



ATTORNEY GENERAL OF MISSOURI
ERIC SCHMITT

July 23, 2021

OPINION LETTER NO. 89-2021

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

Dear Secretary Ashcroft:

This opinion letter responds to your request dated July 13, 2021 for our review under § 116.332, RSMo of the sufficiency as to form of an initiative petition submitted by Eric McSwain, version 3, 2022-044.

We conclude that the petition must be rejected for at least the following reasons:

1. The petition does not contain "all matter which is to be deleted included in its proper place enclosed in brackets and all new matter shown underlined" as required pursuant to § 116.050.2(1), RSMo.
2. Under § 116.050.2(3), RSMo, the petition does not conform to Article III, § 50 because it contains "more than one amended and revised article of the Constitution."

Because of our rejection of the form of the petition for the reasons stated above, we have not reviewed the petition to determine whether additional deficiencies exist. Pursuant to § 116.332.4, RSMo, the Secretary of State is authorized to review this opinion and "make a final decision as to the approval or rejection of the form of the petition."

Very truly yours,

A handwritten signature in blue ink that reads "Eric S. Schmitt".

ERIC S. SCHMITT
Attorney General