



ATTORNEY GENERAL OF MISSOURI

JEFFERSON CITY
65102

JEREMIAH W. (JAY) NIXON
ATTORNEY GENERAL

P.O. Box 899
(573) 751-3321

March 9, 2006

OPINION LETTER NO. 88-2006

Honorable Claire C. McCaskill
Missouri State Auditor
224 State Capitol Building
Jefferson City, MO 65101

Dear Auditor McCaskill:

This office received your letter of March 1, 2006, submitting a fiscal note and fiscal note summary prepared under Section 116.175, RSMo, for an initiative petition, submitted by Patrick Tuohey (version 2), to adopt a new section of the Constitution of Missouri to be known as Section 26 of Article I, relating to eminent domain. The fiscal note summary that you submitted is as follows:

The total fiscal impact to state government is unknown, but estimated to exceed \$100,000. The fiscal impact to local government is unknown.

Under Section 116.175, we approve the legal content and form of the fiscal note summary. Because our review of the fiscal note summary is mandated by statute, no action that we take with respect to such review should be construed as an endorsement of the petition or as the expression of any view regarding the objectives of its proponents.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jay Nixon", written over a faint circular stamp.

JEREMIAH W. (JAY) NIXON
Attorney General