NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS
43RD CONSTITUTIONAL REGULAR SESSION, 2022

Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

LOCAL GOVERNMENT (AMENDMENT) ACT 2020.

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LOCAL GOVERNMENT (AMENDMENT) ACT 2020.

A BILL FOR AN ACT to amend 4 MIRC Ch. 1 to provide for direct election of the Mayor at each General Election and provide for the replacement of any local government council members at each General Election.

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

§101. Short title.

This Act may be cited as the Local Government (Amendment) Act 2020.

§102. Amendment.

(1) Section 10 of the Local Government Act is hereby amended as follows:

§10. Casual Vacancies

(2) Section 10 of the Local Government Act is hereby amended as follows:

§127. Announcement of election.

(1) When an election is to be held, a certifying officer shall, in whatever manner is customary in the area concerned for the announcement of important news, announce two election meetings, on dates approximately one week apart.

a. If there is an announcement that a council member dies, resigns or otherwise vacates his/her seat, the

seat shall be filled by the candidate receiving the next highest number of votes at the most recent general election. If there was no other candidate at the most recent general election the seat shall remain vacant for the remainder of the term.

(2) Mayors shall be elected by eligible voters in the general election on the basis of a direct and secret ballot .

a. Special elections may be held for the replacement of Mayor at anytime.

b. The certifying officer shall announce a special election approximately thirty (30) days prior to its occurrence.

(3) If a council member dies, resigns or otherwise vacates his/her seat, the seat shall be filled by the candidate receiving the next highest number of votes at the most recent general election. If there was no other candidate at the most recent general election the seat shall remain vacant for the remainder of the term.

§103. Effective Date.

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

I hereby certified:

1. That Nitijela Bill No.38 was passed by the Nitijela of the Republic of the Marshall Islands on the 3rd, day of October, 2022; and

2. That I am satisfied that Nitijela Bill No. 38 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 2nd of November, 2022

Attest:

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

Morean S. Watak
Clerk
Nitijela of the Marshall Islands