

1 IN THE HOUSE

BY MARTIN AND MENARD

2

HOUSE JOINT RESOLUTION NO. 43

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

Proposing amendments to the Constitution

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of the State of Alaska authorizing the

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use of the initiative to amend the

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Constitution of the State of Alaska.

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

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

12 SECTION 1. INITIATIVE AND REFERENDUM. The people may propose  
13 and enact constitutional amendments and laws by the initiative, and  
14 approve or reject acts of the legislature by the referendum.

15 \* Sec. 2. Article XI, sec. 2, Constitution of the State of Alaska, is  
16 amended to read:

17 SECTION 2. APPLICATION. An initiative or referendum is proposed  
18 by an application containing the constitutional amendment or bill to  
19 be initiated or the act to be referred. The application shall be  
20 signed by not less than one hundred qualified voters as sponsors, and  
21 shall be filed with the lieutenant governor. The lieutenant governor  
22 shall certify the application if it is [IF HE FINDS IT] in proper form  
23 [HE SHALL SO CERTIFY]. Denial of certification shall be subject to  
24 judicial review.

25 \* Sec. 3. Article XI, sec. 4, Constitution of the State of Alaska, is  
26 amended to read:

27 SECTION 4. INITIATIVE ELECTION. An initiative petition may be  
28 filed at any time. The lieutenant governor shall prepare a ballot  
29 title and proposition summarizing the proposed constitutional

1 amendment or law, and shall place them on the ballot for the first  
2 statewide election held more than one hundred twenty days after  
3 adjournment of the legislative session following the filing. If,  
4 before the election, substantially the same constitutional amendment  
5 has been proposed by the legislature or substantially the same measure  
6 has been enacted, the petition is void.

7 \* Sec. 4. Article XI, sec. 6, Constitution of the State of Alaska, is  
8 amended to read:

9 SECTION 6. ENACTMENT. If a majority of the votes cast on the  
10 proposition favor its adoption, the initiated constitutional amendment  
11 is adopted or the initiated measure is enacted. If a majority of the  
12 votes cast on the proposition favor the rejection of an act referred,  
13 it is rejected. The lieutenant governor shall certify the election  
14 returns. An initiated constitutional amendment becomes effective  
15 thirty days after the certification of the election returns by the  
16 lieutenant governor. An initiated law becomes effective ninety days  
17 after certification, is not subject to veto, and may not be repealed  
18 by the legislature within two years of its effective date. It may be  
19 amended at any time. An act rejected by referendum is void thirty  
20 days after certification. Additional procedures for the initiative  
21 and referendum may be prescribed by law.

22 \* Sec. 5. The amendments proposed by this resolution shall be placed  
23 before the voters of the state at the next general election in conformity  
24 with art. XIII, sec. 1, Constitution of the State of Alaska, and the elec-  
25 tion laws of the state.