

Introduced: 3/26/76
Referred: Judiciary

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE JOINT RESOLUTION NO. 66

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 Proposing amendments to the Constitution
6 of the State of Alaska relating to the
7 effective date of acts subject to refer-
8 endum.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. Article II, sec. 18, Constitution of the State of Alaska,
11 is repealed and re-adopted to read:

12 SECTION 18. EFFECTIVE DATE. Laws passed by the legislature may
13 not become effective until ninety days have elapsed following adjourn-
14 ment of the legislative session at which they were enacted. Dedications
15 of revenue, appropriations, or local or special acts may become effective
16 at an earlier date by concurrence of two-thirds of the membership of
17 each house. Any other act may become effective at an earlier date only
18 if it is necessary for the immediate preservation of the public peace,
19 health or safety. The circumstances constituting this necessity shall
20 be stated in a separate section of the act, and the act shall be ap-
21 proved by a two-thirds vote of the membership in each house.

22 * Sec. 2. Article XI, sec. 5, Constitution of the State of Alaska, is
23 amended to read:

24 SECTION 5. REFERENDUM ELECTION. A referendum petition may be
25 filed only within ninety days after adjournment of the legislative
26 session at which the act was passed. An act referred may not become
27 effective until it has been approved by the voters. The lieutenant
28 governor shall prepare a ballot title and proposition summarizing the
29 act and shall place them on the ballot for the first statewide election

1 held more than one hundred eighty days after adjournment of that session.

2 * Sec. 3. Article XI, sec. 6, Constitution of the State of Alaska, is
3 amended to read:

4 SECTION 6. ENACTMENT. If a majority of the votes cast on the
5 proposition favor its adoption, the initiated measure is enacted. If a
6 majority of the votes cast on the proposition favor the rejection of an
7 act referred, it is rejected. The lieutenant governor shall certify the
8 election returns. An initiated law becomes effective ninety days after
9 certification, is not subject to veto, and may not be repealed by the
10 legislature within two years of its effective date. It may be amended
11 at any time. An act rejected by referendum is void [THIRTY DAYS AFTER
12 CERTIFICATION]. Additional procedures for the initiative and referendum
13 may be prescribed by law.

14 * Sec. 4. The amendments proposed by this resolution shall be placed
15 before the voters of the state at the next general election in conformity
16 with art. XIII, sec. 1, Constitution of the State of Alaska, and the election
17 laws of the state.