

House Concurrent Resolution No. 53

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES SCHOELLER (Sponsor), TILLEY, SMITH (150), DIEHL,
JONES (89), DUGGER AND COX (Co-sponsors).

6296L.011

AN ACT

Relating to submission of a revised Summary Statement to House Committee Substitute No. 2 for Senate Joint Resolution No. 2, Ninety-sixth General Assembly, First Regular Session, to the secretary of state.

Be it enacted by the General Assembly of the state of Missouri, as follows:

WHEREAS, on March 27, 2012, the Circuit Court of Cole County in *Aziz v. Mayer*, Case No. 11AC-CC00439 consolidated with No. 11AC-CC00449, found that the Summary Statement as enacted in House Committee Substitute No. 2 for Senate Joint Resolution No. 2, Ninety-sixth General Assembly, First Regular Session, "is insufficient and unfair because...the Proposed Constitutional Amendment (1) does not contain a "Voter Protection Act" in any of its sections; (2) the words "voter protection act," "protection," or "act" do not appear anywhere therein; and (3) no indication is given to where this "Voter Protection Act" can be found"; and

WHEREAS, Section 116.155, RSMo, allows the General Assembly to formulate a summary statement for measures it refers to the people for a vote; and

WHEREAS, the Court in *Aziz* stated, "Because significant changes are required here and policy choices need to be made as to how to reallocate the words in a revised summary statement, the Court chooses to vacate the summary statement and to provide the General Assembly an opportunity to revise it"; and

WHEREAS, in accordance with the Court's statement which gives the General Assembly the opportunity to revise the Summary Statement, the General Assembly hereby submits a revised Summary Statement to House Committee Substitute No. 2 for Senate Joint Resolution No. 2, Ninety-sixth General Assembly, First Regular Session, to read as follows:

"Shall the Missouri Constitution be amended to create standards for enacting general laws that authorize advance voting, require the use of government-issued photo identification in order to vote, and govern voting

25 procedures based on whether an individual is voting in person or by absentee ballot?":

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27 **NOW, THEREFORE, BE IT RESOLVED** that the members of the House of
28 Representatives of the Ninety-sixth General Assembly, Second Regular Session, the Senate
29 concurring therein, hereby submits a revised Summary Statement to House Committee Substitute
30 No. 2 for Senate Joint Resolution No. 2, Ninety-sixth General Assembly, First Regular Session,
31 in order to address the issues raised in *Aziz v. Mayer*, Case No. 11AC-CC00439 consolidated
32 with No. 11AC-CC00449, by the Circuit Court of Cole County; and

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34 **BE IT FURTHER RESOLVED** that this resolution of the General Assembly be deemed
35 as an official submission by the General Assembly of a revised Summary Statement for House
36 Committee Substitute No. 2 for Senate Joint Resolution No. 2, Ninety-sixth General Assembly,
37 First Regular Session, to the Secretary of State; and

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39 **BE IT FURTHER RESOLVED** that the Chief Clerk of the Missouri House of
40 Representatives be instructed to prepare a properly inscribed copy of this resolution for Robin
41 Carnahan, Secretary of State.

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