

IN THE HOUSE OF REPRESENTATIVES

HOUSE JOINT RESOLUTION NO. 4

BY STATE AFFAIRS COMMITTEE

A JOINT RESOLUTION

1 PROPOSING AN AMENDMENT TO SECTION 26, ARTICLE III OF THE CONSTITUTION OF THE  
2 STATE OF IDAHO, RELATING TO PSYCHOACTIVE SUBSTANCES; STATING THE QUES-  
3 TION TO BE SUBMITTED TO THE ELECTORATE; DIRECTING THE LEGISLATIVE COUN-  
4 CIL TO PREPARE THE STATEMENTS REQUIRED BY LAW; AND DIRECTING THE SECRE-  
5 TARY OF STATE TO PUBLISH THE AMENDMENT AND ARGUMENTS AS REQUIRED BY LAW.  
6

7 Be It Resolved by the Legislature of the State of Idaho:

8 SECTION 1. That Section 26, Article III of the Constitution of the  
9 State of Idaho be amended to read as follows:

10 Section 26. POWER AND AUTHORITY OVER INTOXICATING LIQUORS  
11 AND PSYCHOACTIVE SUBSTANCES. (1) From and after the thirty-first  
12 day of December in the year 1934, the legislature of the state of  
13 Idaho shall have full power and authority to permit, control and  
14 regulate or prohibit the manufacture, sale, keeping for sale, and  
15 transportation for sale, of intoxicating liquors for beverage pur-  
16 poses.

17 (2) Effective immediately upon adoption by the voters of  
18 Idaho, only the legislature of the state of Idaho shall have power  
19 and authority to legalize the growing, producing, manufacturing,  
20 transporting, selling, delivering, dispensing, administering,  
21 prescribing, distributing, possessing, or using of marijuana, nar-  
22 cotics, or other psychoactive substances.

23 SECTION 2. The question to be submitted to the electors of the State of  
24 Idaho at the next general election shall be as follows:

25 "Shall Section 26, Article III of the Constitution of the State of Idaho  
26 be amended to provide that only the Idaho Legislature shall have power and  
27 authority to legalize the growing, producing, manufacturing, transporting,  
28 selling, delivering, dispensing, administering, prescribing, distribut-  
29 ing, possessing, or using of marijuana, narcotics, or other psychoactive  
30 substances?"

31 SECTION 3. The Legislative Council is directed to prepare the state-  
32 ments required by Section 67-453, Idaho Code, and file the same.

33 SECTION 4. The Secretary of State is hereby directed to publish this  
34 proposed constitutional amendment and arguments as required by law.