apply to members of the organized militia, of the reserve corps, **of any**
9 **police or fire department, of any public educational institution, college, or university,** and
10 of school boards, and notaries public. **This section shall not apply to any part-time public**

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.

11 **employment for a political subdivision or special district that is compensated at less than**
12 **twenty thousand dollars annually.**

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

5 “Shall the Constitution of the state of Missouri be amended to allow individuals seeking
6 to attain or retain employment as police, firefighters, public educators, and part-time political
7 subdivision or special district employees earning less than twenty thousand dollars annually to
8 simultaneously serve as members of the general assembly?”.

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