

Bill No. SJR 6

Barcode 062564

CHAMBER ACTION

Senate

House

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The Committee on Judiciary (Campbell) recommended the following amendment:

Senate Amendment (with title amendment)

Delete everything after the resolving clause

and insert:

That the following amendment to Sections 3 and 5 of Article XI of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE XI
AMENDMENTS

SECTION 3. Initiative.--The power to propose the revision or amendment of any portion or portions of this constitution or to propose legislation by initiative is reserved to the people, provided that, any such revision, ~~or~~ amendment, or legislation, except for those limiting the power of government to raise revenue, shall embrace but one subject

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1 and matter directly connected therewith.

2 (a) The power to propose the revision or amendment of
3 this constitution by initiative ~~It~~ may be invoked by filing
4 with the custodian of state records a petition containing a
5 copy of the proposed revision or amendment, signed by a number
6 of electors in each of one half of the congressional districts
7 of the state, and of the state as a whole, equal to eight
8 percent of the votes cast in each of such districts
9 respectively and in the state as a whole in the last preceding
10 election in which presidential electors were chosen.

11 (c) The power to propose legislation by initiative may
12 be invoked by filing with the custodian of state records a
13 petition containing a copy of the proposed legislation, signed
14 by a number of electors equal to four percent of the votes
15 cast in the state as a whole in the last preceding election in
16 which presidential electors were chosen.

17 SECTION 5. Amendment or revision election.--

18 (a) A proposed amendment to or revision of this
19 constitution, or any part of it, or any legislation proposed
20 by initiative shall be submitted to the electors at the next
21 general election held more than ninety days after the joint
22 resolution or report of revision commission, constitutional
23 convention or taxation and budget reform commission proposing
24 it is filed with the custodian of state records, unless,
25 pursuant to law enacted by the affirmative vote of
26 three-fourths of the membership of each house of the
27 legislature and limited to a single amendment or revision, it
28 is submitted at an earlier special election held more than
29 ninety days after such filing.

30 (b) A proposed amendment or revision of this
31 constitution, or any part of it, or any legislation by

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1 initiative shall be submitted to the electors at the general
2 election provided the initiative petition is filed with the
3 custodian of state records no later than February 1 of the
4 year in which the general election is held.

5 (c) The legislature shall provide by general law,
6 prior to the holding of an election pursuant to this section,
7 for the provision of a statement to the public regarding the
8 probable financial impact of any amendment or legislation
9 proposed by initiative pursuant to section 3.

10 (d) Once in the tenth week, and once in the sixth week
11 immediately preceding the week in which the election is held,
12 the proposed amendment or revision or the proposed
13 legislation, with notice of the date of election at which it
14 will be submitted to the electors, shall be published in one
15 newspaper of general circulation in each county in which a
16 newspaper is published. In the alternative, the secretary of
17 state may mail to every registered voter a pamphlet containing
18 the proposed amendment and statements of no more than 500
19 words prepared by one proponent and one opponent of the
20 initiative. Such pamphlet may be included in any mailing of
21 sample ballots.

22 (e) If the proposed amendment or revision is approved
23 by vote of at least three-fifths of the electors voting on the
24 measure, it shall be effective as an amendment to or revision
25 of the constitution of the state on the first Tuesday after
26 the first Monday in January following the election, or on such
27 other date as may be specified in the amendment or revision.

28 (f) Unless otherwise specifically provided in this
29 constitution, if the proposed legislation by initiative is
30 approved by a majority of the electors of the state voting on
31 the measure, it shall take effect on the first Tuesday after

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1 the first Monday in January following the election, or on such
2 other date as may be specified in the legislation.

3 (g) Legislation approved by the voters under this
4 section may not be amended or repealed except by an
5 affirmative vote of three-fourths of the membership of each
6 house of the legislature.

7 BE IT FURTHER RESOLVED that the following statement be
8 placed on the ballot:

9 CONSTITUTIONAL AMENDMENT

10 ARTICLE XI, SECTIONS 3 and 5

11 INITIATIVE AND APPROVAL OF CONSTITUTIONAL AMENDMENTS OR
12 REVISIONS.--Proposing an amendment to the State Constitution
13 to allow the proposal of legislation by initiative and
14 establishing procedures and requirements for such initiatives
15 and to require that a proposed constitutional amendment or
16 revision be approved by at least three-fifths of the electors
17 of the state voting on the measure rather than by a simple
18 majority.

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21 ===== T I T L E A M E N D M E N T =====

22 And the title is amended as follows:

23 On page 1, lines 3-5, delete those lines

24

25 and insert:

26 Sections 3 and 5 of Article XI of the State
27 Constitution; providing for the proposal of
28 legislation by initiative; establishing
29 procedures and requirements for such
30 initiatives; requiring that proposed
31 legislation by initiative be approved by a

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1 majority of the electors of the state voting on
2 the measure and that a proposed amendment or
3 revision of the State
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