

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 279CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Avery, 28.

Read first time January 11, 2010

Committee: Government, Military and Veterans Affairs

1 THE MEMBERS OF THE ONE HUNDRED FIRST LEGISLATURE OF
2 NEBRASKA, SECOND SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2010 the
4 following proposed amendment to the Constitution of Nebraska shall
5 be submitted to the electors of the State of Nebraska for approval
6 or rejection:

7 To amend Article III, section 2:

8 III-2 The first power reserved by the people is
9 the initiative whereby laws may be enacted and constitutional
10 amendments adopted by the people independently of the Legislature.
11 This power may be invoked by petition wherein the proposed
12 measure shall be set forth at length. If the petition be for the
13 enactment of a law, it shall be signed by ~~seven~~ four percent of
14 the registered voters of the state, and if the petition be for
15 the amendment of the Constitution, the petition therefor shall
16 be signed by ~~ten~~ fifteen percent of such registered voters. In

1 all cases the registered voters signing such petition shall be so
2 distributed as to include five percent of the registered voters of
3 each of two-fifths of the counties of the state, and when thus
4 signed, the petition shall be filed with the Secretary of State
5 who shall submit the measure thus proposed to the electors of the
6 state at the first general election held not less than four months
7 after such petition shall have been filed. The same measure, either
8 in form or in essential substance, shall not be submitted to the
9 people by initiative petition, either affirmatively or negatively,
10 more often than once in three years. If conflicting measures
11 submitted to the people at the same election be approved, the one
12 receiving the highest number of affirmative votes shall thereby
13 become law as to all conflicting provisions. The constitutional
14 limitations as to the scope and subject matter of statutes enacted
15 by the Legislature shall apply to those enacted by the initiative.
16 Initiative measures shall contain only one subject. The Legislature
17 shall not amend, repeal, modify, or impair a law enacted by the
18 people by initiative, contemporaneously with the adoption of this
19 initiative measure or at any time thereafter, except upon a vote of
20 at least two-thirds of all the members of the Legislature.

21 Sec. 2. The proposed amendment shall be submitted to the
22 electors in the manner prescribed by the Constitution of Nebraska,
23 Article XVI, section 1, with the following ballot language:

24 A constitutional amendment to change the number of
25 signatures required on initiative petitions.

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- 1 For
- 2 Against.