A BILL FOR AN ACT

To propose an amendment to article IV of the Constitution of the Federated States of Micronesia by repealing section 9 to permit capital punishment, and for other purposes.

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

Section 1. Proposed amendment. It is hereby proposed that article IV of the Constitution of the Federated States of Micronesia be amended to read as follows:

"ARTICLE IV

DECLARATION OF RIGHTS

SECTION 1. No law may deny or impair freedom of expression, peaceable assembly, association, or petition.

SECTION 2. No law may be passed respecting an establishment of religion or impairing the free exercise of religion, except that assistance may be provided to parochial schools for non-religious purposes.

SECTION 3. A person may not be deprived of life, liberty, or property without due process of law, or be denied the equal protection of the laws.

SECTION 4. Equal protection of the laws may not be denied or impaired on account of sex, race, ancestry, national origin, language, or social status.

SECTION 5. The right of the people to be secure in their persons, houses, papers, and other possessions against unreasonable search, seizure, or invasion of privacy may not be violated. A warrant may not issue except on probable cause, supported by affidavit particularly describing the place to be searched and the persons or things to be seized.

SECTION 6. The defendant in a criminal case has a right to a speedy public trial, to be informed of the nature of the
accusation, to have counsel for his defense, to be confronted
with the witnesses against him, and to compel attendance of
witnesses in his behalf.

SECTION 7. A person may not be compelled to give evidence
that may be used against him in a criminal case, or be twice
put in jeopardy for the same offense.

SECTION 8. Excessive bail may not be required, excessive
fines imposed, or cruel and unusual punishments inflicted. The
writ of habeas corpus may not be suspended unless required for
public safety in cases of rebellion or invasion.

SECTION IX/ 9. Slavery and involuntary servitude are
prohibited except to punish crime.

SECTION XII/ 10. A bill of attainder or ex post facto law
may not be passed.

SECTION XII/ 11. A citizen of the Federated States of
Micronesia may travel and migrate within the Federated States.

SECTION XII/ 12. Imprisonment for debt is prohibited."

Section 2. Procedure and ratification. Upon this act becoming
law, the proposed constitutional amendment set out in section 1 will
become part of the Constitution after completion of procedures and
ratification as required by Public Law No. 2-51.
Section 3. Effective date. This act shall become law upon
approval by the President of the Federated States of Micronesia or
upon its becoming law without such approval.

Date: 10/19/82

Introduced by: John Hageligan