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A BILL FOR AN ACT

To propose an amendment to section 11 of article XI of the Constitution of the Federated States of Micronesia to provide that matters before the Supreme Court of the Federated States of Micronesia shall be determined on the merits without regard to case law or the principle of stare decisis, 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 section 11 of article XI of the Constitution of the Federated States
3 of Micronesia be amended to read as follows:

4 "Section 11. Court decisions shall be consistent with
5 this Constitution, Micronesian customs and traditions,
6 and the social and geographical configuration of Micro-
7 nesia. The decisions shall be rendered based on the
8 merits of each case, without regard to prior decisions
9 in other cases or the principle of stare decisis."

10 Section 2. Procedure. Upon this act becoming law, the proposed
11 constitutional amendment set out in section 1 will become part of
12 the Constitution after completion of procedures and ratification
13 as required by chapter 7 of title 1 of the Code of the Federated
14 States of Micronesia.

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

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Date: 10-29-90

Introduced by: Jack Fritz
Jack Fritz

