

Introduced: 6/17/81
Referred: Judiciary

1 IN THE HOUSE

BY METCALFE

2 HOUSE JOINT RESOLUTION NO. 64

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 Proposing amendments to the Constitu-
6 tion of the State of Alaska authoriz-
7 ing the legislature to submit its
8 acts to the voters for approval or
9 rejection.

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

11 * Section 1. Article XI, sec. 2, Constitution of the State of Alaska is
12 amended to read:

13 SECTION 2. APPLICATION. An initiative [OR REFERENDUM] is proposed
14 by an application containing the bill to be initiated [OR THE ACT TO BE
15 REFERRED]. Unless an act of the legislature is referred to the voters
16 in accordance with procedures established by law, a referendum is pro-
17 posed by an application containing the act to be referred. The applica-
18 tion for an initiative or a referendum shall be signed by not less than
19 one hundred qualified voters as sponsors, and shall be filed with the
20 lieutenant governor. If the lieutenant governor [HE] finds it in
21 proper form, the lieutenant governor [HE] shall so certify. Denial of
22 certification shall be subject to judicial review.

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

25 SECTION 5. REFERENDUM ELECTION. The legislature may require that
26 an act which it has enacted is subject to approval or rejection by the
27 people of the State, and shall, by law, establish procedures for sub-
28 mission of laws that it has enacted to the voters for approval or
29 rejection. When the people propose an application containing an act to

1 be repealed, the [A] referendum petition may be filed only within
2 ninety days after adjournment of the legislative session at which the
3 act was passed. When an act is to be submitted to the voters of the
4 State under procedures authorized by this section, the [THE] lieutenant
5 governor shall prepare a ballot title and proposition summarizing the
6 act and shall place the ballot title and proposition [THEM] on the
7 ballot for the first statewide election held more than one hundred
8 eight days after adjournment of that session.

9 * Sec. 3. Article XI, sec. 7, Constitution of the State of Alaska, is
10 amended to read:

11 SECTION 7. RESTRICTIONS. The initiative shall not be used to
12 dedicate revenues, make or repeal appropriations, create courts, define
13 the jurisdiction of courts or prescribe their rules, or enact local or
14 special legislation. When a referendum is proposed by an application,
15 the [THE] referendum shall not be applied to dedications of revenue, to
16 appropriations, to local or special legislation, or to laws necessary
17 for the immediate preservation of the public peace, health, or safety.

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