

**NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
38TH, REGULAR SESSION, 2017**



Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

**CONSTITUTIONAL CONVENTION (AMENDMENT) ACT
2017**

AN ACT to amend the Constitutional Convention Act of 2015

BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS

§101. Short title.

This Act may be cited as the Constitutional Convention (Amendment) Act 2017.

§102. Amendment.

(i) Section 408 of the Act is hereby amended as follows:

§408. Vacancies.

- (1) Notwithstanding the provisions of the Elections and Referenda Act 1981, in the event of a vacancy occurring during the course of the Constitutional Convention, such vacancy shall be filled by the candidate who poled the next highest number of votes.
- (2) In the event Subsection (1) does not apply because the successful candidate was unopposed, the Chief Electoral Officer shall proceed under the provisions of Section 139 of the Elections and Referenda Act, as provided in Section 107 of this Act, and shall set a time for nominations under Section 146 as soon as practicable:

- (a) If the vacant seat is unopposed; the Chief Electoral Officer shall declare that person to be elected pursuant to Section 149 of the Elections and Referenda Act;
- (b) If there is more than one candidate, and the Chief Electoral Officer determines that a special election is impracticable, before the conclusion of the Constitutional Convention, no special election shall be held.

§103. Effective date.

This Act shall take effect in accordance with the Constitution and the Rules of Procedures of the Nitijela.

CERTIFICATE

I hereby certify:

- 1. That Nitijela Bill No: 82 was passed by the Nitijela of the Republic of the Marshall Islands on the 12th day of May 2017; and
- 2. That I am satisfied that Nitijela Bill No: 82 was passed in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this 16th day of May 2017.



Hon. Kenneth A. Kedi
Speaker
Nitijela of the Marshall Islands

Attest:



Morean S. Watak
Clerk
Nitijela of the Marshall Islands