



ATTORNEY GENERAL OF MISSOURI

JEFFERSON CITY
65102

CHRIS KOSTER
ATTORNEY GENERAL

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

September 16, 2013

OPINION LETTER NO. 71-2013

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 September 6, 2013, for our review under § 116.334, RSMo, of a proposed summary statement prepared for the petition submitted by Barbara Swanson regarding a proposed constitutional amendment to amend Article IX of the Missouri Constitution (2014-045). The proposed summary statement is as follows:

Shall the Missouri Constitution be amended to:

- create a tax credit for donations made to nonprofit corporations that provide funds to improve programs in public school districts, provide scholarships for students to attend qualified private or parochial elementary or secondary schools, or support special education services for children;
- limit the tax credit to \$50,000 annually per individual or business entity, and cap the entire credit at \$90 million annually; and

OP-2013-0096

- repeal any constitutional provisions that prohibit taxpayer funds from being used to aid private or parochial elementary or secondary schools that qualify for the funding in this measure?

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

Very truly yours,



CHRIS KOSTER
Attorney General