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A RESOLUTION

Urging the Governor to consider the following Constitutional amendment, to be proposed for referendum at the soonest special election: "Amending Section 3 of Article VI of the Kosrae State Constitution, by strictly terminating the term of a Chief Justice and associate justices, immediately following the expiration of the term, without any possibility of extension or continuation of his or her employment or services."

1           **WHEREAS**, the primary constitutional function of the Legislature is to make laws  
2 efficiently for the State's benefit; and

3           **WHEREAS**, the Kosrae State Constitution is the supreme law of the State and an act in  
4 government in conflict with the Kosrae State Constitution is invalid to the extent of conflict; and

5           **WHEREAS**, pursuant to Section 1 of Article XV of the Kosrae State Constitution, the  
6 Legislature may propose an amendment to the Constitution, by resolution, with an adoption  
7 requirement of three-fourths of the Senators, in order for the amendment to be adopted; and

8           **WHEREAS**, Section 3 of Article VI of the Kosrae State Constitution is the section  
9 referring to the term of the Chief Justice and associate justices; and

10           **WHEREAS**, the 13<sup>th</sup> Kosrae State Legislature wishes to amend Title VI of the Kosrae  
11 State Constitution, under Section 3, as allowed under Section 1 of Article XV, by inserting the  
12 ensuing clause "without any possibility of extension or continuation of his or her employment or  
13 service"; **NOW AND THEREFORE**

14           **BE IT RESOLVED**, that Section 3 of Title VI of the Kosrae State Constitution is hereby  
15 amended to read as follows:

THIRTEENTH KOSRAE STATE LEGISLATURE

FIRST REGULAR SESSION, FEBRUARY 2023

L.R. No. 13-09

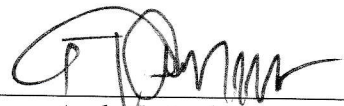
*Td'EO*

1 "Section 3. The Governor nominates and appoints the Chief Justice and associate  
2 justices with the advice and consent of three-fourths of the Senators. Justices hold their offices  
3 during good behavior for terms of six years, without any possibility of extension or continuation of  
4 his or her employment or service, immediately following the expiration of the term."

5 **BE IT FURTHER RESOLVED**, that certified copies of this resolution be transmitted to  
6 The Honorable Tulensa W. Palik, Governor of the State of Kosrae.

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Date: 9/04/23

Introduced by:   
Andy J. Andrew