

HOUSE JOINT RESOLUTION NO. 10
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES MARTIN, Zawacki

Introduced: 1/22/91

Referred: State Affairs, Judiciary, Finance

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska authorizing the use of**
2 **the initiative to amend the Constitution of the State of Alaska.**

3 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

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

5 **SECTION 1. INITIATIVE AND REFERENDUM. The people may propose and enact**
6 **constitutional amendments and laws by the initiative, and approve or reject acts of the**
7 **legislature by the referendum.**

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

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

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

16 **SECTION 4. INITIATIVE ELECTION. An initiative petition may be filed at any time.**

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

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

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

18 * Sec. 5. Article XIII, sec. 1, Constitution of the State of Alaska, is amended to read:

19 SECTION 1. AMENDMENTS. Amendments to this constitution may be proposed by
20 a two-thirds vote of each house of the legislature. The lieutenant governor shall prepare a
21 ballot title and proposition summarizing each proposed amendment, and shall place them on
22 the ballot for the next general election. If a majority of the votes cast on the proposition favor
23 the amendment, it shall be adopted. Unless otherwise provided in the amendment, it becomes
24 effective thirty days after the certification of the election returns by the lieutenant governor.
25 Amendments may also be proposed by the initiative under Article XI.

26 * Sec. 6. The amendments proposed by this resolution shall be placed before the voters of the state
27 at the next general election in conformity with art. XIII, sec. 1, Constitution of the State of Alaska, and
28 the election laws of the state.