

It is a class A misdemeanor punishable, notwithstanding the provisions of section 560.021, RSMo, to the contrary, for a term of imprisonment not to exceed one year in the county jail or a fine not to exceed ten thousand dollars or both, for anyone to sign any initiative petition with any name other than his or her own, or knowingly to sign his or her name more than once for the same measure for the same election, or to sign a petition when such person knows he or she is not a registered voter.

INITIATIVE PETITION

To the Honorable John R. Ashcroft, Secretary of State for the State of Missouri:

We, the undersigned, registered voters of the state of Missouri and _____ County (or city of St. Louis), respectfully order that the following proposed amendment to the constitution shall be submitted to the voters of the state of Missouri, for their approval or rejection, at the general election to be held on the 6th day of November, 2018, and each for himself or herself says: I have personally signed this petition; I am a registered voter of the State of Missouri and _____ County (or city of St. Louis); my registered voting address and name of the city, town or village in which I live are correctly written after my name.

[OFFICIAL BALLOT TITLE]

RECEIVED
JAN 31 2017
MO. SECRETARY OF STATE

CIRCULATOR'S AFFIDAVIT, STATE OF MISSOURI, COUNTY OF _____

I, _____, being first duly sworn, say (print or type names of signers)
(Petition Circulator's Printed Name)

NAME (Signature)	DATE SIGNED	REGISTERED VOTING ADDRESS (Street) (City, Town or Village)	Zip Code	Congr. Dist.	NAME (Printed or Typed)
1.					
2.					
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signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County.

FURTHERMORE, I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT AND THAT I HAVE NEVER BEEN CONVICTED OF, FOUND GUILTY OF, OR PLED GUILTY TO ANY OFFENSE INVOLVING FORGERY.

I am at least 18 years of age, I do _____ do not _____ (check one) expect to be paid for circulating this petition. If paid, list the payer

Signature of Affiant (Person obtaining signatures)

Street address of Affiant

Printed Name of Affiant

City, State and Zip Code of Affiant

Subscribed and sworn to before me this _____ day of _____, A.D. 201__

Signature of Notary

Notary Public (Seal)

Address of Notary

My commission expires: _____

Be it resolved by the people of the state of Missouri that the Constitution be amended:

Article III, Section 2, Section 5, and Section 7 of the Constitution are amended to read as follows:

Section 2. Election of representatives—apportionment commission, appointment, duties, compensation.
— The house of representatives shall consist of [one hundred sixty-three] eighty members with five members from each of sixteen representative districts in the state of Missouri elected at each general election. [and] Two legislative districts are to be located within the boundaries of each congressional district in the state of Missouri apportioned in the following manner: Within sixty days after the passage of this amendment and again with sixty days after the population of this state is reported to the President for each decennial census of the United States and, in the event that a reapportionment has been invalidated by a court of competent jurisdiction, within sixty days after notification by the governor that such a ruling has been made, the congressional district committee of each of the [two] political parties casting at least two percent of the [highest] vote for governor in each representative district at the last preceding election shall meet and the members of the committee shall nominate, by a majority vote of the members of the committee present, provided that a majority of the elected members is present, two members of their party, residents in that district, as nominees for reapportionment commissioners. [Neither party shall select more than one nominee from any one state representative district.] The congressional committees shall each submit to the governor their list of elected nominees. Within thirty days the governor shall appoint a commission consisting of one name from each list to reapportion the state into [one hundred and sixty-three] sixteen representative districts, with two districts located within the boundaries of each congressional district and to establish the numbers and boundaries of said districts.

If any of the congressional committees fails to submit a list within such time the governor shall appoint a member of his own choice from that district and from the political party of the committee failing to make the appointment.

Members of the commission shall be disqualified from holding office as members of the general assembly for four years following the date of the filing by the commission of its final statement of apportionment. For the purposes of this article, the term congressional district committee or congressional district refers to the congressional district committee or the congressional district from which a congressman was last elected, or, in the event members of congress from this state have been elected at large, the term congressional district committee refers to those persons who last served as the congressional district committee for those districts from which congressmen were last elected, and the term congressional district refers to those districts from which congressmen were last elected. Any action pursuant to this section by the congressional district committee shall take place only at duly called meetings, shall be recorded in their official minutes and only members present in person shall be permitted to vote.

The commissioners so selected shall on the fifteenth day, excluding Sundays and holidays, after all members have been selected, meet in the capitol building and proceed to organize by electing from their number a chairman, vice chairman and secretary and shall adopt an agenda establishing at least three hearing dates on which hearings open to the public shall be held. A copy of the agenda shall be filed with the clerk of the house of representatives within twenty-four hours after its adoption. Executive meetings may be scheduled and held as often as the commission deems advisable.

The commission shall reapportion the representatives by dividing the population of [the state] each congressional district by the number [one hundred sixty-three] two and shall establish each district so that the population of that district shall, as nearly as possible, equal that figure.

Should the number of congressional districts be altered as a result of any future decennial census of the United States, the total number of representatives elected will be adjusted accordingly, so that there are still two representative districts within each congressional district with five representatives elected from each representative district.

Each district shall be composed of contiguous territory as compact as may be.

Not later than five months after the appointment of the commission, the commission shall file with the secretary of state a tentative plan of apportionment and map of the proposed districts and during the ensuing fifteen days shall hold such public hearings as may be necessary to hear objections or testimony of interested persons.

Not later than six months after the appointment of the commission, the commission shall file with the secretary of state a final statement of the numbers and the boundaries of the districts together with a map of the districts, and no statement shall be valid unless approved by at least seven-tenths of the members. After the statement is filed members of the house of representatives shall be elected according to such districts until a reapportionment is made as herein provided, except that if the statement is not filed within six months of the time fixed for the appointment of the commission, it shall stand discharged and the house of representatives shall be apportioned by a commission of six members appointed from among the judges of the appellate courts of the state of Missouri by the state supreme court, a majority of whom shall sign and file its apportionment plan and map with the secretary of state within ninety days of the date of the discharge of the apportionment commission. Thereafter members of the house of

representatives shall be elected according to such districts until a reapportionment is made as herein provided.

Each member of the commission shall receive as compensation fifteen dollars a day for each day the commission is in session but not more than one thousand dollars, and, in addition, shall be reimbursed for his actual and necessary expenses incurred while serving as a member of the commission. No reapportionment shall be subject to the referendum.

Section 5. The senate shall consist of ~~[thirty-four]~~ five members from each congressional district, elected by the qualified voters of the respective congressional districts for four years, with each voter in each district casting a total of up to three votes ranking candidates in order of preference. [For the election of senators, the state shall be divided into convenient districts of contiguous territory, as compact and nearly equal in population as may be.]

For the general elections held in November of 2020 and November of 2022, elections for the senate will be held in all of the congressional districts. Any members of the senate who were elected in 2018 will complete the term of office to which they were elected. The number of members to be elected from each congressional district will be determined by subtracting the number of members completing their terms of office from the total of five members to be elected from each congressional district. Candidates who win election from even-numbered congressional districts in 2020 will serve a two-year term of office. Candidates who win election from odd-numbered congressional districts in 2020 will serve a four-year term of office. For the general election held in November of 2022, five members will be elected from each even-numbered congressional district to serve a four-year term and the number of members equal to the number of members residing in odd-numbered districts whose term of office expires in 2022 will be elected from each odd-numbered congressional district to serve a two-year term. Beginning in 2024 and every two years thereafter, the full complement of twenty members from districts will be elected in each general election, beginning with even-numbered districts in 2024 and odd-numbered districts in 2026.

Should the number of congressional districts be altered as a result of any future decennial census of the United States, the total number of members to be elected will be adjusted accordingly, so that there are still five members elected from each congressional district.

Section 7. [Within sixty days after the population of this state is reported to the President for each decennial census of the United States, and within sixty days after notification by the governor that a reapportionment has been invalidated by a court of competent jurisdiction, the state committee of each of the two political parties casting the highest vote for governor at the last preceding election shall, at a committee meeting duly called, select by a vote of the individual committee members, and thereafter submit to the governor a list of ten persons, and within thirty days thereafter the governor shall appoint a commission of ten members, five from each list, to reapportion the thirty-four senatorial districts and to establish the numbers and boundaries of said districts.

If either of the party committees fails to submit a list within such time the governor shall appoint five members of his own choice from the party of the committee so failing to act.

Members of the commission shall be disqualified from holding office as members of the general assembly for four years following the date of the filing by the commission of its final statement of apportionment.

The commissioners so selected shall on the fifteenth day, excluding Sundays and holidays, after all members have been selected, meet in the capitol building and proceed to organize by electing from their number a chairman, vice chairman and secretary and shall adopt an agenda establishing at least three hearing dates on which hearings open to the public shall be held. A copy of the agenda shall be filed with the secretary of the senate within twenty-four hours after its adoption. Executive meetings may be scheduled and held as often as the commission deems advisable.

The commission shall reapportion the senatorial districts by dividing the population of the state by the number thirty-four and shall establish each district so that the population of that district shall, as nearly as possible, equal that figure; no county lines shall be crossed except when necessary to add sufficient population to a multi-district county or city to complete only one district which lies partly within such multi-district county or city so as to be as nearly equal as practicable in population. Any county with a population in excess of the quotient obtained by dividing the population of the state by the number thirty-four is hereby declared to be a multi-district county.

Not later than five months after the appointment of the commission, the commission shall file with the secretary of state a tentative plan of apportionment and map of the proposed districts and during the ensuing fifteen days shall hold such public hearings as may be necessary to hear objections or testimony of interested persons.

Not later than six months after the appointment of the commission, the commission shall file with the secretary of state a final statement of the numbers and the boundaries of the districts together with a map of the districts, and no statement shall be valid unless approved by at least seven members. After the statement is filed senators shall be elected according to such districts until a reapportionment is

made as herein provided, except that if the statement is not filed within six months of the time fixed for the appointment of the commission, it shall stand discharged and the senate shall be apportioned by a commission of six members appointed from among the judges of the appellate courts of the state of Missouri by the state supreme court, a majority of whom shall sign and file its apportionment plan and map with the secretary of state within ninety days of the date of the discharge of the apportionment commission. Thereafter senators shall be elected according to such districts until a reapportionment is made as herein provided.

Each member of the commission shall receive as compensation fifteen dollars a day for each day the commission is in session, but not more than one thousand dollars, and, in addition, shall be reimbursed for his actual and necessary expenses incurred while serving as a member of the commission. No reapportionment shall be subject to the referendum.]

A list of candidates from each political party for the general election will be determined by means of a primary election, with each party electing a number of candidates up to, but not exceeding, the number of members to be elected to both the house of representatives and the senate in the general election. All qualified candidates who file for each party's nominations will appear on the primary ballot for that party. Registered voters will be allowed to vote in one, and only one, party's primary election, and will cast a total of three votes, ranked in order of preference. A total number of candidates from each political party up to the number of senators or representatives to be elected will be included on the ballot in the general election, listed in order of number of votes received, with the candidate receiving the most votes listed first on the ballot for each party.

A political party having no candidate for statewide office receiving, nor having received as a political party, at least two percent of the total vote in the preceding general election, may qualify for a place on the ballot by presenting petitions signed by one-half of one per cent of the legal voters in a given congressional district. An independent candidate may qualify for a place on the ballot by presenting petitions signed by one-fifth of one percent of the legal voters in a given congressional district. The number of "legal voters" is equal to, and determined by, the total vote for governor in that congressional district in the general election last preceding. Said petitions to be delivered to the secretary of state no later than ninety days preceding the general election. At the time the petitions are presented, the political party will also notify the secretary of state of the method to be used by said party in nominating a slate of candidates.

The signatures on petitions submitted by independent candidates and political parties shall be subject to verification according to the procedures in the code of state regulations for independent candidate petitions in force at the time the petitions are submitted.

In the general election, voters will cast a total of three votes, ranked in order of preference. Each validly cast ballot shall initially be counted as one vote for its highest-ranking candidate. The threshold to be elected shall be 17 percent of the total votes counted in any round. Ballots that do not rank any continuing candidate, that contain votes for more than one candidate at the same ranking, or in which a voter has left a ranking blank once that ranking would have been utilized, will be considered "exhausted ballots" and will not be counted in that round, or subsequent rounds.

Tabulation of votes in both the primary election and general election shall proceed in rounds, sequentially, as follows: All first-choice votes are tabulated. Any candidate receiving at least 17 percent of the total number is elected and is considered an "elected candidate" for tabulation purposes in subsequent rounds. The ballots for an elected candidate become exhausted ballots and are not counted in subsequent rounds. The candidate receiving the fewest votes in each round is eliminated. All other candidates are "continuing candidates." The second-choice votes from the ballots with the eliminated candidate as first-choice are distributed to continuing candidates. Any second-choice votes for elected candidates are ignored and third-choice votes will be utilized instead.

If the number of continuing candidates surpassing the threshold in any round exceeds the number of additional members to be elected, the candidate(s) with the most votes are elected, in order. This process is repeated until the number of elected candidates is equal to the number of members to be elected. If all ballots are exhausted without enough candidates being elected, the continuing candidate(s) with the most votes are elected, in order, to the remaining seats.

If a senator or representative resigns, dies, or is removed from office for any reason during the subsequent legislative sessions, the seat shall be filled by the next candidate who would have won election had there been one more member elected using the prescribed method for tabulating votes.

This amendment shall take effect January 1, 2019 and beginning with the selection of candidates and election of representatives and senators in the general election to be held in November of 2020.