

FIRST REGULAR SESSION

SENATE JOINT RESOLUTION NO. 8

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DIXON.

Pre-filed December 7, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

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JOINT RESOLUTION

Submitting to the qualified voters of Missouri, an amendment repealing section 4 of article V of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the appointment of judges to the reapportionment commission.

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, 2014, 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 V of the Constitution of the state of Missouri:

Section A. Section 4, article V, Constitution of Missouri, is repealed and
2 one new section adopted in lieu thereof, to be known as section 4, to read as
3 follows:

Section 4. 1. The supreme court shall have general superintending control
2 over all courts and tribunals. Each district of the court of appeals shall have
3 general superintending control over all courts and tribunals in its
4 jurisdiction. The supreme court and districts of the court of appeals may issue
5 and determine original remedial writs. Supervisory authority over all courts is
6 vested in the supreme court which may make appropriate delegations of this
7 power.

8 2. The supreme court may appoint a state courts administrator and other
9 staff to aid in the administration of the courts, and it shall appoint a clerk of the
10 supreme court and may appoint other staff to aid in the administration of the
11 business of the supreme court. Each such appointee shall serve at the pleasure

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

12 of the court. The clerk's and administrator's salary shall be fixed by law. All
13 other appointees shall have salaries fixed by the court within the legislative
14 limits of the appropriation made for that purpose.

15 3. [In the event that six commissioners of the supreme court are not
16 available to sit as a reapportionment commission as provided in sections 2, 3 and
17 7 of article III of the constitution of this state,] **When** a commission composed of
18 six members appointed by the supreme court from among the judges of the court
19 of appeals[,] shall serve [in lieu of the commissioners of the supreme court.] **as**
20 **a reapportionment commission, as provided in sections 2 and 7 of**
21 **article III of the constitution of this state,** no more than two members of
22 any division of the court of appeals shall be appointed to the commission.

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 of this act
5 shall be as follows:

6 "Shall the Constitution of the State of Missouri be amended to remove
7 language regarding the appointment of commissioners of the supreme court,
8 positions which are no longer in existence, to serve on a reapportionment
9 commission, and add that judges appointed from the court of appeals shall serve
10 as a reapportionment commission."

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