A BILL FOR AN ACT

To repeal subsection 1 of section 102 of title 9 of the Code of the Federated States of Micronesia and to enact a new subsection 1 in lieu thereof to provide that the candidates receiving the next highest vote totals fill the vacancies in the Congress created by the election of a President and Vice President, and for other purposes.

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

Section 1. Subsection 1 of section 102 of title 9 of the Code of the Federated States of Micronesia is hereby repealed and a new subsection 1 is enacted to read as follows:

"Section 102. Vacancies - Special election.

(1) Where the vacancy of the President and Vice President shall be declared the Vice President shall take the oath of office or resign or the President of the Congress, or the President shall take the oath of office, as the case may be, and shall serve until the President and Vice President have been elected by the Congress.

(2) The President shall certify that the President and Vice President have been elected by the Congress.

The President shall have been elected by the Congress in which the President was declared a candidate at the national election.

Every candidate for the President and Vice President shall have been elected by the Congress in which the President was declared a candidate at the national election.

(1) Vacancies in the Congress of the Federated States of Micronesia created by the election of a President and Vice President shall be filled by the candidate for Congress who received the next highest vote totals for the four-year term from the States of the now President and Vice President."
(2) Any other vacancy in the Congress shall be filled for the unexpired term by special election, except that an unexpired term of one year or less shall be filled by appointment by the chief executive of the State affected. The appointee shall serve only for the unexpired term."

Section 2. 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: 5/28/83

Introduced by: Jack Fritz

Peter M. Christian

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