



KHJR 16

JAMES C. KIRKPATRICK
STATE INFORMATION CENTER
(573) 751-4936

JASON KANDER
SECRETARY OF STATE
STATE OF MISSOURI

ELECTIONS DIVISION
(573) 751-2301

May 22, 2013

RECEIVED

MAY 22 2013

STATE AUDITORS OFFICE

The Honorable Tom Schweich
State Auditor
State Capitol Building
Jefferson City, MO 65101

RE: Fiscal Note and Fiscal Note Summary Request for HJR No. 16

Dear Mr. Schweich:

Enclosed please find a copy of HJR No. 16 that was received by our office.

We are referring the enclosed joint resolution to you for the purposes of preparing a fiscal note and fiscal note summary in accordance with §§ 116.160.1, 116.170 and 116.175 RSMo. As you are aware, the fiscal note and fiscal note summary are required to be forwarded by you to our office within thirty days of receipt of the joint resolution, pursuant to § 116.170 RSMo.

Thank you for your immediate consideration of this request.

Sincerely,

Jason Kander
Secretary of State

cc: Chris Koster
Sheri Hoffman
Barbara Wood

14-HJR 16

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
SENATE COMMITTEE SUBSTITUTE FOR

HOUSE JOINT RESOLUTION NO. 16

97TH GENERAL ASSEMBLY

0895S.02T

2013

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment to article I of the Constitution of Missouri, and adopting one new section relating to admissibility of evidence.

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, 2014, 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 I of the Constitution of the state of
5 Missouri:

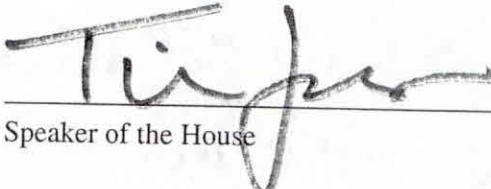
Section A. Article I, Constitution of Missouri, is amended by adding one new section,
2 to be known as section 18(c), to read as follows:

Section 18(c). **Notwithstanding the provisions of sections 17 and 18(a) of this article**
2 **to the contrary, in prosecutions for crimes of a sexual nature involving a victim under**
3 **eighteen years of age, relevant evidence of prior criminal acts, whether charged or**
4 **uncharged, is admissible for the purpose of corroborating the victim's testimony or**
5 **demonstrating the defendant's propensity to commit the crime with which he or she is**
6 **presently charged. The court may exclude relevant evidence of prior criminal acts if the**
7 **probative value of the evidence is substantially outweighed by the danger of unfair**
8 **prejudice.**

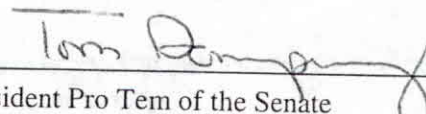
EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

Section B. The official ballot title for section A of this act shall read as follows:

- 2 "Shall the Missouri Constitution be amended so that it will be permissible to allow relevant
- 3 evidence of prior criminal acts to be admissible in prosecutions for crimes of a sexual nature
- 4 involving a victim under eighteen years of age?"

✓


Speaker of the House



President Pro Tem of the Senate