

A BILL FOR AN ACT

To propose an amendment to article XI, section 6, of the Constitution of the Federated States of Micronesia to remove cases involving an interest in land from the diversity jurisdiction of the National courts, and for other purposes.

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

1       Section 1. Proposed amendment. It is hereby proposed that  
2 article XI, section 6, of the Constitution of the Federated States of  
3 Micronesia be amended to read as follows:

4               "Section 6. (a) The trial division of the Supreme Court  
5 has original and exclusive jurisdiction in cases affecting  
6 officials of foreign governments, disputes between states,  
7 admiralty or maritime cases, and in cases in which the  
8 national government is a party except where an interest  
9 in land is at issue.

10               (b) The national courts, including the trial division  
11 of the Supreme Court, have concurrent original jurisdiction  
12 in cases arising under this Constitution; national law or  
13 treaties; and, except where an interest in land is at issue,  
14 in disputes between a state and a citizen of another state,  
15 between citizens of different states, and between a state or  
16 a citizen thereof, and a foreign state, citizen, or subject.

17               (c) When jurisdiction is concurrent, the proper court  
18 may be prescribed by statute."

19       Section 2. Procedure. Upon this act becoming law, the proposed  
20 constitutional amendment set out in section 1 will become part of the  
21 Constitution after completion of procedures and ratification as  
22 required by Public Law No. 2-51, as amended by Public Law No. 2-58.

23

24

25

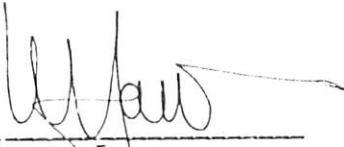
J. 6-0

C.B. No. 6-112

1 Section 3. Effective date. This act shall become law upon  
2 approval by the President of the Federated States of Micronesia or  
3 upon its becoming law without such approval.

4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Date: 11-7-89

Introduced by:   
Wagner Lawrence