

ONE HUNDRED THIRD LEGISLATURE

SECOND SESSION

**LEGISLATIVE RESOLUTION 393CA**

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Murante, 49; Nelson, 6.

Read first time January 09, 2014

Committee: Government, Military and Veterans Affairs

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

3 Section 1. At the general election in November 2014 the  
4 following proposed amendment to the Constitution of Nebraska shall be  
5 submitted to the electors of the State of Nebraska for approval or  
6 rejection:

7 To amend Article III, section 2:

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

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

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

1                   A constitutional amendment to change the number of  
2 signatures required for an initiative petition.

3                   For

4                   Against.