

A BILL FOR AN ACT

To propose an amendment to Article XII of the Constitution of the Federated States of Micronesia, by adding a new Section 4 to provide for appointment of an Independent Prosecutor, when needed, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. It is hereby proposed that Article XII of the
2 Constitution of the Federated States of Micronesia be amended by
3 adding a new Section 4 to read as follows:

4 "Section 4. An Independent Prosecutor may be appointed,
5 as needed, by the President, with the advice and consent
6 of the Congress, or by act of Congress. The Independent
7 Prosecutor shall serve until the date of final
8 disposition of the matter(s) for which he is appointed
9 or until terminated by act of Congress, whichever occurs
10 first. The date of final disposition of a matter shall
11 be determined by the Chief Justice of the Supreme Court
12 of the Federated States of Micronesia or, if the Chief
13 Justice be unavailable or an interested party in the
14 matter, by the senior Associate Justice of the Supreme
15 Court of the Federated States of Micronesia. The
16 Independent Prosecutor shall be independent of
17 administrative control, except that he shall report to
18 Congress at least once per year. Funding for the
19 Independent Prosecutor may not be reduced during his

1 term of office. The duties and powers of the
2 Independent Prosecutor shall be prescribed by statute."

3 Section 2. The constitutional amendment proposed in section
4 1 of this act shall be submitted to the people for approval during
5 the next general election scheduled to take place in March 2003.

6 Section 3. This act shall become law upon approval by the
7 President of the Federated States of Micronesia or upon its
8 becoming law without such approval.

9

10 Date: 10/15/02

Introduced by: /s/ Isaac V. Figir
Isaac V. Figir

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1