

PROPOSAL NO. CC-PR-4-49

ASSIGNED TO: Committee on Government  
Structure and Function

**PROPOSAL TO AMEND THE CONSTITUTION**

To add a new Section 4 to Article XII of the FSM Constitution to provide for the Office of Independent Prosecutor.

New Section 4 shall read:

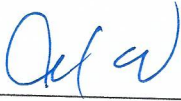
“The Independent Prosecutor shall be nominated by the President with the advice and consent of 2/3 of Congress. The Independent Prosecutor shall serve for a term of eight (8) years until a successor is appointed and confirmed. Independent Prosecutor can only be removed from office by the President for cause, subject to 2/3 affirmative votes of Congress. In the event of removal, the Chief Justice of the FSM Supreme Court shall immediately appoint an Acting Independent Prosecutor who shall serve under such capacity, until a successor is appointed and confirmed.”


**PURPOSE AND INTENT OF AMENDMENT:**

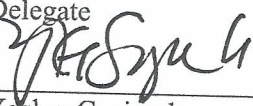
The purpose and intent of this amendment is to have the Office of Independent Prosecutor to investigate and prosecute white color crimes, misuse and misappropriations of public funds by employees of National, States, and local governments, their agencies and instrumentalities.

It is anticipated that with the Office of Independent Prosecutor in place will be a deterrence for potential misuse and misappropriations of public funds. This proposal will further enhance public policy that public funds be used, spent and expended with transparency and accountability.

Introducer: \_\_\_\_\_

  
Canney L. Palsis  
Kosrae Delegation Chairman

  
Johnson A. Asher  
Delegate

  
Yoslyn G. Sigrah  
Delegate

Dated: 01/18/20