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March 18, 2013

OPINION LETTER NO. 15-2013

The Honorable Jason Kander
Missouri Secretary of State
James C. Kirkpatrick State Information Center
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Kander:

This opinion letter responds to your request dated March 8, 2013, for our review under § 116.334, RSMo, of a proposed summary statement prepared for the petition submitted by Herman Kriegshauser regarding a proposed constitutional amendment to amend Article X of the Missouri Constitution, version 2 (2014-022). The proposed summary statement is as follows:

Shall the Missouri Constitution be amended to create an individual and corporate state income tax credit of 60% of the amount donated to Missouri not-for-profit elementary and secondary schools or school districts and Missouri not-for-profit foundations providing scholarships for Missouri secondary school graduates to attend Missouri not-for-profit higher education colleges and universities (this credit cannot exceed the donor's state income tax liability for the year)?

Pursuant to § 116.334, RSMo, we approve the legal content and form of the proposed statement. Because our review of the statement is mandated by statute, no action that we take with respect to such review should be construed

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as an endorsement of the petition, nor as the expression of any view regarding the objectives of its proponents.

Very truly yours,

A handwritten signature in blue ink that reads "Chris Koster". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

CHRIS KOSTER
Attorney General