

HOUSE JOINT RESOLUTION NO. 1
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES PHILLIPS, Bunde

Introduced: 1/11/93

Referred: State Affairs, Judiciary, Finance

A RESOLUTION

1 Proposing amendments to the Constitution of the State of Alaska authorizing the
2 use of the initiative to amend the Constitution of the State of Alaska by
3 approval of two-thirds of the votes cast on the proposed amendment.

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

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

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

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

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

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

2 SECTION 4. INITIATIVE ELECTION. An initiative petition may be filed
3 at any time. The lieutenant governor shall prepare a ballot title and proposition
4 summarizing the proposed constitutional amendment or law, and shall place them
5 on the ballot for the first statewide election held more than one hundred twenty days
6 after adjournment of the legislative session following the filing. If, before the election,
7 substantially the same constitutional amendment has been proposed by the
8 legislature or substantially the same law [MEASURE] has been enacted, the petition
9 is void.

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

11 SECTION 6. DISPOSITION OF PROPOSED CONSTITUTIONAL
12 AMENDMENT OR LAW OR OF ACT REFERRED. (a) [ENACTMENT. IF
13 A MAJORITY OF THE VOTES CAST ON THE PROPOSITION FAVOR ITS
14 ADOPTION, THE INITIATED MEASURE IS ENACTED. IF A MAJORITY OF
15 THE VOTES CAST ON THE PROPOSITION FAVOR THE REJECTION OF AN
16 ACT REFERRED, IT IS REJECTED.] The lieutenant governor shall certify the
17 returns of an election conducted under Section 4 or 5 of this article [RETURNS].

18
19 (b) If two-thirds of the votes cast on the proposed constitutional
20 amendment favor its adoption, the proposed amendment becomes effective. An
21 initiated constitutional amendment becomes effective thirty days after the
22 certification of the election returns by the lieutenant governor.

23 (c) If a majority of the votes cast on the proposed law favors its
24 enactment, the proposed law is enacted. An initiated law becomes effective ninety
25 days after the certification of the election returns by the lieutenant governor, is not
26 subject to veto, [AND] may not be repealed by the legislature within two years of its
27 effective date, and [. IT] may be amended at any time.

28 (d) If a majority of the votes cast on an act referred favors the rejection
29 of the act referred, the act is rejected. An act rejected by referendum is void thirty
30 days after certification of the election returns by the lieutenant governor.

31 (e) Additional procedures for the initiative and referendum may be prescribed
32 by law.

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

2 SECTION 1. AMENDMENTS. Amendments to this constitution may be
3 proposed by a two-thirds vote of each house of the legislature. The lieutenant
4 governor shall prepare a ballot title and proposition summarizing each [PROPOSED]
5 amendment proposed by the legislature, and shall place them on the ballot for the
6 next general election. If a majority of the votes cast on the proposition favours
7 [FAVOR] the amendment, it shall be adopted. Unless otherwise provided in the
8 amendment, it becomes effective thirty days after the certification of the election
9 returns by the lieutenant governor. Amendments to this constitution may also be
10 proposed by the initiative under Article XI.

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