

ONE HUNDRED NINTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 23CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Sanders, 45.

Read first time January 21, 2025

Committee: Government, Military and Veterans Affairs

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

3 **Section 1.** At the general election in November 2026, the following
4 proposed amendment to the Constitution of Nebraska shall be submitted to
5 the electors of the State of Nebraska for approval or rejection:

6 To amend Article III, section 2:

7 **III-2** The first power reserved by the people is the initiative
8 whereby laws may be enacted and constitutional amendments adopted by the
9 people independently of the Legislature. This power may be invoked by
10 petition wherein the proposed measure shall be set forth at length. If
11 the petition be for the enactment of a law, it shall be signed by seven
12 percent of the registered voters of the state, and if the petition be for
13 the amendment of the Constitution, the petition therefor shall be signed
14 by ten percent of such registered voters. In all cases the registered
15 voters signing such petition shall be so distributed as to include five
16 percent of the registered voters of each of two-fifths of the counties of
17 the state, and when thus signed, the petition shall be filed with the
18 Secretary of State. For petitions filed prior to July 7, 2028, the
19 Secretary of State ~~who~~ shall submit the measure thus proposed to the
20 electors of the state at the first general election held not less than
21 four months after such petition shall have been filed. For petitions
22 filed on or after July 7, 2028, the Secretary of State shall submit the
23 measure at the next general election only if such petition is filed on or

1 before the second Wednesday in July of the calendar year before such
2 general election. The same measure, either in form or in essential
3 substance, shall not be submitted to the people by initiative petition,
4 either affirmatively or negatively, more often than once in three years.
5 If conflicting measures submitted to the people at the same election be
6 approved, the one receiving the highest number of affirmative votes shall
7 thereby become law as to all conflicting provisions. The constitutional
8 limitations as to the scope and subject matter of statutes enacted by the
9 Legislature shall apply to those enacted by the initiative. Initiative
10 measures shall contain only one subject. The Legislature shall not amend,
11 repeal, modify, or impair a law enacted by the people by initiative,
12 contemporaneously with the adoption of this initiative measure or at any
13 time thereafter, except upon a vote of at least two-thirds of all the
14 members of the Legislature.

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

18 A constitutional amendment to change the deadline to file an
19 initiative petition for placement on the general election ballot.

20 For

21 Against.