

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE JOINT RESOLUTION NO. 47**  
**96TH GENERAL ASSEMBLY**

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Reported from the Committee on General Laws, March 8, 2012, with recommendation that the Senate Committee Substitute do pass.

5430S.02C

TERRY L. SPIELER, Secretary.

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**JOINT RESOLUTION**

Submitting to the qualified voters of Missouri, an amendment repealing section 8 of article IX of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the prohibition of public aid for religious purposes and institutions.

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*Be it resolved by the Senate, the House of Representatives concurring therein:*

That at the next general election to be held in the state of Missouri, on  
2 Tuesday next following the first Monday in November, 2012, or at a special  
3 election to be called by the governor for that purpose, there is hereby submitted  
4 to the qualified voters of this state, for adoption or rejection, the following  
5 amendment to article IX of the Constitution of the state of Missouri:

Section A. Section 8, article IX, Constitution of Missouri, is repealed and  
2 one new section adopted in lieu thereof, to be known as section 8, to read as  
3 follows:

Section 8. [Neither the general assembly, nor any county, city, town,  
2 township, school district or other municipal corporation, shall ever make an  
3 appropriation or pay from any public fund whatever, anything in aid of any  
4 religious creed, church or sectarian purpose, or to help to support or sustain any  
5 private or public school, academy, seminary, college, university, or other  
6 institution of learning controlled by any religious creed, church or sectarian  
7 denomination whatever; nor shall any grant or donation of personal property or  
8 real estate ever be made by the state, or any county, city, town, or other  
9 municipal corporation, for any religious creed, church, or sectarian purpose  
10 whatever] **Other provisions of this constitution to the contrary**  
11 **notwithstanding, nothing shall prohibit the enactment of legislation**

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

12 **pertaining to any education program, funding, or other support to**  
13 **benefit children attending any public or nonpublic Missouri elementary**  
14 **or secondary school, so long as such legislation complies with the**  
15 **requirements of the First Amendment to the United States Constitution.**

Section B. Pursuant to chapter 116, RSMo, and other applicable  
2 constitutional provisions and laws of this state allowing the general assembly to  
3 adopt ballot language for the submission of a joint resolution to the voters of this  
4 state, the official ballot title of the amendment proposed in section A shall be as  
5 follows:

6 "Shall the Constitution of the State of Missouri be amended to allow the  
7 enactment of legislation pertaining to education programs for children attending  
8 Missouri public or nonpublic elementary or secondary schools while ensuring and  
9 safeguarding separation of Church and State as required by the First Amendment  
10 of the U.S. Constitution?"

✓

Bill

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