

SECOND REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 124

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KNIGHT.

5707H.011

DANA RADEMAN MILLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing Sections 29 and 30(c) of Article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the department of highways and transportation.

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 following the first Monday in November, 2020, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to Article IV of the Constitution of the state of Missouri:

Section A. Sections 29 and 30(c), Article IV, Constitution of Missouri, are repealed and two new sections adopted in lieu thereof, to be known as Sections 29 and 30(c), to read as follows:

Section 29. ~~[The highways and transportation commission shall be in charge of]~~ The department of transportation **shall be in charge of a director appointed by the governor by and with the advice and consent of the senate.** ~~[The number, qualifications, compensation and terms of the members of the highways and transportation commission shall be fixed by law, and not more than one-half of its members shall be of the same political party. The selection and removal of all employees shall be without regard to political affiliation. The highways and transportation commission]~~ **The department of transportation** (i) shall have authority over the state highway system; (ii) shall have authority over all other transportation programs and

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.

9 facilities as provided by law, including, but not limited to, aviation, railroads, mass
10 transportation, ports, and waterborne commerce; and (iii) shall have authority to limit access to,
11 from and across state highways and other transportation facilities where the public interests and
12 safety may require. All references to the highway commission and the department of highways
13 in this constitution and in the statutes shall mean the ~~[highways and transportation commission~~
14 ~~and the]~~ department of transportation.

Section 30(c). The ~~[highways and transportation commission]~~ **department of**
2 **transportation** shall have authority to plan, locate, relocate, establish, acquire, construct,
3 maintain, control, and as provided by law to operate, develop and fund public transportation
4 facilities as part of any state transportation system or program such as but not limited to aviation,
5 mass transportation, transportation of elderly and handicapped, railroads, ports, waterborne
6 commerce and intermodal connections, provided that funds other than those designated or
7 dedicated for highway purposes in or deposited in the state road fund or the state road bond fund
8 pursuant to sections 30(a) or 30(b) of this constitution are made available for such purposes. No
9 moneys which are distributed to the state transportation fund pursuant to section 30(b) shall be
10 used for any purpose other than for transportation purposes as provided in this section.

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