

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 300CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Nelson, 6.

Read first time January 21, 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 measure
12 shall be set forth at length. If the petition be for the enactment
13 of a law, it shall be signed by ~~seven~~ three percent of the
14 registered voters of the state, and if the petition be for the
15 amendment of the Constitution, the petition therefor shall be
16 signed by ~~ten~~ five percent of such registered voters. ~~In all cases~~

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

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

4 A constitutional amendment to change the number of
5 signatures required for an initiative petition.

6 For

7 Against.