

Introduced: 1/9/89
Referred: State Affairs,
and Judiciary

1 IN THE HOUSE

BY MARTIN

2 HOUSE JOINT RESOLUTION NO. 3
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 Proposing amendments to the Constitution
6 of the State of Alaska authorizing the
7 use of the initiative to amend the
8 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. ADOPTION OR ENACTMENT. If a majority of the votes
10 cast on the proposition favor its adoption, the initiated constitu-
11 tional amendment is adopted or the initiated measure is enacted. If a
12 majority of the votes cast on the proposition favor the rejection of
13 an act referred, it is rejected. The lieutenant governor shall cer-
14 tify the election returns. An initiated constitutional amendment
15 becomes effective thirty days after the certification of the election
16 returns by the lieutenant governor. An initiated law becomes effec-
17 tive ninety days after certification, is not subject to veto, and may
18 not be repealed by the legislature within two years of its effective
19 date. It may be amended at any time. An act rejected by referendum
20 is void thirty days after certification. Additional procedures for
21 the initiative 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.